

Amendments to HB 5002

Chief Patron: Hanger

Item 0 #1s

Revenues

Revenues

Language

Language:

Page 1, line 6, after "2020", insert:

", and a bill to amend and reenact §§ 33.2-1904, 33.2-1907, and 33.2-2502 of the Code of Virginia, and to amend the Code of Virginia by adding sections numbered §§ 32.1-332.01 and 32.1-332.02".

Page 1, strike lines 22 through 30 and insert:

	"First Year	Second Year	Total
Unreserved Balance, June 30, 2018	\$212,160,796	\$0	\$212,160,796
Additions to Balance	\$22,032,299	\$(500,000)	\$21,532,299
Official Revenue Estimates	\$20,173,667,750	\$20,976,167,750	\$41,149,835,500
Transfers	\$620,975,902	\$631,035,083	\$1,252,010,985
Total General Fund Resources Available for Appropriation	\$21,028,836,747	\$21,606,702,833	\$42,635,539,580"

Page 1, strike lines 32 through 42 and insert:

	"First Year	Second Year	Total
Balance, June 30, 2018	\$5,314,589,535	\$0	\$5,314,589,535
Official Revenue Estimates	\$30,758,074,096	\$31,833,425,993	\$62,591,500,089
Lottery Proceeds Fund	\$592,533,186	\$598,393,186	\$1,190,926,372
Internal Service Fund	\$2,098,949,919	\$2,208,679,991	\$4,307,629,910
Bond Proceeds	\$1,079,456,936	\$128,566,436	\$1,208,023,372
Total Nongeneral Fund Revenues Available for Appropriation	\$39,843,603,672	\$34,769,065,606	\$74,612,669,278
TOTAL PROJECTED REVENUES	\$60,872,440,419	\$56,375,768,439	\$117,248,208,858"

Explanation:

(This amendment includes the general fund and nongeneral fund revenue adjustments contained in the cumulative amendments included in the amendment package to House Bill 5002.)

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Chief Patron: Hanger

Item 1 #1s

Legislative Department

FY18-19

FY19-20

General Assembly of Virginia

\$2,250,000

\$2,250,000 GF

Language:

Page 3, line 5, strike "\$44,731,541" and insert "\$46,981,541".

Page 3, line 5, strike "\$44,731,541" and insert "\$46,981,541".

Page 3, line 9, strike "25,032,859" and insert "\$26,282,859".

Page 3, line 10, strike "\$26,041,062" and insert "\$27,291,062".

Page 3, line 10, strike "\$13,888,527" and insert "\$14,888,527".

Page 3, line 11, strike "\$14,799,993" and insert "\$15,799,993".

Explanation:

(This amendment provides \$2.25 million from the general fund the first year and \$2.25 million from the general fund the second year for the Clerks' offices to address additional costs being incurred due to the transition to the Pocahontas building and increased government transparency initiatives.)

Chief Patron: Hanger

Item 1 #2s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 9, line 54, after "Commission.", insert:

"The Director of the Division of Legislative Services is authorized to fund the operations of the Virginia World War I and World War II Commemoration Commission from the appropriations to the Division and to provide full reimbursement to the Division from the unexpended balances of such Commission, once allotted."

Explanation:

(This amendment authorizes the Director of the Division of Legislative Services to fund the Virginia World War I and World War II Commemoration Commission from the Division's appropriations and to provide full reimbursement to the Division from the Commission's unexpended balances, once allotted. Similar language was included in the budget for the 2016-18 biennium.)

Chief Patron: Hanger

Item 1 #3s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 12, after line 49, insert:

"X. Any nonlegislative citizen member appointed by either the Speaker of the House, the Senate Committee on Rules or the Joint Rules Committee to any Authority, Board, Commission, Committee, or other deliberative body in the Commonwealth shall serve at the pleasure of such appointing authority. Any such member may be relieved of his appointment at any time, with or without cause."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 1 #4s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 10, line 17, after "private early learning settings" insert:

"; further enhancements to the Quality Ratings System; other recommendations and options included in the 2017 JLARC report on Improving Virginia's Early Childhood Development Programs; opportunities for the state to leverage improvements in federal Head Start programs; an integrated early childhood fund to pool and leverage funds for maximum performance and efficiency; and mandating a minimum percentage of VPI slots be in private settings".

Page 10, line 25, after "requested." insert:

"A report of any findings and recommendations shall be submitted to the Chairmen of House Appropriations and Senate Finance Committees by October 1, 2018."

Explanation:

(This language amendment adds additional tasks to the charge of the Joint Subcommittee on the Virginia Preschool Initiative for 2018.)

Chief Patron: Hanger

Item 1 #5s

Legislative Department

General Assembly of Virginia

Language

Language:

Amendments to HB 5002

Page 12, line 26, after "regional cooperation and consolidation of services" insert:
", including by jointly operating or merging small school divisions".

Explanation:

(This language amendment updates the duties of the Joint Subcommittee on Local Fiscal Stress to include reviewing savings opportunities from jointly operating or merging small school divisions.)

Chief Patron: Hanger

Item 1 #6s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 3, line 25, strike "\$98,793" and insert "\$101,757".
Page 3, line 28, strike "\$148,189" and insert "\$152,635".
Page 3, line 31, strike "\$187,500" and insert "\$193,125".
Page 3, line 35, strike "\$40,800" and insert "\$42,024".
Page 3, line 36, strike "\$45,900" and insert "\$47,277".
Page 3, line 39, strike "\$15,300" and insert "\$15,759".
Page 3, line 40, strike "\$10,200" and insert "\$10,506".
Page 4, line 25, strike "\$20,277" and insert "\$20,885".

Explanation:

(This amendment makes technical updates to compensation levels for legislative assistants accounts to reflect the 3% salary increases effectuated in fiscal year 2018.)

Chief Patron: Hanger

Item 1 #7s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 11, line 21, after "2." insert "a."
Page 11, after line 29, insert:
"b. The Joint Subcommittee shall establish a workgroup to monitor the implementation of Medicaid coverage of newly eligible individuals pursuant to the Patient Protection and Affordable Care Act to ensure (i) the efficient and cost effective use of resources; (ii) innovative and cost effective approaches to Medicaid eligibility screening and renewals, provider accountability, administrative operations, and fraud prevention; and (iii) progress in

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implementing the Training, Education, Employment and Opportunity Program (TEEOP); (iv) uniform and effective screening for Medicaid eligibility in local and regional jails; and (v) use of private vendors to facilitate successful implementation when cost effective. In addition, the workgroup shall examine the role of the current Certificate of Need program, including a review of past and current studies of the program, in ensuring access to care."

Explanation:

(This amendment adds directing the Joint Subcommittee on Health and Human Resources Oversight to establish a workgroup to monitor implementation of Medicaid coverage of newly eligible individuals pursuant to the Patient Protection and Affordable Care Act.)

Chief Patron: Hanger

Item 4 #1s

Legislative Department

FY18-19

FY19-20

Division of Capitol Police

\$451,000

\$0 GF

Language:

Page 14, line 21, strike "\$10,380,214" and insert "\$10,831,214".

Explanation:

(This amendment provides \$451,000 from the general fund the first year to fund security improvements for the Capitol Square Complex. The funding will provide for vehicle access controls, blast resistant trash cans and upgrades to 11 existing security cameras.)

Chief Patron: Hanger

Item 5 #1s

Legislative Department

FY18-19

FY19-20

Division of Legislative Automated
Systems

\$1,750,000

\$1,750,000 GF

Language:

Page 14, line 34, strike "\$3,815,665" and insert "\$5,565,665".

Page 14, line 34, strike "\$3,815,665" and insert "\$5,565,665".

Page 14, line 39, insert "A."

Page 14, after line 41, insert:

"B. Included in this appropriation is funding sufficient for the ongoing replacement of a legacy legislative bill tracking system. The expenditure of these funds is contingent on the Director of the Division of Legislative Automated Systems developing a detailed implementation plan and submitting the plan to the Committee on Joint Rules for its approval. Any procurement of a replacement legislative bill tracking system shall be exempt from the provisions of the Virginia Public Procurement Act (§ 2.2-4300 et. seq.) of the Code of Virginia and the contract review

Amendments to HB 5002

provisions of § 2.2-2012. The plan may propose to procure a replacement legislative bill tracking system using (i) a request for information or a request for proposal, singly or jointly or in any combination thereof, (ii) such other industry recognized procurement method for procuring a management information system, or (iii) such other procurement method that comports with the best interests of the Commonwealth in the determination of the Director."

Explanation:

(This amendment provides \$1.75 million from the general fund each year to be used for the replacement of a legacy bill tracking system.)

Chief Patron: Hanger

Item 26.10 #1s

Legislative Department	FY18-19	FY19-20	
Virginia-Israel Advisory Board	\$215,184	\$215,184	GF

Language:

Page 20, after line 22, insert:

"Virginia-Israel Advisory Board (330)

26.10 Virginia-Israel Advisory Board	\$215,184	\$215,184
Fund Sources: General	\$215,184	\$215,184 "

Explanation:

(This amendment transfers funding of \$215,184 each year for the Virginia-Israel Advisory Board from the Commerce and Trade Secretariat to the Legislative Department pursuant to the provisions of Chapter 697 of the 2018 Acts of the Assembly.)

Chief Patron: Hanger

Item 31 #1s

Legislative Department	FY18-19	FY19-20	
Joint Legislative Audit and Review Commission	\$350,000 4.00	\$700,000 4.00	GF FTE

Language:

Page 22, line 5, strike "\$4,470,132" and insert "\$4,820,132".

Page 22, line 5, strike "\$4,470,132" and insert "\$5,170,132".

Page 24, after line 30 insert:

"G.1. The General Assembly hereby designates the Joint Legislative Audit and Review Commission (JLARC) to review and evaluate the agencies and programs under the Secretary of Health and Human Resources (HHR) on a continuing basis.

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2. Review and evaluation work shall be directed by JLARC in consultation with the Joint Committee for Health and Human Resources Oversight.
3. Review and evaluation shall include, but not be limited to (i) studies of agencies or programs; (ii) targeted analysis of spending trends and other issues warranting examination; and (iii) assessment of the soundness and accuracy of population and spending forecasts, including the process, assumptions, methodology, and results.
4. For the purpose of carrying out its duties and notwithstanding any contrary provision of law, JLARC shall have the legal authority to access the information, records, facilities, and employees of all agencies within the HHR secretariat.
5. The following records shall be excluded from the provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.), and shall not be disclosed by JLARC:
 - (a) records provided by a public body as defined in § 2.2-3701, Code of Virginia, to JLARC in connection with its evaluation of agencies and programs within the HHR secretariat, where the records would not be subject to disclosure by the public body providing the records. The public body providing the records to JLARC shall identify the specific portion of the records to be protected and the applicable provision of the Freedom of Information Act or other provision of law that excludes the record or portions thereof from mandatory disclosure.
 - (b) confidential proprietary records provided by private entities pursuant to a promise of confidentiality from JLARC, used by JLARC in connection with its evaluation of agencies and programs within the HHR secretariat where, if such records are made public, the financial interest of the private entity would be adversely affected.
6. The Chairman of JLARC may appoint a permanent subcommittee to provide guidance and direction for ongoing review and evaluation of agencies and programs within the HHR secretariat, subject to the full Commission's supervision and such guidelines as the Commission itself may provide.
7. JLARC may employ on a consulting basis such professional or technical experts as may be reasonably necessary for the Commission to fulfill its responsibilities under this authority.
8. All agencies of the Commonwealth shall cooperate as requested by JLARC in the performance of its duties under this authority."

Explanation:

(This amendment provides \$350,000 from the general fund the first year and \$700,000 from the general fund the second year, with 4 FTEs, for JLARC to establish an ongoing healthcare program oversight unit. The first year funding assumes a half year cost.)

Legislative Department

Joint Legislative Audit and Review Commission

Language

Language:

Page 24, after line 28, insert:

"11. The Joint Legislative Audit and Review Commission (JLARC) is hereby directed to review Virginia529's proposed weighted average tuition (WAT) payout model for the Prepaid529 program and report how the WAT payout model would change Prepaid529 relative to the existing model. In conducting the review, JLARC should address how the proposal would impact 1) program payout, 2) contract costs, 3) program sustainability, 4) overall complexity of the program, 5) any other factors relevant to the program. JLARC should complete the review and submit a final report, including any recommendations, to JLARC and the Chairman of the House Appropriations and Senate Finance Committee by November 30, 2018. Virginia529 shall provide assistance on this review upon request."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 31 #3s

Legislative Department

Joint Legislative Audit and Review Commission

Language

Language:

Page 24, after line 28, insert:

"11. Since the Virginia College Savings Plan's (Virginia529) Prepaid529 is a public fund, and accurate benchmarks are necessary to ensure accountability and transparency for plan participants and other stakeholders such as the state, the Joint Legislative Audit and Review Commission (JLARC) is directed to contract with a third-party consultant to conduct an independent review of investment performance benchmarks used for the fund. The consultant, which should have expertise in institutional investment, shall determine whether Virginia529 is using appropriate benchmarks to measure performance, given the investment goals, strategies, and risk tolerance that the Virginia529 Board and Investment Advisory Committee have adopted for the fund. The contract should be procured through a request for proposal (RFP). The consultant shall report its findings and make recommendations, as warranted, for changes to existing benchmarks, by December 15, 2018. JLARC's expenses related to its duties under this amendment shall be reimbursed by Virginia529 as required under § 30-335. The consultant's recommendations shall be considered by the Virginia529 Board and Investment Advisory Committee."

Explanation:

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(This amendment implements JLARC recommendations from it's July 2017 review of the Viirginia529 program.)

Chief Patron: Hanger

Item 31 #4s

Legislative Department	FY18-19	FY19-20	
Joint Legislative Audit and Review Commission	\$374,000	\$375,000	GF

Language:

Page 22, line 5, strike "\$4,470,132" and insert "\$4,844,132".

Page 22, line 5, strike "\$4,470,132" and insert "\$4,845,132".

Explanation:

(This amendment provides \$374,000 the first year and \$375,000 the second year from the general fund each year for JLARC to reflect additional rent costs which will result from having moved out of the old General Assembly building and additional consultant costs resulting from their new responsibility to provide annual oversight of the VEDP.)

Chief Patron: Hanger

Item 32 #1s

Legislative Department	FY18-19	FY19-20	
Virginia Commission on Intergovernmental Cooperation	\$40,000	\$40,000	GF

Language:

Page 24, line 39, strike "\$741,027" and insert "\$781,027".

Page 24, line 39, strike "\$741,027" and insert "\$781,027".

Explanation:

(This amendment provides \$40,000 from the general fund each year to reflect increased dues charged by legislative organizations. This item funds the dues paid annually to NCSL, CSG, SREB and to the Education Commission of the States.)

Chief Patron: Hanger

Item 34 #1s

Legislative Department	FY18-19	FY19-20	
Legislative Department Reversion Clearing Account	\$250,000	\$250,000	GF

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Language:

Page 25, line 18, strike "\$360,315" and insert "\$610,315".

Page 25, line 18, strike "\$360,315" and insert "\$610,315".

Page 25, after line 29, insert:

"C. Included within this appropriation is \$250,000 the first year and \$250,000 the second year from the general fund to support the development of the Women's Monument on Capitol Square."

Explanation:

(This amendment provides \$250,000 from the general fund each year to support the development of the Women's Monument.)

Chief Patron: Hanger

Item 35 #1s

Judicial Department

FY18-19

FY19-20

Supreme Court

\$525,000

\$525,000 GF

Language:

Page 26, line 3, strike "\$14,399,170" and insert "\$14,924,170".

Page 26, line 3, strike "\$14,399,170" and insert "\$14,924,170".

Page 26, after line 35, insert:

"G. The Director, Department of Planning and Budget, shall upon the request of the Executive Secretary of the Supreme Court of Virginia, transfer from the second year appropriation for criminal fund waivers to the first year an amount equal to the estimated shortfall for criminal fund waivers in the first year. Any such request shall be submitted by the Executive Secretary no later than May 1st of any fiscal year. Any amounts transferred shall be communicated to the Chairmen of the House Appropriations and Senate Finance Committees no later than one month after any such transfer has occurred."

Explanation:

(This amendment provides an additional \$525,000 to meet the projected cost of funding the waivers approved by the Executive Secretary of the Supreme Court of Virginia for higher fees for court appointed counsel in criminal cases. Once all waiver funds have been exhausted for the fiscal year, the Office of the Executive Secretary will no longer be able to reimburse the court appointed counsel for approved waiver expenses. The amendment also authorizes the DPB Director to transfer from the second year appropriation to the first an amount equal to any anticipated shortfall, upon request of the Executive Secretary of the Supreme Court of Virginia.)

Chief Patron: Hanger

Item 38 #1s

Judicial Department

Supreme Court

Language

Language:

Page 29, strike lines 1 through 4.

Page 29, before line 5, insert:

"M. Included in the amounts appropriated for this item is \$400,000 the first year and \$400,000 the second year from the general fund to be allocated by the State Drug Treatment Court Advisory Committee for the establishment of drug courts in jurisdictions with high drug-related caseloads, or to increase funding provided to existing drug court programs experiencing high caseload growth."

Explanation:

(This amendment clarifies that \$400,000 from the general fund each year provided for drug courts in the introduced budget be allocated by the State Drug Treatment Court Advisory Committee to courts with high drug-related caseloads.)

Chief Patron: Hanger

Item 38 #2s

Judicial Department

Supreme Court

Language

Language:

Page 29, after line 12, insert:

"O. The Executive Secretary shall convene a working group, to include a minimum of five circuit court clerks, to evaluate issues related to statewide adoption of electronic filing of civil cases in circuit courts, and the implementation of a statewide system through which images of nonconfidential records within civil case files in the circuit courts may be viewed by subscribers of that system. The evaluation shall include consideration of (i) the benefits of the availability of electronic case filing of civil cases in all circuit courts; (ii) the benefits of the adoption of one statewide electronic case filing system by all circuit courts; (iii) the benefits of a statewide system through which images of nonconfidential records within civil case files in the circuit courts may be viewed by subscribers via a single subscription for statewide access; (iv) the types of information to be made available to subscribers of the system or, alternatively, excluded from the system; (v) how a subscription process may be established to provide a clear definition of the duties of the Office of the Executive Secretary and each circuit court clerk with respect to implementation and operation of the system; (v) the estimated one-time and ongoing costs of all circuit courts implementing and operating a) an electronic case filing system, and b) one statewide electronic case filing system for use by all circuit courts; (vi) the estimated one-time and ongoing costs of implementing and operating a statewide system through which images of nonconfidential records within civil case files in the circuit courts may be viewed by subscribers of that system via a single subscription for statewide access; (vii) a fee schedule for subscribers and how such fee schedule should be established, and (viii) any potential loss of

Amendments to HB 5002

revenues by circuit court clerks reasonably attributed to the implementation of one statewide electronic case filing system and a statewide system through which images of nonconfidential records within civil case files in the circuit courts may be viewed by subscribers of that system. The Executive Secretary shall provide a summary of the findings and recommendations of the working group to the Chairmen of the House Committees on Courts of Justice and Appropriations, and the Senate Committees on Courts of Justice and Finance no later than November 30, 2018."

Explanation:

(This amendment directs the Executive Secretary of the Supreme Court to convene a working group to consider the administrative and fiscal implications of the implementation of a statewide electronic case filing system, and by November 30, 2018, to report the findings and recommendations of the working group to the Chairmen of the House Committees on Courts of Justice and Appropriations, and the Senate Committees on Courts of Justice and Finance.)

Chief Patron: Hanger

Item 40 #1s

Judicial Department

FY18-19

FY19-20

Circuit Courts

(\$288,822)

\$2,599,398 GF

Language:

Page 30, line 2, strike "\$114,265,277" and insert "\$113,976,455".

Page 30, line 2, strike "\$114,265,277" and insert "\$116,864,675".

Page 31, after line 53, insert:

"K. Sufficient funding is provided in the second year appropriation for this item to fill all circuit court judgeships authorized pursuant to § 17.1-507, Code of Virginia, as of July 1, 2019."

Explanation:

(This amendment adjusts the appropriation for circuit court judgeships to reflect judicial elections made during the 2018 Session of the General Assembly, and to provide sufficient funding in the second year to fill all 170 circuit court judgeships authorized by § 17.1-507, Code of Virginia.)

Chief Patron: Hanger

Item 40 #2s

Judicial Department

FY18-19

FY19-20

Circuit Courts

\$0

\$160,000 GF

Language:

Page 30, line 2, strike "\$114,265,277" and insert "\$114,425,277".

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Explanation:

(This amendment provides funding necessary to implement the information technology system changes pursuant to the provisions of Chapters 78 and 92 of the 2017 General Assembly Session for both the General District and Circuit Courts. The funding approved during the 2017 General Assembly Session only covered the cost of implementation for the General District Courts.)

Chief Patron: Hanger

Item 41 #1s

Judicial Department

FY18-19

FY19-20

General District Courts

\$528,668

\$2,907,674 GF

Language:

Page 32, line 6, strike "\$117,429,801" and insert "\$117,958,469".

Page 32, line 6, strike "\$117,429,801" and insert "\$120,337,475".

Page 31, after line 53, insert:

"K. Sufficient funding is provided in the second year appropriation for this item to fill all general district court judgeships authorized pursuant to § 16.1-69.6:1, Code of Virginia, as of July 1, 2019."

Explanation:

(This amendment adjusts the appropriation for general district court judgeships to reflect judicial elections made during the 2018 Session of the General Assembly, and to provide sufficient funding in the second year to fill all 130 general district court judgeships authorized by § 16.1-69.6:1, Code of Virginia.)

Chief Patron: Hanger

Item 42 #1s

Judicial Department

FY18-19

FY19-20

Juvenile and Domestic Relations
District Courts

(\$1,057,336)

\$2,907,674 GF

Language:

Page 33, line 2, strike "\$99,769,065" and insert "\$98,711,729".

Page 33, line 2, strike "\$99,769,065" and insert "\$102,676,739".

Page 31, after line 53, insert:

"K. Sufficient funding is provided in the second year appropriation for this item to fill all juvenile and domestic relations court judgeships authorized pursuant to § 16.1-69.6:1, Code of Virginia, as of July 1, 2019."

Explanation:

Amendments to HB 5002

(This amendment adjusts the appropriation for juvenile and domestic relations court judgeships to reflect judicial elections made during the 2018 Session of the General Assembly, and to provide sufficient funding in the second year to fill all 135 juvenile and domestic relations court judgeships authorized by § 16.1-69.6:1, Code of Virginia.)

Chief Patron: Hanger

Item 51 #1s

Executive Offices	FY18-19	FY19-20	
Office of the Governor	\$140,000 1.00	\$140,000 1.00	GF FTE

Language:

Page 38, line 4, strike "\$4,205,601" and insert "\$4,345,601".

Page 38, line 4, strike "\$4,205,601" and insert "\$4,345,601".

Explanation:

(This amendment provides \$140,000 from the general fund each year, and 1 FTE, for the Office of the Governor pursuant to Chapter 722 and Chapter 723 of the 2018 Acts of the Assembly which creates a Special Assistant to the Governor for Coastal Adaptation and Protection.)

Chief Patron: Hanger

Item 58 #1s

Executive Offices	FY18-19	FY19-20	
Attorney General and Department of Law	(\$500,000)	(\$500,000)	NGF

Language:

Page 40, line 35, strike "\$3,986,677" and insert "\$3,486,677".

Page 40, line 35, strike "\$3,986,677" and insert "\$3,486,677".

Page 40, line 40, strike "\$1,250,000" and "\$1,250,000" and insert: "\$750,000" and "\$750,00".

Page 40, line 51, strike "\$1,250,000" and insert "\$750,000".

Explanation:

(This amendment decreases the nongeneral fund appropriation for the Regulatory, Consumer Advocacy, Litigation, and Enforcement Revolving Trust Fund from \$1.25 million to \$750,000 each year which is consistent with the funding included in Chapter 836 for fiscal year 2018. Increasing the amount of funds the Division may retain and spend decreases the amount transferred to the general fund.)

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Chief Patron: Hanger

Item 61 #1s

Executive Offices

FY18-19

FY19-20

Division of Debt Collection

(\$200,000)

(\$200,000) NGF

Language:

Page 41, line 23, strike "\$2,955,447" and insert "\$2,755,447".

Page 41, line 23, strike "\$2,955,447" and insert "\$2,755,447".

Page 41, line 48, strike "\$600,000" and insert "\$400,000".

Page 41, line 49, strike "\$600,000" and insert "\$400,000".

Explanation:

(This amendment eliminates a proposal in the introduced budget to increase the funding for the Division of Debt Collection from its operating accounts from \$400,000 to \$600,000, which would have represented a 50 percent increase. Increasing the amount of funds the Division may retain and spend decreases the amount transferred to the general fund.)

Chief Patron: Hanger

Item 65 #1s

Administration

FY18-19

FY19-20

Secretary of Administration

\$361,741
2.00

\$361,741 GF
2.00 FTE

Language:

Page 45, line 3, strike "\$1,323,909" and insert "\$1,685,650".

Page 45, line 3, strike "\$1,323,909" and insert "\$1,685,650".

Page 45, after line 7, insert:

"Notwithstanding any contrary provision of law, the authority and responsibilities of the Secretary of Technology referenced in § 2.2-203.1, § 2.2-213.3, § 2.2-222.3, § 2.2-436, § 2.2-437, § 2.2-1617, § 2.2-2005, § 2.2-2006, § 2.2-2007, § 2.2-2220, § 2.2-2699.5, § 2.2-2699.7, § 2.2-2817.1, § 2.2-2822, § 2.2-3503, § 2.2-3504, § 2.2-3803, § 30-279, § 59.1-497, and § 59.1-550, Code of Virginia, shall be executed by the Secretary of Administration. Notwithstanding any contrary provision of law, the authority and responsibilities of the Secretary of Technology referenced in § 2.2-225, Code of Virginia, shall be divided between the Secretary of Administration and the Secretary of Commerce and Trade as determined by the Governor."

Page 45, line 9, strike "11.00" and "11.00" and insert "13.00" and "13.00".

Page 45, line 10, strike "11.00" and "11.00" and insert "13.00" and "13.00".

Explanation:

(This amendment moves a portion of the funding included in the Office of the Secretary of

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Technology to the Office of the Secretary of Administration to support the movement of certain technology functions to the Administration secretariat to include the addition of a Deputy Secretary for Technology to assist in the oversight of technology functions and a Chief Data Officer to facilitate the sharing and use of data assets. In addition, this amendment includes language that clarifies that the Secretary of Administration will be taking over a portion of the responsibilities previously executed by the Secretary of Technology. Companion amendments in the Office of Secretary of Commerce and Trade and the Office of the Secretary of Technology complete the transfer of funding from the Technology secretariat.)

Chief Patron: Hanger

Item 65 #2s

Administration	FY18-19	FY19-20	
Secretary of Administration	\$197,000 1.00	\$197,000 1.00	GF FTE

Language:

Page 45, line 3, strike "\$1,323,909" and insert "\$1,520,909".

Page 45, line 3, strike "\$1,323,909" and insert "\$1,520,909".

Explanation:

(This amendment provides funding of \$197,000 each year from the general fund to establish the position of Chief Data Officer (CDO) in the Office of the Secretary of Administration, pursuant to Chapter 679 of the 2018 Acts of the Assembly.)

Chief Patron: Hanger

Item 66 #1s

Administration	FY18-19	FY19-20	
Compensation Board	\$191,879	\$191,879	GF

Language:

Page 45, line 14, strike "\$472,351,696" and insert "\$472,543,575".

Page 45, line 14, strike "\$473,924,902" and insert "\$474,116,781".

Page 48, line 10, strike "1,064,770" and "1,064,770" and insert:
"1,256,649" and "1,256,649".

Explanation:

(This amendment adds additional funding to reflect increased costs associated with new technology and expanded SAVIN system features implemented in 2017.)

Chief Patron: Hanger

Item 70 #1s

Amendments to HB 5002

Administration	FY18-19	FY19-20	
Compensation Board	\$200,000	\$200,000	NGF

Language:

Page 53, line 15, strike "\$73,883,743" and insert "\$74,083,743".
Page 53, line 15, strike "\$73,883,743" and insert "\$74,083,743".
Page 55, line 4, strike "2017, \$400,000" and insert "2018, \$600,000".

Explanation:

(This amendment provides an additional \$200,000 in nongeneral fund appropriation each year from the Insurance Fraud Fund for a total of five multi-jurisdictional Assistant Commonwealth's Attorney positions dedicated to prosecuting insurance fraud related criminal activities, beginning July 1, 2018.)

Chief Patron: Hanger

Item 71 #1s

Administration	FY18-19	FY19-20	
Compensation Board	\$0	(\$500,000)	GF

Language:

Page 55, line 20, strike "\$54,845,586" and insert "\$54,345,586".
Page 56, line 35, strike "\$2,978,426" and "\$2,978,426" and insert:
"\$1,978,426" and "\$1,978,426".

Explanation:

(This amendment eliminates a \$500,000 increase from the general fund proposed in the introduced budget which would have been used to decrease the amount of nongeneral fund circuit court clerk technology trust fund cash being currently used to support circuit court clerk operations. The amendment also corrects the language in the budget specifying how much of the trust fund can be used for the clerks' operating budgets. Budget language has allowed up to \$2.97 million each year, but only \$1.97 million has actually been used annually. The introduced budget would have reduced this amount by \$500,000.)

Chief Patron: Hanger

Item 73 #1s

Administration		
Compensation Board		Language

Language:

Amendments to HB 5002

Page 62, after line 8, insert:

"T. The Compensation Board shall review the feasibility and benefits of allocating positions that can be shared between offices in multiple localities or multiple offices within one locality for small localities which currently have minimal staffing. The Compensation Board shall provide recommendations based on this review to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2019."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 73 #2s

Administration

FY18-19

FY19-20

Compensation Board

\$28,261
\$254,352

\$0 GF
\$0 NGF

Language:

Page 58, line 43, strike "\$4,008,780" and insert "\$4,291,393".

Page 62, after line 8, insert:

"T.1. Consistent with the provisions of Chapter 198 of the 2017 Session of the General Assembly, the Executive Secretary of the State Compensation Board shall implement the recommendations relating to the State Compensation Board made by the Department of Medical Assistance Services in its November 30, 2017 report on streamlining the Medicaid application and enrollment process for incarcerated individuals.

2. For the purpose of implementing these recommendations, included in the appropriation for this item are \$28,261 the first year from the general fund, and \$254,352 the first year from nongeneral funds."

Explanation:

(This amendment requires the Compensation Board to implement the recommendations of the November 30, 2017 report by the Department of Medical Services that made several recommendations for streamlining the Medicaid application and enrollment process for incarcerated individuals. The amendment also increases the general fund and nongeneral fund appropriations to the Compensation Board for the one-time costs of implementing the recommendations.)

Chief Patron: Hanger

Item 73 #3s

Administration

Compensation Board

Language

Amendments to HB 5002

Language:

Page 59, line 29, strike "1,268" and "1,268" and insert:
"1,271" and "1,271".

Page 59, line 31, strike "16,711" and "16,711" and insert:
"16,714" and "16,714".

Explanation:

(This amendment adds three Commonwealth's Attorney positions to the position count table.)

Chief Patron: Hanger

Item 73 #4s

Administration

Compensation Board

Language

Language:

Page 62, after line 8, insert:

"T. The Executive Secretary of the Compensation Board shall convene a working group comprised of representatives of the Supreme Court, Department of Criminal Justice Services, Commonwealth's Attorneys, local governments, and other stakeholders deemed appropriate by the Executive Secretary to investigate how body worn cameras have or may continue to impact the workloads experienced by Commonwealth's Attorneys offices. The working group shall examine processes, relevant judicial decisions, practices, and policies used in other states, potential financial and staffing challenges, and other related issues to determine workload impacts, and to develop recommended budgetary and legislative actions for consideration during the 2019 Session of the General Assembly. The Executive Secretary of the Compensation Board shall submit the recommendations of the working group to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2018. All state agencies and local subdivisions shall provide assistance as requested by the working group."

Explanation:

(This amendment directs the Executive Secretary of the Compensation Board to convene a working group of relevant stakeholders to review the impact of body worn cameras on the workloads of Commonwealth's Attorneys offices, and to report on its recommendations to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2018.)

Chief Patron: Hanger

Item 74 #1s

Administration

FY18-19

FY19-20

Department of General Services

\$1,194,150
7.00

\$1,194,150 NGF
7.00 FTE

Amendments to HB 5002

Language:

Page 62, line 17, strike "\$36,406,881" and insert "\$37,601,031".
Page 62, line 17, strike "\$36,518,227" and insert "\$37,712,377".

Explanation:

(This amendment provides \$1,194,150 each year in nongeneral fund appropriation and 7.0 FTEs for the Division of Consolidated Laboratory Services to facilitate the expansion of newborn screening tests, the costs for which are recovered from a fee charged to medical providers pursuant to Chapter 563 of the 2018 Acts of the Assembly.)

Chief Patron: Hanger

Item 74 #2s

Administration

FY18-19

FY19-20

Department of General Services

\$1,227,216
8.00

\$1,227,216
8.00

NGF
FTE

Language:

Page 62, line 17, strike "\$36,406,881" and insert "\$37,634,097".
Page 62, line 17, strike "\$36,518,227" and insert "\$37,745,443".

Explanation:

(This amendment provides \$1.2 million from the nongeneral fund and 9 FTEs each year pursuant to Chapter 531 of the 2018 Acts of the Assembly which requires newborn screening tests for time-critical disorders be performed seven days a week.)

Chief Patron: Hanger

Item 75 #1s

Administration

Department of General Services

Language

Language:

Page 63, line 48, strike "425" and insert "126.10".

Explanation:

(This amendment updates the item reference to IEIA, Item 126.10.)

Chief Patron: Hanger

Item 77 #1s

Administration

FY18-19

FY19-20

Amendments to HB 5002

Department of General Services	\$120,000	\$120,000	GF
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Language:

Page 64, line 24, strike "\$52,698,677" and insert "\$52,818,677".

Page 64, line 24, strike "\$53,219,747" and insert "\$53,339,747".

Explanation:

(This amendment provides operations and maintenance support at the Carillon World War I Memorial.)

Chief Patron: Hanger

Item 77 #2s

Administration

FY18-19

FY19-20

Department of General Services

\$0

\$125,553 NGF

Language:

Page 64, line 24, strike "\$53,219,747" and insert "\$53,345,300".

Page 65, line 43, strike "142.00" and insert "\$146.67".

Explanation:

(This amendment adjust nongeneral fund funding, by \$125,553 in fiscal year 2020, and the rate DGS charges agencies for the bureau of capital outlay management to reflect the impact of the salary actions authorized in Item 474 of this act.)

Chief Patron: Hanger

Item 77 #3s

Administration

Department of General Services

Language

Language:

Page 66, after line 15, insert:

"H. The Director, Department of General Services, in collaboration with the Joint Rules Committee of the General Assembly, shall develop tenant occupancy lists for the Department's Old City Hall and Patrick Henry Buildings. In development of the lists, joint occupancy by legislative and executive branch agencies of either or both buildings shall be considered and may be approved by the Director and Joint Rules Committee. Upon approval of the lists, the Department will immediately design and construct the space required to accommodate the identified tenants. The Director, and Joint Rules Committee, will complete their work no later than September 30, 2018."

Explanation:

Amendments to HB 5002

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 77 #4s

Administration

Department of General Services

Language

Language:

Page 65, line 19, strike “Department of Alcoholic Beverage Control”, insert:
“Alcoholic Beverage Control Authority”

Explanation:

(This amendment is technical in nature, and replaces a reference to the Department of Alcoholic Beverage Control with a reference to the Alcoholic Beverage Control Authority.)

Chief Patron: Hanger

Item 81 #1s

Administration

FY18-19

FY19-20

Department of Human Resource
Management

\$0

\$33,276 NGF

Language:

Page 67, line 33, strike "\$108,502,037" and insert "\$108,535,313".
Page 69, line 39, strike “\$16.74” and insert “no more than \$17.03”.

Explanation:

(This amendment adjust nongeneral fund funding, by \$33,276 in fiscal year 2020, and the rate DHRM charges agencies for the personal management information system to reflect the impact of the salary actions authorized in Item 474 of this act.)

Chief Patron: Hanger

Item 81 #2s

Administration

Department of Human Resource Management

Language

Language:

Page 69, after line 55, insert:
"L. The Department of Human Resources Management shall work with the Virginia Information Technology Agency to develop a pilot program, beginning in July of 2019,

Amendments to HB 5002

utilizing a currently available electronic platform, to track and evaluate the productivity contract staff when teleworking or working in an office that is not part of the agency for which they work or for which they have a contract. The Departments shall identify specific executive branch agencies which have a significant number of such contractors and work with these agencies to develop the pilot project. The Department shall report to the Chairmen of the House Appropriations and Senate Finance Committees on the results of the pilot program by November 15, 2020."

Explanation:

(This amendment requires the Department of Human Resource Management, in consultation with and the Virginia Information Technology Agency, to select several executive branch agencies and develop a pilot program to track their contractor productivity using currently available software platforms.)

Chief Patron: Hanger

Item 82 #1s

Administration

Administration of Health Insurance

Language

Language:

Page 71, after line 12, insert:

"J. The Department of Human Resource Management shall report to the Chairmen of the House Appropriations and Senate Finance Committees no later than November 1, 2018 on the progress of implementing a shared-services incentive program for the state employee health plan and the Local Choice Health Benefit Plan."

Explanation:

(This amendment requires the DHRM to incorporate a shared-savings incentive program as part of the health care programs it administers for public employees consistent with the recommendations in DHRM's review of shared-savings incentives programs completed in November of 2017.)

Chief Patron: Hanger

Item 83 #1s

Administration

FY18-19

FY19-20

Department of Elections

\$220,000

\$0 GF

Language:

Page 71, line 28, strike "\$11,896,786" and insert "\$12,116,786".

Explanation:

Amendments to HB 5002

(This amendment provides \$220,000 from the general fund in the first year to fund informational advertising for two voter referendums which will be on the ballot in November of 2018. The two referendums are related to proposals for real property tax exemption for spouses of disabled veterans and real property tax exemption for flooding remediation.)

Chief Patron: Hanger

Item 84.10 #1s

Administration	FY18-19	FY19-20	
Virginia Information Technologies Agency	\$2,740,163 7.00	\$2,740,163 7.00	NGF FTE

Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.10 Virginia Information Technologies Agency	\$2,740,163	\$2,740,163
Fund Sources: Dedicated Special Revenue	\$2,740,163	\$2,740,163 "

Page 73, after line 37, insert:

"Information Systems Management and Direction (71100) \$2,740,163 \$2,740,163

Geographic Information Access Services (71105) \$2,740,163 \$2,740,163

Authority: Title 2.2, Chapter 20.1, Code of Virginia.

A.1. All state and nonstate agencies receiving an appropriation in Part 1 shall comply with the guidelines and related procedures issued by Virginia Information Technologies Agency for effective management of geographic information systems in the Commonwealth.

2. All state and nonstate agencies identified in paragraph A.1. that have a geographic information system, shall assist the department by providing any requested information on the systems including current and planned expenditures and activities, and acquired resources.

3. The State Corporation Commission, Virginia Employment Commission, the Department of Game and Inland Fisheries, and other nongeneral fund agencies are encouraged to use their own fund sources for the acquisition of hardware and development of data for the spatial data library in the Virginia Geographic Information Network.

B. The Virginia Information Technologies Agency, through its Geographic Information Network Division (VGIN), or its counterpart, shall acquire on a four-year cycle high-resolution digital orthophotography of the land base of Virginia pursuant to VGIN's Virginia Base Mapping Program (VBMP) and digital road centerline files. VGIN shall administer the maintenance of the VBMP and appropriate addressing and standardized attribution in collaboration with local governments. All digital orthophotography, Digital Terrain Models and ancillary data produced by the VBMP, but not including digital road centerline files, shall be the

Amendments to HB 5002

property of the Commonwealth of Virginia and administered by VGIN. The VGIN, or its counterpart, will be responsible for protecting the data through appropriate license agreements and establishing appropriate terms, conditions, charges and any limitations on use of the data. VGIN will license the data at no charge (other than media / transfer costs) to Virginia governmental entities or their agents. Such data shall not be subject to release by such entities under the Freedom of Information Act or similar laws. VGIN in its discretion may release certain data by posting to the Internet. Distribution of the data for commercial or private use or to users outside the Commonwealth will be the sole responsibility of VGIN or its agent(s) and shall require payment of a license fee to be determined by VGIN. All fees collected as a result will be added to the GIS Fund as established in the Code of Virginia § 2.2-2028. Collected fees and grants are hereby appropriated for future data updates or to cover the costs of existing digital ortho acquisition or for other purposes authorized in § 2.2-2028.

C. Funding in this item shall be used to support the efforts of the Virginia Geographic Information Network which provides for the development and use of spatial data to support E-911 wireless activities in partnership with Enhanced Emergency Communications Services. Funding is to be earmarked for major updates of the VBMP and digital road centerline files.

D. Notwithstanding the provisions of Article 7, Chapter 15, Title 56, Code of Virginia, \$1,750,000 the first year and \$1,750,000 the second year from Emergency Response Systems Development Technology Services dedicated special revenue shall be used to support the efforts of the Virginia Geographic Information Network, or its counterpart, for providing the development and use of spatial data to support E-911 wireless activities in partnership with Enhanced Emergency Communications Services."

Explanation:

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 84.20 #1s

Administration	FY18-19	FY19-20	
Virginia Information Technologies Agency	\$22,896,338	\$22,896,338	NGF
	14.00	14.00	FTE

Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.20 Virginia Information Technologies Agency	\$22,896,338	\$22,896,338
Fund Sources: Dedicated Special Revenue	\$22,896,338	\$22,896,338 "

Amendments to HB 5002

Page 73 after line 37, insert:

"Emergency Response Systems Development
 Technology Services (71200) \$22,896,338 \$22,896,338
 Emergency Communication Systems
 Development Services (71201) \$6,919,730 \$6,919,730
 Financial Assistance to Localities for Enhanced
 Emergency Communications Services (71202) \$10,984,640 \$10,984,640
 Financial Assistance to Service Providers for Enhanced
 Emergency Communications Services (71203) \$4,991,968 \$4,991,968
 Authority: Title 2.2, Chapter 20.1, and Title 56, Chapter 15, Code of Virginia.

A.1.a. Out of the amounts for Emergency Communication Systems Development Services, \$1,000,000 the first year and \$1,000,000 the second year from dedicated special revenue shall be used for development and deployment of improvements to the statewide E-911 network.

b. These funds shall remain unallotted until their expenditure has been approved by the Wireless E-911 Services Board.

2. Out of the amounts for Emergency Communication Systems Development Services, \$4,000,000 the first year and \$4,000,000 the second year from dedicated special revenue shall be used for wireless E-911 service costs as determined by the Wireless E-911 Services Board.

B. The operating expenses, administrative costs, and salaries of the employees of the Public Safety Communications Division shall be paid from the Wireless E-911 Fund created pursuant to § 56-484.17."

Explanation:

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger		Item 84.30 #1s	
Administration		FY18-19	FY19-20
Virginia Information Technologies Agency	\$329,182,128	\$329,182,128	NGF
	1.20	1.20	FTE

Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.30 Virginia Information Technologies Agency	\$329,182,128	\$329,182,128
Fund Sources: Internal Service	\$329,182,128	\$329,182,128 "

Amendments to HB 5002

Page 73 after line 37, insert:

"Information Technology Development and Operations (82000) \$329,182,128 \$329,182,128
Network Services -- Data, Voice, and Video (82003) \$102,286,722 \$102,286,722
Data Center Services (82005) \$117,920,303 \$117,920,303
Desktop and End User Services (82006) \$100,643,409 \$100,643,409
Computer Operations Security Services (82010) \$8,331,694 \$8,331,694
Authority: Title 2.2, Chapter 20.1, Code of Virginia.

A. Out of this appropriation, \$329,182,128 the first year and \$329,182,128 the second year for Information Technology Development and Operations is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from revenues derived from charges for services.

B. Political subdivisions and local school divisions are hereby authorized to purchase information technology goods and services of every description from the Virginia Information Technologies Agency and its vendors, provided that such purchases are not prohibited by the terms and conditions of the contracts for such goods and services.

C.1. In consultation with the General Assembly and the Office of the Governor, the Virginia Information Technologies Agency (VITA) is authorized to plan for, procure, and take other actions necessary to replace information technology services currently provided by Northrop Grumman. VITA's plan to replace information technology services currently provided by Northrop Grumman shall involve agencies served by VITA.

2. The Secretary of Finance and Secretary of Administration shall approve the draw downs from the agency's line of credit authorized in § 3-2.03 of this act prior to the expenditure of funds for costs associated with replacing information technology services currently provided by Northrop Grumman.

3. The Director, Department of Planning and Budget, is authorized to administratively adjust the appropriation in this item and Item 84.60 of this act for approved transition costs associated with replacing information technology services currently provided by Northrop Grumman.

D. The Chief Information Officer of the Commonwealth shall report to the Governor and Chairmen of the House Appropriations and Senate Finance Committees on progress toward transitioning to new information technology services that will replace the information technology services currently provided by Northrop Grumman under the Comprehensive Infrastructure Agreement. Such a report shall be made at least quarterly, in a format mutually agreeable to them, and shall (i) describe efforts to discontinue the Unisys mainframe, (ii) assess the Virginia Information Technologies Agency's organization and in-scope information technology and telecommunications costs, and (iii) identify options available to the Commonwealth at the expiry of the current agreement including any anticipated steps required to plan for its expiration."

Explanation:

Amendments to HB 5002

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 84.40 #1s

Administration	FY18-19	FY19-20	
Virginia Information Technologies Agency	\$6,760,438 17.05	\$6,760,438 17.05	NGF FTE

Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.40 Virginia Information Technologies Agency	\$6,760,438	\$6,760,438
Fund Sources: Internal Service	\$6,760,438	\$6,760,438 "

Page 73 after line 37, insert:

"Central Support Services for Business Solutions (82400) \$6,760,438 \$6,760,438
 Information Technology Services for Data
 Exchange Programs (82401) \$6,603,226 \$6,603,226
 Information Technology Services for Productivity
 Improvements (82402) \$157,212 \$157,212

Authority: Title 2.2, Chapter 20.1, Code of Virginia.

The appropriation for Central Support Services for Business Solutions is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from revenues derived from charges for services. Included in these amounts are the projected first and second year costs for workplace productivity and collaboration solutions. These solutions are offered as optional services to executive branch agencies and other customers."

Explanation:

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 84.50 #1s

Administration	FY18-19	FY19-20	
Virginia Information Technologies Agency	\$1,110,137 3.60	\$1,110,137 3.60	NGF FTE

Amendments to HB 5002

Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.50 Virginia Information Technologies Agency	\$1,110,137	\$1,110,137
Fund Sources: Dedicated Special Revenue	\$1,110,137	\$1,110,137 "

Page 73 after line 37, insert:

"Information Technology Planning and Quality Control (82800) \$1,110,137 \$1,110,137
 Enterprise Development Services (82803) \$1,110,137 \$1,110,137
 Authority: Title 2.2, Chapter 20.1, Code of Virginia."

Explanation:

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 84.60 #1s

Administration

FY18-19

FY19-20

Virginia Information Technologies Agency	\$43,786,114 160.70	\$41,590,093 160.70	NGF FTE
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Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.60 Virginia Information Technologies Agency	\$43,786,114	\$41,590,093
Fund Sources: Special	\$9,891,446	\$9,891,446
Internal Service	\$33,894,668	\$31,698,647 "

Page 73 after line 37, insert:

"Administrative and Support Services (89900) \$43,786,114 \$41,590,093
 General Management and Direction (89901) \$28,033,408 \$25,837,387
 Accounting and Budgeting Services (89903) \$5,884,610 \$5,884,610
 Human Resources Services (89914) \$213,754 \$213,754
 Planning and Evaluation Services (89916) \$2,054,485 \$2,054,485
 Procurement and Contracting Services (89918) \$4,413,682 \$4,413,682
 Web Development and Support Services (89940) \$3,186,175 \$3,186,175
 Authority: Title 2.2, Chapter 20.1, Code of Virginia.

Amendments to HB 5002

A.1. Out of this appropriation, \$33,894,668 the first year and \$31,698,647 the second year for Administrative and Support Services is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from charges to other programs within this agency.

2. In accordance with § 2.2-2013 D, Code of Virginia, the surcharge rate used to fund expenses for operations and staff of services administered by the Virginia Information Technologies Agency shall be no more than 11.09 percent the first year and 10.04 percent the second year.

3. Included in the amounts for Administrative and Support Services are funds from the Acquisition Services Special Fund which is paid solely from receipts from vendor information technology contracts. These funds will be used to finance procurement and contracting activities and costs unallowable for federal fund reimbursement.

B. The provisions of Title 2.2, Chapter 20.1 of the Code of Virginia shall not apply to the Virginia Port Authority.

C. The requirement that the Department of Behavioral Health and Developmental Services purchase information technology equipment or services from the Virginia Information Technologies Agency according to the provisions of Chapters 981 and 1021 of the Acts of Assembly of 2003 shall not adversely impact the provision of services to mentally disabled clients.

D. The Chief Information Officer and the Secretary of Administration shall provide the Governor and the Chairmen of the House Appropriations and Senate Finance Committees with a report detailing any amendments or modifications to the comprehensive infrastructure agreement. The report shall include statements describing the fiscal impact of such amendments or modifications and shall be submitted within 30 days following the signing of any amended agreement.

E.1. Notwithstanding the provisions of §§ 2.2-1509, 2.2-2007 and 2.2-2017, Code of Virginia, the scope of formal reporting on major information technology projects in the Recommended Technology Investment Projects (RTIP) report is reduced. The efforts involved in researching, analyzing, reviewing, and preparing the report will be streamlined and project ranking will be discontinued. Project analysis will be targeted as determined by the Chief Information Officer (CIO) and the Secretary of Administration. Information on major information technology investments will continue to be provided General Assembly members and staff. Specifically, the following tasks will not be required, though the task may be performed in a more streamlined fashion: (i) The annual report to the Governor, the Secretary, and the Joint Commission on Technology and Science; (ii) The annual report from the CIO for submission to the Secretary, the Information Technology Advisory Council, and the Joint Commission on Technology and Science on a prioritized list of Recommended Technology Investment Projects (RTIP Report); (iii) The development by the CIO and regular update of a methodology for prioritizing projects based upon the allocation of points to defined criteria and the inclusion of this information in the RTIP Report; (iv) The indication by the CIO of the number of points and how they were

Amendments to HB 5002

awarded for each project recommended for funding in the RTIP Report; (vi) The reporting, for each project listed in the RTIP, of all projected costs of ongoing operations and maintenance activities of the project for the next three biennia following project implementation, a justification and description for each project baseline change, and whether the project fails to incorporate existing standards for the maintenance, exchange, and security of data; and (vii) The reporting of trends in current projected information technology spending by state agencies and secretariats, including spending on projects, operations and maintenance, and payments to Virginia Information Technologies Agency.

2. Notwithstanding any other provision of law and effective July 1, 2015, the Virginia Information Technologies Agency (VITA) shall maintain and update quarterly a list of major information technology projects that are active or are expected to become active in the next fiscal year and have been approved and recommended for funding by the Secretary of Administration. Such list shall serve as the official repository for all ongoing information technology projects in the Commonwealth and shall include all information required by § 2.2-1509.3 (B)(1)-(8), Code of Virginia. VITA shall make such list publically available on its website, updated on a quarterly basis, and shall submit electronically such quarterly update to the Chairmen of the House Appropriations and Senate Finance Committees and the Director, Department of Planning and Budget, in a format mutually agreeable to them. To ensure such list can be maintained and updated quarterly, state agencies with major information technology projects that are active or are expected to become active in the next fiscal year shall provide in a timely manner all data and other information requested by VITA."

Explanation:

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat. The amendment includes a \$673,979 increase in funding in fiscal year 2020 to reflect the impact if the salary actions authorized in Item 474 of this act.)

Chief Patron: Hanger		Item 84.70 #1s	
Administration	FY18-19	FY19-20	
Virginia Information Technologies Agency	\$425,164 \$6,423,844 36.45	\$425,164 \$6,382,284 36.45	GF NGF FTE

Language:

Page 73, after line 37, insert:

"§ 1-30.10 Virginia Information Technologies Agency

84.70 Virginia Information Technologies Agency	\$6,849,008	\$6,807,448
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Amendments to HB 5002

Fund Sources:	General	\$425,164	\$425,164
	Special	\$293,555	\$293,555
	Internal Service	\$6,130,289	\$6,088,729 "

Page 73 after line 37, insert:

"Information Technology Security Oversight (82900) \$6,849,008 \$6,807,448
Technology Security Oversight Services (82901) \$3,582,440 \$3,582,440
Information Technology Security Service Center (82902) \$2,695,267 \$2,653,707
Cloud Based Services Oversight (82903) \$571,301 \$571,301
Authority: Title 2.2, Chapter 20.1, Code of Virginia.

A. Out of this appropriation, \$3,385,245 the first year and \$3,385,245 the second year for Technology Security Oversight Services is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from charges to other programs within this agency.

B.1. The Virginia Information Technologies Agency shall operate an information technology security service center to support the information technology security needs of agencies electing to participate in the information technology security service center. Support for participating agencies shall include, but not be limited to, vulnerability scans, information technology security audits, and Information Security Officer services. Participating agencies shall cooperate with the Virginia Information Technologies Agency by transferring such records and functions as may be required.

2.a. The Virginia Information Technologies Agency shall perform vulnerability scans of all public-facing websites and systems operated by state agencies. All state agencies which operate such websites and systems shall cooperate with the Virginia Information Technologies Agency in order to complete the vulnerability scans. However, the State Corporation Commission shall not be required to disable, in full or in part, any software system, process, or other tool utilized to protect such public-facing websites and systems.

b. Out of this appropriation, \$274,092 the first year and \$274,092 the second year from the general fund shall be used to support vulnerability scanning of public-facing websites and systems of the Commonwealth.

3. Agencies electing to participate in the information technology security service center shall enter into a memorandum of understanding with the Virginia Information Technologies Agency. Such memorandums shall outline the services to be provided by the Virginia Information Technologies Agency and the costs to provide those services. If a participating agency elects to not renew its memorandum of understanding, the agency shall notify the Virginia Information Technologies Agency twelve months prior to the scheduled renewal date of its intent to become a non-participating agency.

4. Non-participating agencies shall be required by July 1 each year to notify the Chief Information Officer of the Commonwealth that the agency has met the requirements of the Commonwealth's information security standards. If the agency has not met the requirements of

Amendments to HB 5002

the Commonwealth's information security standards, the agency shall report to the Chief Information Officer of the Commonwealth the steps and procedures the agency is implementing in order to satisfy the requirements.

5. Out of this appropriation, \$2,270,103 the first year and \$2,228,543 the second year for Information Technology Security Service Center is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from internal service fund revenues.

6. Notwithstanding any other provision of state law, and to the extent and in the manner permitted by federal law, the Virginia Information Technologies Agency shall have the legal authority to access, use, and view data and other records transferred to or in the custody of the information technology security service center pursuant to this item. The services of the center are intended to enhance data security, and no state law or regulation imposing data security or dissemination restrictions on particular records shall prevent or burden the custodian agency's authority under this item to transfer such records to the center for the purpose of receiving the center's services. All such transfers and any access, use, or viewing of data by center personnel in support of the center's provision of such services to the transferring agency shall be deemed necessary to assist in valid administrative needs of the transferring agency's program that received, used, or created the records transferred, and personnel of the center shall, to the extent necessary, be deemed agents of the transferring agency's administrative unit that is responsible for the program. Without limiting the foregoing, no transfer of records under this item shall trigger any requirement for notice or consent under the Government Data Collection and Dissemination Practices Act (GDCDPA) (§ 2.2-3800 et. Seq.) or other law or regulation of the Commonwealth. The transferring agency shall continue to be deemed the custodian of any record transferred to the center for purposes of the GDCDPA, the Freedom Of Information Act, and other laws or regulations of the Commonwealth pertaining to agencies that administer the transferred records and associated programs. Custody of such records for security purposes shall not make the Virginia Information Technologies Agency a custodian of such records. Any memorandum of understanding under authority of this item shall specify the records to be transferred, security requirements, and permitted use of data provided. VITA and any contractor it uses in the provision of the center's services shall hold such data in confidence and implement and maintain all information security safeguards defined in the memorandum of understanding or required by federal or state laws, regulations, or policies for the protection of sensitive data.

7. The rates required to recover the costs of the information technology security service center shall be provided by the Virginia Information Technologies Agency to the Department of Planning and Budget by September 1 each year for review and approval of the subsequent fiscal year's rate.

C.1. Out of this appropriation, \$474,941 the first year and \$474,941 the second year for Cloud Based Services Oversight is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from internal service fund revenues for a program to support the use of cloud service providers by state agencies served by the Virginia Information Technologies Agency.

Amendments to HB 5002

2. As part of the program, the Virginia Information Technologies Agency shall develop policies, standards, and procedures for the use of cloud services providers by state agencies served by the Virginia Information Technologies Agency. These policies, standards, and procedures shall address the security and privacy of Commonwealth and citizen data; ensure compliance with federal and state laws and regulations; and provide for ongoing oversight and management of cloud services to verify performance through service level agreements or other means. VITA shall also establish a statewide contract of approved vendors authorized to offer cloud based services to state agencies.
3. Requests to use cloud providers shall be submitted by participating agencies to the Virginia Information Technologies Agency, which shall review such requests in accordance with the Commonwealth's policies, standards, and procedures. For approved requests, and consistent with Chapter 20.1 of Title 2.2, the Virginia Information Technologies Agency will procure cloud services on behalf of other agencies or may, upon request, authorize other state agencies to undertake such procurements on their own. The Virginia Information Technologies Agency shall also administer and oversee all contracts for cloud services used by agencies participating in the cloud services center, including verification of security and performance.
4. The Virginia Information Technologies Agency shall work with state agencies to assess opportunities for additional use of cloud services, including infrastructure, platform, and software as a service. This assessment shall include a review of options for use of service brokers and integrators, and options for providing storage and server services through cloud or on-premises means.
5. The rates required to recover the costs associated with providing oversight and management of cloud based services shall be included in the submission required by § 4-5.03 of this act."

Explanation:

(This amendment moves a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 88 #1s

Agriculture and Forestry

FY18-19

FY19-20

Department of Agriculture and
Consumer Services

\$375,000

\$375,000 NGF

Language:

Page 74, line 26, strike "\$21,164,204" and insert "\$21,539,204".

Page 74, line 26, strike "\$21,164,204" and insert "\$21,539,204".

Amendments to HB 5002

Page 75, line 5, strike "\$425,000" and "\$425,000" and insert: "\$800,000" and "\$800,000".

Explanation:

(This amendment reflects the increase in the Cattle Industry assessment from \$0.25 to \$0.50 per-head as reflected in Chapter 469, 2018 General Assembly.)

Chief Patron: Hanger

Item 90 #1s

Agriculture and Forestry

Department of Agriculture and Consumer Services

Language

Language:

Page 76, at the beginning of line 22, insert "A."

Page 76, after line 25, insert:

"B. Notwithstanding the provisions of § 3.2-4416, Code of Virginia, the department shall not accept applications for grants from the Beehive Grant Program if funds are not appropriated for such purposes nor shall the department be required to continue to accept applications for the program if funds appropriated have been fully allocated to grantees for a given fiscal year."

Explanation:

(This amendment clarifies that VDACS is not required to accept Beehive Grant applications if no appropriation is made to the Fund nor is it required to continue to receive applications in a given year if all funding has been allocated.)

Chief Patron: Hanger

Item 90 #2s

Agriculture and Forestry

FY18-19

FY19-20

Department of Agriculture and Consumer Services

\$125,000

\$125,000

GF

Language:

Page 76, line 14, strike "\$3,388,746" and insert "\$3,513,746".

Page 76, line 14, strike "\$3,388,746" and insert "\$3,513,746".

Page 76, line 22, before "The", insert "A."

Page 76, after line 25, insert:

"B. Out of the amounts in this item, \$125,000 the first year and \$125,000 the second year from the general fund shall be deposited to the Beehive Grant Fund established pursuant to § 3.2-4415, Code of Virginia."

Explanation:

Amendments to HB 5002

(This amendment provides \$125,000 to the Beehive Grant Fund in each year of the biennium. The General Assembly established the program in 2012 to increase the honey bee population in Virginia. Since that time, VDACS has issued 730 grants across the Commonwealth. Budget reductions in fiscal year 2015 and fiscal year 2017 resulted in transfers out of the Fund. This amendment restores the initial annual appropriation of \$125,000.)

Chief Patron: Hanger

Item 98 #1s

Agriculture and Forestry

FY18-19

FY19-20

Department of Forestry

\$100,000

\$100,000 GF

Language:

Page 79, line 1, strike "\$33,970,018" and insert "\$34,070,018".

Page 79, line 1, strike "\$33,734,018" and insert "\$33,834,018".

Page 80, after line 9, insert:

"J. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund is provided for the Virginia Natural Resources Leadership Institute."

Explanation:

(This amendment adds \$100,000 from the general fund in each year of the biennium to support the Virginia Natural Resources Leadership Institute. These funds will be used to 1) provide full scholarships, including travel, for emerging leaders from underserved populations to attend VNRLI to study ways to gain leadership and collaborative problems solving skills, provide important networking opportunities, address challenging environmental issues in Virginia; 2) enhance the level of professionalism through improved elements such as greater access to speakers, trainers, and meeting space; and 3) catalyze the VNRLI alumni network of 450 plus professionals in industry, nonprofit and government sectors to address Virginia's toughest natural resources issues. Funding would be provided to the Department of Forestry, who partners with the Department of Conservation and Recreation, the Department of Environmental Quality, the Department of Game and Inland Fisheries, the Virginia Cooperative Extension at Virginia Tech and the University of Virginia's Institute for Environmental Negotiation.)

Chief Patron: Hanger

Item 98 #2s

Agriculture and Forestry

FY18-19

FY19-20

Department of Forestry

\$112,000

\$112,000 GF

Language:

Page 79, line 1, strike "\$33,970,018" and insert "\$34,082,018".

Page 79, line 1, strike "\$33,734,018" and insert "\$33,846,018".

Page 79, line 30, strike "\$1,833,239" and "\$1,833,239" and insert:

Amendments to HB 5002

"\$1,945,226" and "\$1,945,226".

Explanation:

(This amendment adds \$112,000 general fund in each year of the biennium to fully match industry contributions to the Reforestation of Timberlands program fund, bringing total annual general fund amounts to \$1.95 million each year.)

Chief Patron: Hanger

Item 101 #1s

Agriculture and Forestry

Virginia Racing Commission

Language

Language:

Page 81, strike lines 14 through 19.

Explanation:

(This amendment removes language included under the Virginia Racing Commission that would redefine "simulcast horse racing" to include pre-recorded horse races. Stand-alone legislation, Chapter 811, 2018 General Assembly, which addresses this issue was introduced subsequent to the introduction of the budget, making consideration of this policy issue in the budget unnecessary.)

Chief Patron: Hanger

Item 102 #1s

Commerce and Trade

FY18-19

FY19-20

Secretary of Commerce and Trade

\$206,741

\$206,741

GF

1.00

1.00

FTE

Language:

Page 82, line 3, strike "\$729,444" and insert "\$936,185".

Page 82, line 3, strike "\$729,444" and insert "\$936,185".

Page 82, after line 17, insert:

"C. Notwithstanding any contrary provision of law, the authority and responsibilities of the Secretary of Technology referenced in § 2.2-205, § 2.2-2221, § 2.2-2221.1, § 2.2-2233.1, § 2.2-2240.1, § 2.2-2485, § 2.2-2698, § 2.2-2699.1, § 2.2-2738, § 15.2-2425, § 23.1-2911.1, § 23.1-3102, § 23.1-3132, § 58.1-322.02, and § 58.1-402, Code of Virginia, shall be executed by the Secretary of Commerce and Trade. Notwithstanding any contrary provision of law, the authority and responsibilities of the Secretary of Technology referenced in § 2.2-225, Code of Virginia, shall be divided between the Secretary of Administration and the Secretary of Commerce and Trade as determined by the Governor."

Amendments to HB 5002

Page 82, line 19, strike "7.00" and "7.00" and insert "8.00" and "8.00".

Page 82, line 20, strike "7.00" and "7.00" and insert "8.00" and "8.00".

Explanation:

(This amendment moves a portion of the funding included in the Office of the Secretary of Technology to the Office of the Secretary of Commerce and Trade to support the movement of certain technology functions to the Commerce and Trade secretariat to include the addition of a Deputy Secretary for Technology and Innovation. In addition, this amendment includes language that clarifies that the Secretary of Commerce and Trade will be taking over a portion of the responsibilities previously executed by the Secretary of Technology. Companion amendments in the Office of Secretary of Administration and the Office of the Secretary of Technology complete the transfer of funding from the Technology secretariat.)

Chief Patron: Hanger

Item 102 #2s

Commerce and Trade

FY18-19

FY19-20

Secretary of Commerce and Trade

\$140,000

\$140,000

GF

1.00

1.00

FTE

Language:

Page 82, line 3, strike "\$729,444" and insert "\$869,444".

Page 82, line 3, strike "\$729,444" and insert "\$869,444".

Page 82, line 19, strike "7.00" and insert "8.00".

Explanation:

(This amendment creates the position of Commonwealth Chief Broadband Advisor within the Office of the Secretary of Commerce and Trade and increases funding by \$140,000 from the general fund the first year and \$140,000 the second year and one FTE.)

Chief Patron: Hanger

Item 102 #3s

Commerce and Trade

Secretary of Commerce and Trade

Language

Language:

Page 82, after line 17, insert:

"C. The Secretary of Commerce and Trade shall conduct a comprehensive examination of the Commonwealth's economic development system and make recommendations to consolidate and improve coordination of activities to increase efficiency and effectiveness of economic development programs and policies. In developing recommendations, the Secretary shall seek input from a group of stakeholders which shall include a representative from each of the

Amendments to HB 5002

secretariats responsible for agencies with economic development programs, and representatives from the staffs of the House Appropriations and Senate Finance Committees. The examination of economic development programs and policies shall include, but is not limited to, workforce development initiatives; grants; services such as trade development, site selection and technical assistance; tax incentives such as modified apportionment formulas, credits, exemptions, and subtractions; proceeds from bonds; rights to lease property at below fair market value; and any other incentives from the Commonwealth. The Secretary shall report recommendations to the Governor and the Chairmen of the House Finance, House Appropriations and Senate Finance Committees by November 1, 2018."

Explanation:

(This amendment directs the Secretary of Commerce and Trade to conduct a comprehensive examination of the Commonwealth's economic development system and make recommendations to consolidate or improve coordination of activities to increase efficiency and effectiveness of economic development programs and policies.)

Chief Patron: Hanger

Item 103 #1s

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 84, line 7, strike "\$4,000,000" and insert "\$8,000,000".

Page 84, line 9, strike "2018" and insert "2019".

Page 84, line 10, after "2.2-5102.1.", insert:

"Any additional grant awards not authorized by this act, including any awards after June 30, 2019, shall require separate legislation."

Explanation:

(This amendment authorizes the Governor to award up to \$4.0 million in additional grants before June 30, 2019, to eligible companies under the existing Virginia Economic Development Incentive Grant (VEDIG) program. Grant awards are subject to appropriation by the General Assembly.)

Chief Patron: Hanger

Item 103 #2s

Commerce and Trade

FY18-19

FY19-20

Economic Development Incentive
Payments

\$0

(\$3,000,000) GF

Language:

Amendments to HB 5002

Page 82, line 23, strike "\$47,248,682" and insert "\$44,248,682".

Page 85, line 15 after "year and" strike "\$5,669,833" and insert "2,669,833".

Explanation:

(This amendment reduces funding \$3,000,000 from the general fund in the second year for the Virginia Jobs Investment Program, a workforce training incentive program, and re-purposes these resources to fund a new customized workforce development initiative in the Virginia Economic Development Partnership.)

Chief Patron: Hanger

Item 103 #3s

Commerce and Trade

FY18-19

FY19-20

Economic Development Incentive
Payments

(\$215,184)

(\$215,184)

GF

Language:

Page 82, line 23, strike "\$50,249,992" and insert "\$50,034,808".

Page 82, line 23, strike "\$47,248,682" and insert "\$47,033,498".

Page 85, strike lines 7 through 9.

Explanation:

(This amendment removes the Virginia-Israel Advisory Board from the Secretary of Commerce and Trade and transfers the organization and its resources to the Legislative Branch as a result of House Bill 1297.)

Chief Patron: Hanger

Item 106 #1s

Commerce and Trade

FY18-19

FY19-20

Department of Housing and
Community Development

(\$3,750,000)

(\$3,750,000)

GF

Language:

Page 87, line 20, strike "\$68,200,721" and insert "\$64,450,721".

Page 87, line 20, strike "\$68,200,721" and insert "\$64,450,721".

Page 90, strike lines 15 through 23.

Explanation:

(This amendment eliminates language establishing the Virginia Grocery Investment Fund and reduces funding \$3,750,000 from the general fund the first year and \$3,750,000 from the general fund the second year.)

Chief Patron: Hanger

Item 106 #2s

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 89, strike lines 32 through 41 and insert:

"2. The department shall develop appropriate criteria and guidelines for the use of the funding provided to the Virginia Telecommunication Initiative. Such criteria and guidelines shall: (i) facilitate the extension of broadband networks by the private sector and shall focus on unserved areas; (ii) attempt to identify the most cost-effective solutions, given the proposed technology and speed that is desired; (iii) give consideration to proposals that are public-private partnerships in which the private sector will own and operate the completed project; and, (iv) consider the number of locations where the applicant states that service will be made available, in addition to whether customers take the service in both evaluating applications and in establishing completion and accountability requirements. The department shall encourage additional assistance from the local governments in areas designated to receive funds to lower the overall cost and further assist in the timely completion of construction, including assistance with permits, rights of way, easement and other issues that may hinder or delay timely construction and increase the cost.

3. The department shall post electronic copies of all submitted applications to the department's website after the deadline for application submissions has passed but before project approval, and shall establish a process for providers to challenge applications where providers assert the proposed area is served by another broadband provider."

Page 89, line 42 strike "3." and insert "4."

Explanation:

(This language amendment further defines development of the criteria and guidelines of the Virginia Telecommunications Initiative by the Department of Housing and Community Development's (DCHD) by adding items for its consideration to improve the efficiency and cost-effectiveness of the program. In addition, the restrictions placed upon localities that are recipients of federal Connect America Funds is removed. Finally, language is added that directs the DCHD to post applications electronically, and develop a process that will enable incumbent and potential providers to challenge the assertions made in the submissions.)

Chief Patron: Hanger

Item 106 #3s

Commerce and Trade

FY18-19

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Amendments to HB 5002

Department of Housing and Community Development	\$5,000,000 (\$1,595,000)	\$10,000,000 (\$1,595,000)	GF NGF
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Language:

Page 87, line 20, strike "\$68,200,721" and insert "\$71,605,721".

Page 87, line 20, strike "\$68,200,721" and insert "\$76,605,721".

Page 89, line 46, strike "\$24,450,000" and "\$24,450,000" and insert:
"\$29,450,000" and "\$34,450,000".

Page 89, line 50, after "Virginia." strike the remainder of the line.

Page 89, strike line 51 through 53.

Page 90, line 2, strike "\$2,250,000 the first year" and insert:
"\$3,250,000 the first year".

Page 90, line 3 after "activities" insert:

", which, notwithstanding § 2.2-2489, Code of Virginia, may not require matching funds if a waiver is granted by the Virginia Growth and Opportunity Board to a qualifying region upon request".

Page 90, line 4 strike "\$10,900,000" and "\$10,900,000" and insert:
"\$13,900,000" and "\$16,900,000".

Page 90, line 4 after "fund" strike "and".

Page 90, strike line 5.

Page 90, line 6, strike "Opportunity Fund".

Page 90, line 7, strike "\$11,300,000" and "\$11,300,000" and insert:
"\$12,300,000" and "\$15,300,000".

Page 90, line 8 strike "In distributing the".

Page 90, strike lines 9 through 12.

Page 90, after line 12 insert:

"3. The Virginia Growth and Opportunity Board may allocate monies among the distributions outlined in section M2 to meet demonstrated demand for funds. However, only those regional councils whose allocation is less than \$1,000,000 in a fiscal year based the region's share of state population shall be eligible to receive an additional allocation, and the amount shall be limited such that the total allocation does not exceed \$1,000,000 in a fiscal year."

Explanation:

(This amendment increases funding for the Virginia Growth and Opportunity initiative \$5,000,000 from the general fund in the first year and \$10,000,000 from the general fund in the second year. It also eliminates new language in the introduced budget in order to correct an unintended consequence of distribution of funds to localities, permits the Board to grant matching fund waivers to qualifying regions that request them, and raises the eligible minimum amount of funds allocated to each region based upon its share of population to \$1,000,000. The additional funds shall be distributed as follows: an increase of \$1,000,000 in the first year for capacity-building grants; an increase of \$3,000,000 the first year and \$6,000,000 the second year for grants based upon a region's share of population; and, an increase of \$1,000,000 in the first year and \$4,000,000 the second year for competitive grants.)

Chief Patron: Hanger

Item 106 #4s

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 90, after line 12 insert "

3. The Chairman of the Virginia Growth and Opportunity Board shall convene a broadband telecommunications advisory workgroup in cooperation with the Secretary of Commerce and Trade and the Commonwealth Chief Broadband Advisor, including representatives of the Department of Housing and Community Development, the Center for Innovative Technology, Virginia Economic Development Partnership, Mid-Atlantic Broadband Communities Corporation, staff from the House Appropriations Committee and Senate Finance Committee, and representatives from the broadband telecommunications industry, to develop a framework for policies related to broadband telecommunications across the Commonwealth of Virginia. The framework shall be used to provide guidance on statewide policies for commercial and economic planning and project development, including regional solutions, to improve access to and utilization of broadband to support economic development goals, including those developed by qualifying regions and those areas of the Commonwealth recognized as having high unemployment. Such framework shall include, but not be limited to, the following principles: (i) potential broadband telecommunications development and deployment solutions must be technology-neutral in order to leverage all available or emerging technologies to identify the most cost-effective plan; (ii) solutions that utilize speeds greater than the minimum technology standards as prescribed by the Virginia Telecommunications Initiative for unserved areas; (iii) maximize opportunities for private sector driven models related to construction, operations, and maintenance and open access to private-sector Internet Service Providers where public ownership of infrastructure may be proposed; (iv) facilitate broadband development and deployment-friendly polices at the regional and local level to expedite implementation of plans and projects, as well as mitigate costs, and (v) opportunities to leverage new and existing broadband infrastructure, including transoceanic and transcontinental backbone lines, to encourage new private sector job creation and investment in the Commonwealth.

4. The Virginia Growth and Opportunity Board may approve grants for assessments of commercial economic development demand and current access, and to advance the planning and engineering of broadband infrastructure that are aligned with the framework recommended by the working group, and shall give priority consideration for broadband technology development and deployment to facilitate the connectivity or upgrade of services to current and proposed business-ready sites in areas of high unemployment in qualifying regions."

Explanation:

(This amendment directs the Virginia Growth and Opportunity Board to develop a framework

Amendments to HB 5002

and guidelines to facilitate the allocation of grants to qualifying regions for broadband assessments, planning and potential projects.)

Chief Patron: Hanger

Item 106 #5s

Commerce and Trade

FY18-19

FY19-20

Department of Housing and
Community Development

\$2,000,000

\$2,000,000 GF

Language:

Page 87, line 20, strike "\$68,200,721" and insert "\$70,200,721".

Page 87, line 20, strike "\$68,200,721" and insert "\$70,200,721".

Page 89, line 27, strike "\$2,000,000" and "\$2,000,000" and insert:
"\$4,000,000" and "\$4,000,000".

Explanation:

(This amendment provides an additional \$2.0 million from the general fund each year to the Virginia Telecommunication Initiative to support the extension of broadband networks by the private sector in unserved areas of the Commonwealth.)

Chief Patron: Hanger

Item 106 #6s

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 90, strike lines 13 and 14.

Page 90, line 15, strike "O." and insert "N."

Explanation:

(This amendment removes the prohibition on administering the Building Collaborative Communities and Building Entrepreneurial Economies programs at the Department of Housing and Community Development (DHCD). The introduced budget removes funding and explicitly prohibits DHCD from continuing to administer these programs. This amendment removes the prohibition to allow DHCD the flexibility to continue these programs if resources become available. The Building Collaborative Communities program provides financial and technical resources to promote regional economic collaborations in economically-distressed areas to stimulate job creation, economic development and to build community capacity and leadership. The Building Entrepreneurial Economies program provides grants and technical assistance to nonprofit organizations and local governments that plan and implement innovative, comprehensive, strategic and sustainable business development strategies that support local and

Amendments to HB 5002

regional asset-based economic development.)

Chief Patron: Hanger

Item 107 #1s

Commerce and Trade

FY18-19

FY19-20

Department of Housing and
Community Development

\$685,533

\$685,533

GF

Language:

Page 90, line 24, strike "\$13,087,821" and insert "\$13,773,354".

Page 90, line 24, strike "\$13,087,821" and insert "\$13,773,354".

Page 90, line 29, strike "\$12,814,467" and "\$12,814,467" and insert:
"\$13,500,000" and "\$13,500,000".

Explanation:

(This amendment increases funding for the Enterprise Zone Grant program to \$13.5 million each year from the general fund. In grant year 2016, Enterprise Zone Real Property Improvement Grant awards were prorated to 73.68 cents on the dollar, limiting their effectiveness in incentivizing enterprise zone developments.)

Chief Patron: Hanger

Item 117 #1s

Commerce and Trade

FY18-19

FY19-20

Department of Mines, Minerals and
Energy

\$50,000

\$50,000

GF

Language:

Page 92, line 47, strike "\$4,186,931" and insert "\$4,236,931".

Page 92, line 47, strike "\$4,186,931" and insert "\$4,236,931".

Page 93, after line 27 insert:

"E. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the general fund shall be used for the Virginia Solar Development Authority working with the Department of Mines, Minerals and Energy to conduct a study to determine whether or not future legislation in the form of regulatory reforms and incentives will prove fruitful in encouraging emerging energy storage capacity in the Commonwealth."

Explanation:

(This amendment provides funding of \$50,000 from the general fund the first year and \$50,000 from the general fund the second year to conduct a study of potential regulatory reform and potential incentives to encourage emerging energy storage capacity in the Commonwealth. Further detailed authorization is contained in House Joint Resolution 101.)

Chief Patron: Hanger

Item 117 #2s

Commerce and Trade

FY18-19

FY19-20

Department of Mines, Minerals and
Energy

(\$1,120,000)

(\$1,120,000) GF

Language:

Page 92, line 47, strike "\$4,186,931" and insert "\$3,066,931".

Page 92, line 47, strike "\$4,186,931" and insert "\$3,066,931".

Page 93, strike lines 18 through 27.

Explanation:

(This amendment reduces funding in DMME and eliminates new spending of \$1,000,000 from the general fund the first year and \$1,000,000 from the general fund the second year for a solar industry initiative, and new spending of \$120,000 from the general fund the first year and \$120,000 from the general fund the second year for the development of energy storage systems.)

Chief Patron: Hanger

Item 120 #1s

Commerce and Trade

Department of Small Business and Supplier Diversity

Language

Language:

Page 95, after line 42, insert:

"H. Beginning with the calendar quarter ending September 30, 2018, the Director of the Department of Small Business and Supplier Diversity shall report to the Secretary of Commerce and Trade and the Chairmen of the House Appropriations and Senate Finance Committees on the agency's efforts to maximize job creation and retention among the Commonwealth's small businesses. The report shall include, at a minimum, measures of (i) the effectiveness of programs administered by the Small Business Financing Authority in assisting borrowers to create jobs and enable increased capital investment ; (ii) the efficiency and effectiveness of Small, Women-owned, and Minority-owned Business and Disadvantaged Business Enterprise programs; (iii) the success of the agency's outreach and technical assistance activities; and, (iv) the number of businesses certified, and the average number of business days to process a certification application each month. The report shall be in a format prescribed by the Secretary, but shall include specific data breakouts for rural areas and service disabled veteran businesses currently certified in the SWaM certification, and shall be due with thirty days of the close of each calendar quarter."

Explanation:

Amendments to HB 5002

(This amendment places additional reporting requirements upon the Department of Small Business and Supplier Diversity.)

Chief Patron: Hanger

Item 121 #1s

Commerce and Trade

FY18-19

FY19-20

Fort Monroe Authority

\$128,691

\$236,330 GF

Language:

Page 96, line 1, strike "\$5,686,915" and insert "\$5,815,606".

Page 96, line 1, strike "\$5,686,915" and insert "\$5,923,245".

Page 96, line 5, strike "\$5,686,915" and "\$5,686,915" and insert: "\$5,815,606" and "\$5,923,245".

Explanation:

(This amendment provides an additional \$128,691 from the general fund the first year and \$236,330 from the general fund the second year to the Fort Monroe Authority. Funding will support a portion of the additional operating costs associated with the U.S. Army's transfer of approximately 73.8 acres of land to the Commonwealth of Virginia and support additional staffing costs in the second year for the Fort Monroe Visitor and Education Center.)

Chief Patron: Hanger

Item 122 #1s

Commerce and Trade

FY18-19

FY19-20

Virginia Economic Development
Partnership

\$2,000,000

\$3,000,000 GF

Language:

Page 96, line 41, strike "\$29,597,198" and insert "\$31,597,198".

Page 96, line 41, strike "\$32,107,392" and insert "\$35,107,392".

Explanation:

(This amendment increases funding of \$2,000,000 from the general fund in the first year and \$3,000,000 from the general fund in the second year for marketing and business-ready site development initiatives. The Virginia Economic Development Partnership (VEDP) staff must present its plans to, and be approved by, the VEDP Board on how the funds would be utilized to increase the Commonwealth's competitiveness in these two program areas.)

Chief Patron: Hanger

Item 122 #2s

Commerce and Trade

Virginia Economic Development Partnership

Language

Language:

Page 98, after line 30 insert:

"R. Any requests for administrative or staff support for the Committee on Business Development and Marketing or the Committee on International Trade established to advise the Virginia Economic Development Partnership shall be directed to, and are subject to the approval of, the Chairman or the Chief Executive Officer of the Virginia Economic Development Partnership."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 123 #1s

Commerce and Trade

Virginia Employment Commission

Language

Language:

Page 99, after line 20, insert:

"E. Workforce development programs shall give priority to assisting Medicaid enrollees who are required to participate in the Training, Education, Employment and Opportunity Program to the extent allowed by federal law."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 126 #1s

Commerce and Trade

Virginia Tourism Authority

FY18-19

FY19-20

\$250,000

\$0 GF

Language:

Page 99, line 38, strike "\$20,410,424" and insert "\$20,660,424".

Page 101, after line 7 insert:

"L. Out of the amounts in this item, \$250,000 the first year from the general fund is provided as the state's contribution to infrastructure costs to host the for FEI Nation's Cup of Eventing at

Amendments to HB 5002

Great Meadow, The Plains."

Explanation:

(This amendment provides \$250,000 from the general fund in the first year through the Virginia Tourism Authority to support infrastructure improvements to support a world class equestrian arena which will host the First FEI Nations Cup of Eventing ever held in North America. These amounts are match by more than \$4.2 million of private donations to expand the property and draw tourism, create jobs and tax revenue.)

Chief Patron: Hanger

Item 126 #2s

Commerce and Trade

FY18-19

FY19-20

Virginia Tourism Authority

\$250,000

\$250,000 GF

Language:

Page 99, line 38, strike "\$20,410,424" and insert "\$20,660,424".

Page 99, line 38, strike "\$20,460,424" and insert "\$20,710,424".

Page 100, line 21, strike "\$300,000" and insert "\$550,000".

Page 100, line 22, strike "\$300,000" and insert "\$550,000".

Explanation:

(This amendment increases funding for the Spearhead Trails initiative by \$250,000 from the general fund the first year and \$250,000 from the general fund the second year.)

Chief Patron: Hanger

Item 126 #3s

Commerce and Trade

FY18-19

FY19-20

Virginia Tourism Authority

\$100,000

\$100,000 GF

Language:

Page 99, line 38, strike "\$20,410,424" and insert "\$20,510,424".

Page 99, line 38, strike "\$20,460,424" and insert "\$20,560,424".

Page 100, line 16, strike "\$2,125,000" and "\$2,125,000" and insert: "\$2,225,000" and "\$2,225,000".

Page 100, line 19, strike "the Coalfield Regional" and insert:

"the Daniel Boone Visitor Center and the Coalfield Regional Tourism Authority, as well as \$100,000 the first year and \$100,000 the second year to the Coalfield Regional Tourism Authority,"

Page 100, line 20, strike "Tourism Authority, the Daniel Boone Visitor Center,".

Explanation:

Amendments to HB 5002

(This amendment increases funding for the Coalfield Regional Tourism Authority of \$100,000 from the general fund the first year and \$100,000 from the general fund the second year in order to secure matching funding from the Coalfield Economic Development Authority.)

Chief Patron: Hanger

Item 126 #4s

Commerce and Trade

FY18-19

FY19-20

Virginia Tourism Authority

\$25,000

\$0 GF

Language:

Page 99, line 38, strike "\$20,410,424" and insert "\$20,435,424".

Page 101, after line 7 insert:

"L. Out of the amounts in this item, \$25,000 the first year from the general fund is provided to support the Carver Price Legacy Museum."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 126.10 #1s

Commerce and Trade

FY18-19

FY19-20

Innovation and Entrepreneurship
Investment Authority

\$11,046,485

\$11,296,485 GF

Language:

Page 101, after line 9, insert:

"§ 1-46.10 Innovation and Entrepreneurship Investment

126.10 Innovation and Entrepreneurship
Investment

\$11,046,485

\$11,296,485

Fund Sources: General

\$11,046,485

\$11,296,485 "

Page 101, after line 9, insert:

"Economic Development Services (53400) \$11,046,485 \$11,296,485

Commonwealth Growth Accelerator Program (53415) \$3,100,000 \$3,100,000

Commonwealth Research Commercialization Services (53416) \$2,800,000 \$2,800,000

Technology Industry Development Services (53419) \$1,900,000 \$1,900,000

Administrative Services (53422) \$2,746,485 \$2,746,485

Authority: Title 2.2, Chapter 22, Code of Virginia, and Discretionary Inclusion.

A. The appropriation in this item shall be used for the purpose of and in accordance with the terms and conditions specified in Title 2.2, Chapter 22, Code of Virginia.

Amendments to HB 5002

B. The Innovation and Entrepreneurship Investment Authority is hereby authorized to transfer funds in this appropriation to the Center for Innovative Technology to expend said funds for realizing the statutory purposes of the Authority, by contracting with governmental and private entities, notwithstanding the provisions of § 4-1.05 b of this act.

C. This appropriation shall be disbursed in twelve equal monthly installments each fiscal year.

D.1. No later than July 15 of each year, the Innovation and Entrepreneurship Investment Authority shall provide to the Chairmen of the House Appropriations and Senate Finance Committees, Secretary of Commerce and Trade, and the Director, Department of Planning and Budget, a report of its operating plan for each year of the biennium. No later than September 30 of each year, the center shall submit to the same entities a detailed expenditure report for the concluded fiscal year. Both reports shall be prepared in the formats as approved by the Director, Department of Planning and Budget and include, but not be limited to the following:

a. All planned and actual revenue and expenditures along with funding sources, including state, federal, and other revenue sources of both the Innovation and Entrepreneurship Investment Authority and the Center for Innovative Technology;

b. A listing of the salaries, bonuses, and benefits of all employees of the Innovation and Entrepreneurship Investment Authority and the Center for Innovative Technology;

c. By program, total grants made and investments awarded for each grant and investment program, to include the Commonwealth Research Commercialization Fund;

d. By program, a report of the projected economic impact on the Commonwealth and recoveries of previous grants or investments and sales of equity positions; and

e. Cash balances by funding source, and a report, by program, of available, committed and projected expenditures of all cash balances.

2. The President of the Center shall report quarterly to the Center's board of directors, and the Chairmen of the House Appropriations and Senate Finance Committees, Secretary of Commerce and Trade, and the Director, Department of Planning and Budget in a format approved by the Board the following:

a. The quarterly financial performance, determined by comparing the budgeted and actual revenues and expenditures to planned revenues and expenditures for the fiscal year;

b. All investments and grants executed compared to projected investment closings, return on prior investments and grants, including all gains and losses; and

c. The financial and programmatic performance of all operating entities owned by the Center.

E. As part of its mission to foster technological innovation in the Commonwealth, the Innovation and Entrepreneurship Investment Authority is encouraged to include in its activities Virginia private research universities.

F.1. The Center for Innovative Technology shall continue to support efforts of public and quasi-

Amendments to HB 5002

public bodies within the Commonwealth to enhance or facilitate the prompt availability of and access to advanced electronic communications services, commonly known as broadband, throughout the Commonwealth, monitoring trends and advances in advanced electronic communications technology to plan and forecast future needs for such technology, and identify funding options.

2. Out of the amounts appropriated in this item, \$500,000 the first year and \$500,000 the second year from the general fund shall be used to support the expansion and continual improvement of broadband services in regions and localities throughout the Commonwealth. The Center for Innovative Technology (CIT) shall support broadband policy development and priorities established by the Commonwealth's Chief Broadband Advisor, as well as coordinate with and support the broadband assessment and planning activities of the Virginia Growth and Opportunity Board. CIT shall assess strategies and solutions designed to close gaps in Virginia's broadband coverage and performance. In addition, CIT will provide technical assistance to unserved and underserved regions and localities where wired broadband services are not currently available, in order to assist those regions and localities in determining the issues, business practices, and vendor requirements, including an assessment of the existing technologies, for the provision of broadband services to their citizens.

G. The General Assembly supports the Innovation and Entrepreneurship Investment Authority's stated mission to enhance federal research funding to Virginia's colleges and universities and to industry. It is also the intent of the General Assembly to promote a greater reliance by the authority on nongeneral fund revenues for the authority's operations and programs.

H. Notwithstanding any other provision of law, any interest earned on moneys in the Advanced Communications Assistance Fund, as well as any moneys remaining in the fund at the end of each fiscal year, including interest thereon, shall be reverted to the general fund.

I.1. A total of \$3,100,00 the first year and \$3,100,000 the second year from the general fund shall be allocated to the Commonwealth Growth Accelerator Program fund to foster the development of Virginia-based technology, biosciences, and energy companies. This funding shall be used to underwrite early stage financing for new companies with the goal of achieving an average 11:1 private to public investment ratio.

2. Funds returned to the Commonwealth Growth Accelerator Program, including proceeds received due to the sale of a company that previously received a GAP investment, shall remain in the program and be used to make future early stage financing investments consistent with the goals of the program. The Center for Innovative Technology may recover the direct costs incurred associated with securing the return of such funds from the moneys returned.

J.1. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund is provided to support the advancement of unmanned systems companies and development of the unmanned systems industry in the Commonwealth.

2. In addition to the amounts set forth in paragraph J.1., \$500,000 the first year and \$500,000 the second year from the general fund shall be made available for the establishment of an

Amendments to HB 5002

Unmanned Aerial Systems Commercial Center of Excellence and business accelerator in collaboration with the Mid-Atlantic Aviation Partnership and the Virginia Commercial Spaceflight Authority for (i) the development of a strategic plan and roadmap for the recruitment and expansion of commercial UAS entities, and (ii) advancing collaborative public-private UAS partnerships across the Commonwealth at the direction of the Secretary of Commerce and Trade.

K. Out of the appropriation for this item, \$400,000 the first year and \$400,000 the second year from the general fund shall support the Virginia Cyber Security Commission and its recommendations.

L. Notwithstanding the definition of qualifying institutions in § 2.2-2233.1, Code of Virginia, a university research consortium that includes Virginia colleges and university member institutions is a qualifying institution for purposes of seeking funding from the Commonwealth Research Commercialization Fund.

M. Any proceeds from the sale of equity in companies that participated in the cyber security accelerator shall not revert to the general fund but shall be used to support the accelerator program.

N. By September 1 each year, the President of the Innovation and Entrepreneurship Investment Authority shall report to the Chairmen of the House Appropriations and Senate Finance Committees, Secretary of Commerce and Trade, and to the Director, Department of Planning and Budget on program activities including, but not limited to the following:

1. For activities associated with providing localities with broadband assistance: (i) the number of localities assisted by state and other broadband funding sources and (ii) the estimated number of households and localities with populations lacking wired broadband access;

2. For activities associated with the Growth Accelerator Program (GAP): (i) the number of companies receiving investments from the fund, (ii) the state investment and amount of privately leveraged investments per company, (iii) the estimated number of jobs created, (iv) the estimated tax revenue generated, (v) the number of companies who have received investments from the GAP fund still operating in Virginia, (vi) return on investment, to include the value of proceeds from the sale of equity in companies that received support from the program and economic benefits to the Commonwealth, (vii) the number of state investments that failed and the state investment associated with failed investments, and (viii) the number of new companies created or expanded and the number of patents filed; and

3. For activities associated with the cyber security accelerator: (i) the number of companies assisted and the number of startups successfully launched through the cyber accelerator program, (ii) the number of companies operating in Virginia as a result of the program, (iii) estimated number of jobs created, (iv) the value of proceeds from the sale of equity in companies that received capital support from the program, (v) the number of state investments that failed and the state investment associated with failed investments, and (vi) the number of new companies created or expanded and the number of patents filed.

Amendments to HB 5002

4. Such report shall include the prior fiscal year outcomes as well as the outcomes of each program since inception. In addition, the report shall also include program changes anticipated in the subsequent fiscal year.

O.1. Pursuant to § 3-2.03 of this act, a line of credit up to \$2,500,000 shall be provided to the Innovation and Entrepreneurship Investment Authority as a temporary cash flow advance. The Innovation and Entrepreneurship Investment Authority shall transfer such related funds to the Center for Innovative Technology as a temporary cash advance to be repaid by June 30 of each fiscal year. Funds received from the line of credit shall be used only to support operational costs in anticipation of receiving reimbursement of said expenditures from signed contracts and grant awards. The request for the line of credit shall be prepared in the formats as approved by the Secretary of Finance and Secretary of Commerce and Trade.

2. The Secretary of Finance and Secretary of Commerce and Trade shall approve the draw downs from this line of credit prior to the expenditure of funds.

P.1. The Innovation and Entrepreneurship Investment Authority shall continue to manage and maintain the Mid-Rise Building located at the Center for Innovative Technology Complex at 2214 Rock Hill Road, Herndon, Virginia, unless otherwise directed by the Governor.

2. The Authority shall ensure building maintenance meets the standards of the Virginia Maintenance Code 2012, remains at a level to satisfy existing lease agreements, and meets metropolitan Class B office standards.

3. Consistent with the transfer of ownership of the Mid-Rise Building to the Department of General Services directed in Item 75 D of this act, the Innovation and Entrepreneurship Investment Authority shall make all records and information related to the Mid-Rise Building available to the Department of General Services. The Authority shall also provide any other information requested by the Department of General Services regarding the Center for Innovative Technology Complex and any components thereof due to the nature of the Mid-Rise Building's shared infrastructure and interconnection to other components of the Complex. Notwithstanding § 2.2-2221, Code of Virginia, or any other provision of law, the Center for Innovative Technology Complex, consisting of property located at 2214 and 2205 Rock Hill Road, Herndon, Virginia, shall be subject to the provisions of §§ 2.2-1150 through 2.2-1158, Code of Virginia. vQ. Effective July 1, 2016, any form of proposed increase in employee compensation above the base salaries of employees, including one-time bonuses, except for salary adjustments explicitly authorized in this act, must be communicated to the Director, Department of Planning and Budget, and the Staff Directors of the House Appropriations Committee and the Senate Finance Committee, more than ninety days in advance of effectuating such increase. vR.1. Out of the appropriation for this item, \$2,800,000 the first year and \$2,800,000 the second year from the general fund shall be deposited into the Commonwealth Research Commercialization Fund created pursuant to §2.2-2233.1, Code of Virginia. These funds shall not be subject to the equal monthly disbursement requirements provided in paragraph C. of this item but shall be disbursed as provided for in paragraphs R.2. through R.5. below.

Amendments to HB 5002

2. Of the amounts provided for the Commonwealth Research Commercialization Fund in paragraph R.1., up to \$1,500,000 the first year and \$1,500,000 the second year shall be used for a Small Business Innovation Research Matching Fund Program for Virginia-based technology businesses and, for matching funds for recipients of federal Small Business Technology Transfer (STTR) awards for Virginia-based small businesses. Any monies from these amounts that have not been allocated at the end of each fiscal year shall not revert to the general fund but shall be distributed for other purposes designated by the Research and Technology Investment Advisory Committee and aligned with the Research and Technology Strategic Roadmap.

3.a. Businesses meeting the following criteria shall be eligible to apply for an award to be administered by the Research and Technology Investment Advisory Committee:

(i). The applicant has received an STTR award targeted at the development of qualified research or technologies;

(ii). At least 51 percent of the applicant's employees reside in Virginia; and

(iii). At least 51 percent of the applicant's property is located in Virginia.

b. Applicants shall be eligible for matching grants of up to \$100,000 for Phase I awards and up to \$500,000 for Phase II awards. All applicants shall be required to submit a commercialization plan with their application. Any unused funds shall not revert to the general fund but shall remain in the Commonwealth Research and Commercialization Fund. Notwithstanding the provisions of § 2.2-2233.1, Code of Virginia, unused funding from the Fund shall be awarded as originally intended by the Research and Technology Investment Advisory Committee and only reallocated if sufficient demand does not exist for the original allocation.

4. Prior to disbursement of these funds to the Authority, the Innovation and Entrepreneurship Investment Authority shall certify that the awards have been made in compliance with the requirements set forth in § 2.2-2233.1, Code of Virginia, and in a format approved by the Director, Department of Planning and Budget.

5. Notwithstanding § 2.2-2233.1, Code of Virginia, Commonwealth Research Commercialization Fund awards authorized for payment shall be disbursed to the Innovation and Entrepreneurship Investment Authority as provided in paragraph R.4. of this item in addition to the monthly payments as provided in paragraph C of this item. Any funds not expensed in accordance with the award shall be remitted by the Authority to the state treasury and deposited to the Commonwealth Research Commercialization Fund.

S. 1. Notwithstanding § 2.2-2221, Code of Virginia, the General Assembly finds real property and the improvements thereon to be surplus to the needs of the Commonwealth; specifically, real property and improvements located in Loudoun County (Parcel 035-26) and Fairfax County (Parcel 0152-01-0015 and Parcel 0152-01-0017). The Department of General Services shall pursue and is authorized to execute disposal options, with the approval of the Governor, in accordance with § 2.2-1156, Code of Virginia.

2. The Innovation and Entrepreneurship Investment Authority and the Center for Innovative

Amendments to HB 5002

Technology shall promptly respond to requests for information and provide other assistance as requested by the Department of General Services and other state agencies as necessary to comply with the requirements set forth in § 2.2-1156, Code of Virginia, shall make all records related to the property readily available to the Department of General Services, and shall provide the Department of General Services access to the property. Further, the Innovation and Entrepreneurship Investment Authority shall continue to manage the property in the best interests of the Commonwealth until the property is sold to the successful purchaser. The Innovation and Entrepreneurship Investment Authority shall not convey any interest or allow any new use without the recommendation of the Department of General Services and approval of the Governor or his designee.

3. The Innovation and Entrepreneurship Investment Authority shall provide monthly reports to the Department of General Services of income and expenses associated with the property. The Department of General Services shall provide quarterly reports to the Chairmen of the House Appropriations and Senate Finance Committees and to the Governor on the Department's progress to determine disposal options of the parcels, beginning with the initial report due October 1, 2016.

4. Costs incurred by the Department of General Services to carry out the direction in this item shall be accounted for separately from other Department operations and shall be reimbursed first from the Innovation and Entrepreneurship Investment Authority building reserve fund and, if insufficient funding is available from that fund, from the proceeds of the sale of the property. Such costs shall include moving expenses and the first year of new rent costs incurred by the Center for Innovative Technology as a result of the direction in this item.

5. The remaining proceeds of the sale shall be deposited to the nonreverting Virginia Research Investment Fund established pursuant to Chapter 775, 2016 Acts of Assembly for the express purpose of promoting research and development excellence in the Commonwealth; positioning the Commonwealth as a national leader in science-based and technology-based research, development, and commercialization; and encouraging cooperation and collaboration among higher education research institutions, and with the private sector, in areas and with activities that foster economic development and job creation in the Commonwealth, with particular emphasis on personalized health, biosciences, data analytics, and cybersecurity. Such proceeds shall herein be appropriated to the portion of the Fund designated for investment, reinvestment and management by the Board of the Virginia Retirement System as provided in § 51.1-124.38, Code of Virginia.

T. The Center for Innovative Technology shall not charge indirect costs, including but not limited to, allocating administrative staff and overhead costs against the Innovation and Entrepreneurship Measurement System, broadband, unmanned systems, and Cyber Security Commission, unless approved by the Governor."

Explanation:

(This amendment moves the Innovation and Entrepreneurship Investment Authority (IEIA) from the Technology secretariat to the Commerce and Trade secretariat. A companion

Amendments to HB 5002

amendment removes the IEIA from the Technology secretariat.)

Chief Patron: Hanger

Item 128 #1s

Education

FY18-19

FY19-20

Department of Education, Central
Office Operations

\$275,000

\$275,000 GF

Language:

Page 102, line 38, strike "\$19,490,887" and insert "\$19,765,887".

Page 102, line 38, strike "\$19,490,887" and insert "\$19,765,887".

Page 103, line 50, after "H.", insert "a."

Page 103, after line 53, insert:

"b. The Department of Education shall coordinate with the University of Virginia's Center for Advanced Study of Teaching and Learning to ensure that all school divisions shall be required to have their kindergarten students assessed during the school year using the multi-dimensional kindergarten readiness assessment model no later than by the end of the school year 2019-2020, and annually thereafter. All school divisions shall be required to have their kindergarten students assessed with such model.

c. Further, out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund shall be allocated to University of Virginia's Center for Advanced Study of Teaching and Learning to provide training to school divisions annually on how to effectively use Virginia Kindergarten Readiness Program data to improve instructional practices and student learning. Such teacher focused professional development and training shall be prioritized for the school divisions that would most benefit from state assistance in order to provide more time for classroom instruction and student learning.

d. The Department and the University of Virginia's Center for Advanced Study of Teaching and Learning shall use the results of the multi-dimensional Virginia Kindergarten Readiness Program assessments to determine how well the Virginia Preschool Initiative promotes readiness in all key developmental domains assessed. The Department shall submit such findings using data from the prior year's fall assessment to the Chairmen of House Appropriations and Senate Finance Committees no later than October 1, 2019, and annually thereafter."

Explanation:

(This amendment provides \$275,000 the first year and \$275,000 the second year from the general fund for the Department of Education to coordinate with UVA CASTL to implement a statewide assessment of all kindergarten students using the VKRP assessment model and to provide appropriate annual training and professional development to kindergarten teachers. Language requires all school divisions to have all kindergartners participate in the assessments each year.)

Chief Patron: Hanger

Item 128 #2s

Education

FY18-19

FY19-20

Department of Education, Central
Office Operations

(\$250,000)
-2.00

(\$250,000) GF
-2.00 FTE

Language:

Page 102, line 38, strike "\$19,490,887" and insert "\$19,240,887".

Page 102, line 38, strike "\$19,490,887" and insert "\$19,240,887".

Page 104, strike lines 1 through 3.

Explanation:

(This amendment captures \$250,000 each year from the general fund in the Central Office budget by deferring the new initiative for environmental education and two full time positions.)

Chief Patron: Hanger

Item 128 #3s

Education

Department of Education, Central Office Operations

Language

Language:

Page 104, after line 3, insert:

"J. The Department of Education, in cooperation with the Departments of Health, Social Services, and Planning & Budget, shall convene a workgroup facilitated by the Virginia Early Childhood Foundation, to examine opportunities including, but not limited to, leveraging existing funds targeted to early childhood development with the goal of identifying strategies and mechanisms for developing an Integrated Early Childhood Fund. The findings of the workgroup shall be provided by October 15, 2018, to the Joint Subcommittee on the Virginia Preschool Initiative, and shall articulate the potential for existing but underutilized appropriations including, but not limited to, unused Virginia Preschool Initiative funds and TANF, and other funds to support administrative costs that would assist with more fully drawing down federal CACFP funds. The purpose of the Integrated Early Childhood Fund shall be to more feasibly implement the cohesive and efficient administration of early childhood resources, increasing access to quality early childhood services for at-risk children with little additional fiscal impact on the Commonwealth's budget."

Explanation:

(This amendment is self-explanatory.)

Amendments to HB 5002

Chief Patron: Hanger

Item 128 #4s

Education

Department of Education, Central Office Operations

Language

Language:

Page 103, line 53, after "Program" insert:

"conducted in the fall, and to develop and implement a post-assessment upon the conclusion of the kindergarten year."

Explanation:

(This amendment clarifies that funding for the Virginia Kindergarten Readiness Program includes development of a post-kindergarten assessment.)

Chief Patron: Hanger

Item 129 #1s

Education

FY18-19

FY19-20

Department of Education, Central
Office Operations

\$290,000

\$290,000

GF

Language:

Page 104, line 4, strike "\$15,952,613" and insert "\$16,242,613".

Page 104, line 4, strike "\$15,952,613" and insert "\$16,242,613".

Page 104, after line 48, insert:

"E. Out of this appropriation, \$290,000 the first year and \$290,000 the second year from the general fund and \$290,000 the first year and \$290,000 the second year from federal funds shall be used for Multisensory Structured Literacy teacher training."

Explanation:

(This amendment provides \$290,000 each year from the general fund to provide funding in order to triple from 90 teachers to 270 teachers that can be served annually by the 30-hour literacy teacher professional development in the Orton-Gillingham instructional method, which is a direct systematic approach to teaching language structure for reading remediation. This method is designed to address the needs of struggling readers who have difficulty with reading, spelling, and writing, including those with a specific learning disability such as dyslexia.)

Chief Patron: Hanger

Item 129 #2s

Education

FY18-19

FY19-20

Amendments to HB 5002

Department of Education, Central Office Operations	\$250,000	\$250,000	GF
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Language:

Page 104, line 4, strike "\$15,952,613" and insert "\$16,202,613".

Page 104, line 4, strike "\$15,952,613" and insert "\$16,202,613".

Explanation:

(This amendment adds \$250,000 additional general fund appropriation to Virginia's Tiered Systems of Supports (VTSS) for teachers, administrators, and Specialized Instructional Support Personnel. The current appropriation enables the Department of Education to provide training, technical assistance, and on-site coaching to public school teachers and administrators on implementation of a positive behavioral interventions and supports program. This programming addresses both the academic and behavioral needs of students; including students impacted by trauma, improves school climate; and reduces disruptive behavior in the classroom. The additional funding shall be focused on supporting Title I and Accreditation Denied Schools.)

Chief Patron: Hanger

Item 130 #1s

Education

FY18-19

FY19-20

Department of Education, Central Office Operations

\$300,000

\$300,000 GF

Language:

Page 104, line 49, strike "\$39,326,152" and insert "\$39,626,152".

Page 104, line 49, strike "\$39,326,152" and insert "\$39,626,152".

Page 105, after line 12, insert:

"D. Out of this appropriation, \$300,000 the first year and \$300,000 the second year from the general fund is provided for a verified credit in high school in history and social science. In establishing graduation requirements, the State Board of Education shall require students to earn one verified credit in history and social science. Such verified credit shall be earned only by (i) the successful completion of a Board-developed end-of-course Standards of Learning assessment; (ii) achievement of a passing score on a Board-approved standardized test administered on a statewide, multistate, or international basis that measures content that incorporates or exceeds the Standards of Learning content in the course for which the verified credit is given; or (iii) achievement of criteria for the receipt of a locally awarded verified credit from the local school board in accordance with criteria established in Board guidelines when the student has not passed a corresponding Standards of Learning assessment. Such end-of-course Standards of Learning assessment shall not be a performance-based assessment."

Explanation:

(This amendment is self-explanatory.)

Amendments to HB 5002

Chief Patron: Hanger

Item 132 #1s

Education	FY18-19	FY19-20	
Department of Education, Central Office Operations	\$200,000	(\$200,000)	GF

Language:

Page 105, line 34, strike "\$2,029,864" and insert "\$2,229,864".

Page 105, line 34, strike "\$2,429,864" and insert "\$2,229,864".

Page 105, line 45, strike "\$800,000" and insert "\$1,000,000".

Page 105, line 45, strike "\$1,200,000" and insert "\$1,000,000".

Explanation:

(This amendment advances \$200,000 out of the additional \$400,000 in the second year that was included in the introduced budget into the first year for *eMediaVA* to meet current and future program needs. *eMediaVA* enables competency-based, personalized learning by providing Virginia's teachers and students with a repository of audio, video, and interactive multimedia learning resources correlated to Virginia's Standards of Learning.)

Chief Patron: Hanger

Item 133 #1s

Education	FY18-19	FY19-20	
Department of Education, Central Office Operations	\$15,000	\$15,000	GF

Language:

Page 106, line 7, strike "\$2,918,252" and insert "\$2,933,252".

Page 106, line 7, strike "\$2,918,252" and insert "\$2,933,252".

Page 106, line 31, strike "\$78,084" and "\$74,084" and insert: "\$93,084" and "\$93,084".

Explanation:

(This amendment adjusts funding for a new statewide subscription to allow local school divisions to access the National Association of State Directors of Teacher Education and Certification Clearinghouse to research educator misconduct.)

Chief Patron: Hanger

Item 133 #2s

Education	FY18-19	FY19-20	
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Amendments to HB 5002

Department of Education, Central Office Operations (\$552,500) (\$552,500) GF

Language:

Page 106, line 7, strike "\$2,918,252" and insert "\$2,365,752".
Page 106, line 7, strike "\$2,918,252" and insert "\$2,365,752".
Page 106, strike lines 29 and 30.

Explanation:

(This amendment captures \$552,500 each year from the general fund from the Central Office budget by deferring the new initiative and funding for an web-based application process.)

Chief Patron: Hanger Item 134 #1s

Education	FY18-19	FY19-20	
Department of Education, Central Office Operations	(\$75,000)	(\$75,000)	GF

Language:

Page 106, line 35, strike "\$20,744,856" and insert "\$20,669,856".
Page 106, line 35, strike "\$20,744,856" and insert "\$20,669,856".
Page 107, strike lines 39 through 41.

Explanation:

(This amendment saves \$75,000 each year from the general fund by eliminating proposed spending for a new initiative that would have created an advisory council for digital citizenship, internet safety, and media literacy. The associated legislation, House Bill 199, did not get approved.)

Chief Patron: Hanger Item 134 #2s

Education	FY18-19	FY19-20	
Department of Education, Central Office Operations	(\$150,000)	(\$150,000)	GF

Language:

Page 106, line 35, strike "\$20,744,856" and insert "\$20,594,856".
Page 106, line 35, strike "\$20,744,856" and insert "\$20,594,856".
Page 107, line 25, strike "\$250,000" and "\$250,000" and insert: "\$100,000" and "\$100,000".
Page 107, line 29, strike "Of this".

Page 107, strike lines 30 through 33.

Explanation:

(This amendment saves \$150,000 each year from the general fund from the DOE Central Office budget by deferring new spending for some of the revisions on the School Performance Report Card.)

Chief Patron: Hanger

Item 134 #3s

Education

Department of Education, Central Office Operations

Language

Language:

Page 107, after line 41, insert:

"I. Out of the amounts in this item, the Department of Education shall develop and administer biennially to individuals holding a license from the Department in each public elementary and secondary school in the Commonwealth a voluntary and anonymous school personnel survey to evaluate school-level teaching conditions and the impact such conditions have on teacher retention and student achievement. Such survey may include questions regarding school leadership, teacher leadership, teacher autonomy, demands on teachers' time, student conduct management, professional development, instructional practices and support, new teacher support, community engagement and support, and facilities and other resources. The Superintendent of Public Instruction shall report the results of any school personnel survey to the Chairmen of the House Committees on Appropriations and Education and to the Senate Committees on Finance and Education and Health annually before the first day of each General Assembly Regular Session. The appropriation in this item meets the requirements of the second enactment of Senate Bill 456, of the 2018 General Assembly Regular Session."

Explanation:

(This amendment directs the Department to, within existing resources, develop and administer a school personnel survey to evaluate school-level teaching conditions and the impact such conditions have on teacher retention and student achievement.)

Chief Patron: Hanger

Item 135 #1s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$125,000

\$125,000

GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,568,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,015,568".

Amendments to HB 5002

Page 109, line 4, strike "\$600,000" and "\$600,000" and insert: "\$725,000" and \$725,000".

Page 109, line 5, strike "\$29,443,983" and "\$29,890,568" and insert: "\$29,568,983" and "\$30,015,568".

Page 112, line 40, strike "\$600,000" and "\$600,000" and insert: "\$725,000" and "\$725,000".

Page 112, line 41, after "Accomack" insert "Albemarle".

Page 112, line 41, after "Fairfax" insert "Henrico".

Page 112, line 42, after "Richmond City" insert "Suffolk City".

Explanation:

(This amendment provides \$125,000 from the general fund in each year for the early STEM/arts model teacher training program delivered by Wolf Trap. The amendment also adds three school divisions to the nine that have previously been identified for participation.)

Chief Patron: Hanger

Item 135 #2s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$200,000

\$200,000

GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,643,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,090,568".

Page 108, line 2, strike "\$29,443,983" and insert "\$29,643,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,090,568".

Page 110, line 52, strike "\$762,500" and insert "\$962,500".

Page 110, line 53, strike "\$762,500" and insert "\$962,500".

Page 111, line 1, after "Franklin/Patrick," insert:

"Fredericksburg/Spotsylvania,".

Page 111, strike lines 10 through 23.

Explanation:

(This amendment adds \$200,000 each year to Project Discovery (post-secondary education access) to assist existing programs and adds existing and successful programs that have not received state support. The amendment also eliminates language for a requirement that was completed in 2016. Project Discovery provides twice-annual performance reports to VDOE and is continuing the development of a longitudinal study with support for James Madison University.)

Chief Patron: Hanger

Item 135 #3s

Amendments to HB 5002

Education	FY18-19	FY19-20
Direct Aid to Public Education	\$300,000	\$0 GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,743,983".

Page 108, line 2, strike "\$29,443,983" and insert "\$29,743,983".

Page 114, strike lines 34 through 37 and insert:

"AA. Out of this amount, \$600,000 the first year and \$600,000 the second year from the general fund shall be reserved for school divisions to partner with the Virginia Reading Corps program. The implementation partner shall determine and select partner school divisions. The Virginia Reading Corps shall report annually to the school divisions and Department of Education on the outcomes of this program."

Explanation:

(This amendment provides additional \$300,000 the first year and adds new language that directs the implementation partner to determine and select school division partners.)

Chief Patron: Hanger

Item 135 #4s

Education	FY18-19	FY19-20
Direct Aid to Public Education	\$250,000	\$250,000 GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,693,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,140,568".

Page 108, line 1, strike "\$29,443,983" and insert "\$29,693,983".

Page 108, line 1, strike "\$29,890,568" and insert "\$30,140,568".

Page 115, after line 9, insert:

"GG. Out of this appropriation, \$250,000 the first year and \$250,000 the second year from the general fund is provided to Winchester Public Schools to match private support provided for the renovation of the Emil and Grace Shihadeh Innovation Center."

Explanation:

(This amendment provides \$250,000 from the general fund each year to match private support for the renovation of Winchester's former John Kerr Elementary School, to become the Emil and Grace Shihadeh Innovation Center, offering career and technical education in the skilled trades and STEM-H fields.)

Chief Patron: Hanger

Item 135 #5s

Amendments to HB 5002

Education	FY18-19	FY19-20
Direct Aid to Public Education	\$192,000	\$0 GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,635,983".

Page 108, line 47, strike the first "\$1,931,000" and insert "\$2,123,000".

Page 109, line 5, strike "\$29,443,983" and insert "\$29,635,983".

Page 110, line 13, strike the first "\$808,000" and insert "\$1,000,000".

Explanation:

(This amendment adds \$192,000 the first year from the general fund to increase the amount of funding available in the Department of Education's STEM Program to attract, recruit, and retain high quality diverse individuals to teach science, technology, engineering, or mathematics in Virginia's middle and high schools experiencing difficulty in recruiting qualified teachers. Currently, \$808,000 is appropriated for this program. Eligible teachers can currently receive a \$5,000 incentive award for up to 3 years, and must continue to teach at the same school for the following year. This amendment would allow expansion of the program to more hard-to-staff schools.)

Chief Patron: Hanger

Item 135 #6s

Education	FY18-19	FY19-20
Direct Aid to Public Education	\$720,000	\$720,000 GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$30,163,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,610,568".

Page 108, after line 10, insert:

"Career and Technical Education Regional Centers \$720,000 \$720,000".

Page 108, line 5, strike "\$29,443,983" and "\$29,980,568" and insert:

"\$30,163,983" and "\$30,610,568".

Page 115, after line 9, insert:

"GG. Out of this appropriation, \$720,000 the first year and \$720,000 the second year from the general fund is provided for annual grants of \$60,000 to each of the ten regional career and technical centers, Winchester Public Schools' Innovation Center and Norfolk Public Schools' Norfolk Technical Center, to expand workforce readiness education and industry based skills."

Explanation:

(This amendment adds \$720,000 each year from the general fund to provide \$60,000 to each of the existing ten regional career and technical education (CTE) schools, as well as two new CTE schools in Winchester and Norfolk.)

Amendments to HB 5002

Chief Patron: Hanger

Item 135 #7s

Education	FY18-19	FY19-20	
Direct Aid to Public Education	\$391,000	\$391,000	GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,834,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,281,568".

Page 109, after line 2, insert:

"Vision Screening Grants \$391,000 \$391,000".

Page 109, line 5, strike "\$29,443,983" and "\$29,890,568" and insert:

"\$29,834,983" and "\$30,281,568".

Page 115, after line 9, insert:

"GG. Out of this appropriation, \$391,000 the first year and \$391,000 the second year from the general fund is provided to school divisions to pay for a portion of the vision screening of students in kindergarten, grade two or three and grades seven and ten, pursuant to Chapter 312, 2017 Session Acts of Assembly. Eligible school divisions may receive the state's share of \$7.00 for each student reported in average daily membership and enrolled in kindergarten, grades three, seven and ten and who has received such vision screening test. The Department of Education shall administrator and distribute reimbursements to school divisions and the funding shall be prorated if needed, such that the appropriation is not exceeded. Prioritization shall be given the schools that would most benefit from state assistance in order to provide such vision screening service to students that are eligible for free lunch."

Explanation:

(This amendment provides \$391,000 each year from the general fund to offset a portion of costs realized by school divisions that provide vision screening tests to eligible students as prescribed in Chapter 312, Acts of Assembly of the 2017 Session.)

Chief Patron: Hanger

Item 135 #8s

Education	FY18-19	FY19-20	
Direct Aid to Public Education	(\$480,000)	(\$480,000)	GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$28,963,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$29,410,568".

Page 108, strike line 18.

Page 109, line 5, strike "\$29,443,983" and "\$29,890,568" and insert:

"\$28,963,983" and "\$29,410,568".

Amendments to HB 5002

Page 114, strike lines 47 through 52.

Page 114, line 53, strike "EE." and insert "DD."

Page 115, line 4, strike "FF." and insert "EE."

Explanation:

(This amendment saves \$480,000 each year from the general fund by eliminating the new cyber camp initiative.)

Chief Patron: Hanger

Item 135 #9s

Education

FY18-19

FY19-20

Direct Aid to Public Education

(\$500,000)

(\$500,000)

GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$28,943,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$29,390,568".

Page 108, strike lines 32 and 33.

Page 109, line 5, strike "\$29,443,983" and "\$29,890,568" and insert: "\$28,943,983" and "\$29,390,568".

Page 114, strike lines 53 through 55.

Page 115, strike lines 1 through 3.

Page 115, line 4, strike "FF." and insert "EE."

Explanation:

(This amendment saves \$500,000 each year from the general fund by eliminating the new principal retention and recruitment salary bonus allocation.)

Chief Patron: Hanger

Item 135 #10s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$81,749

\$140,735

GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$29,525,732".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,031,303".

Page 108, line 23, strike "\$5,210,038" and "\$5,356,623" and insert: "\$5,291,787" and "\$5,497,358".

Page 109, line 5, strike "\$29,443,983" and "\$29,890,568" and insert: "\$29,525,732" and "\$30,031,303".

Page 109, line 33, strike "\$5,210,0338" and insert "\$5,291,787".

Amendments to HB 5002

Page 109, line 34, strike "\$5,356,623" and insert "\$5,497,358".

Explanation:

(This technical amendment adds \$81,749 the first year and \$140,735 the second year from the general fund for the National Board Certification program. The program provides bonus awards to eligible teachers.)

Chief Patron: Hanger

Item 135 #11s

Education

Direct Aid to Public Education

Language

Language:

Page 110, line 48, after "schools." insert:

"Further, Communities in Schools is directed to assist the Community School organization with the developing opportunities to establish a Community School program in interested school divisions."

Explanation:

(This language amendment directs Communities in Schools to assist the Community School organization with the developing opportunities to establish a Community School program in interested school divisions.)

Chief Patron: Hanger

Item 135 #12s

Education

Direct Aid to Public Education

Language

Language:

Page 113, line 19, after "communities.", insert:

"In determining grant awards, the Virginia Early Childhood Foundation shall offer an award to a private-provider that has submitted application applicable to a partnership with Richmond City for a mixed delivery pre-kindergarten program, provided that the application is of high quality and is competitive with other submitted applications received for such an award."

Explanation:

(This language amendment directs the Virginia Early Childhood Foundation to offer an award to a private-provider that has submitted application applicable to a partnership with Richmond City for a mixed delivery pre-kindergarten program, provided that the application is of high quality and is competitive with other submitted applications received.)

Amendments to HB 5002

Chief Patron: Hanger

Item 135 #13s

Education	FY18-19	FY19-20	
Direct Aid to Public Education	\$1,000,000	\$500,000	GF

Language:

Page 108, line 2, strike "\$29,443,983" and insert "\$30,443,983".

Page 108, line 2, strike "\$29,890,568" and insert "\$30,390,568".

Page 108, line 49, strike "\$1,000,000" and "\$1,000,000" and insert: "\$2,000,000" and "\$1,500,000".

Page 109, line 5, strike "\$29,443,983" and insert "\$30,443,983".

Page 109, line 5, strike "\$29,890,568" and insert "\$30,390,568".

Page 112, line 49, strike "\$1,000,000" and "\$1,000,000" and insert: "\$2,000,000" and "\$1,500,000".

Page 112, line 52, after "divisions" insert:

"and any other university teacher preparation programs and hard-to-staff school divisions".

Page 113, after line 1, insert:

"Partner school divisions shall provide at least one-third of the cost of each program and shall provide data requested by the university partner in order to evaluate program effectiveness by the mutually agreed upon timelines. Each university partner shall report annually, no later than June 30, to the Department of Education on available outcome measures, including student performance indicators, as well as additional data needs requested by the Department of Education. The Department of Education shall provide, directly to the university partners, relevant longitudinal data that may be shared. The Department of Education shall consolidate all submissions from the participating university partners and school divisions and submit such consolidated annual report to the Chairmen of the House Appropriations and Senate Finance Committees no later than November 1 each year."

Explanation:

(This amendment provides an additional \$1.0 million the first year and \$500,000 the second year from the general fund in order to increase the number of grant opportunities for teacher residency partnerships between university teacher preparation programs to include the existing school divisions of Petersburg, Norfolk, and Richmond City school divisions, as well as expands the Teacher Residency Partnership opportunity to other school divisions and Virginia colleges and universities that credential teachers.)

Chief Patron: Hanger

Item 135 #14s

Education

Amendments to HB 5002

Direct Aid to Public Education

Language

Language:

Page 109, line 54, strike "\$20,000" and insert "\$10,000".

Explanation:

(This amendment maintains the existing annual scholarship level of \$10,000 for the Virginia Teaching Scholarship Loan Program and the program remains funded at \$708,000 per year.)

Chief Patron: Hanger

Item 136 #1s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$2,304,088

\$2,306,100

GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,945,764,186".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,038,223,406".

Page 139, after line 2, insert:

"h. Out of the appropriation in this item, \$2,304,088 the first year and \$2,306,100 the second year from the general fund is allocated for the Department of Education to provide grants of no more than \$30,000 each for local school divisions that have applied for such funds for the sole purpose of providing financial incentives to provisionally licensed teachers teaching students enrolled in the Virginia Preschool Initiative and who are actively engaged in coursework and professional development, toward achieving the required degree and license that satisfy the licensure requirements reflected in § 22.1-299, Code of Virginia. School divisions must submit applications to the Department of Education by December 1 of each year. Priority for awarding grants shall be given to hard-to-staff schools and schools with the highest number of provisionally licensed teachers teaching students enrolled in the Virginia Preschool Initiative. The Department of Education shall develop the application process to be provided to school divisions that have provisionally licensed teachers employed and are teaching students enrolled in the Virginia Preschool Initiative."

Explanation:

(This amendment provides \$2.3 million each year from the general fund to be used to support related expenses for early childhood education teacher licensure requirements. School divisions can apply for funding to provide incentive support to provisionally licensed teachers to obtain their full licensure credentials, professional development or coursework costs in early childhood education.)

Chief Patron: Hanger

Item 136 #2s

Amendments to HB 5002

Education

Direct Aid to Public Education

Language

Language:

Page 117, line 6, strike "\$58,809,200" and "\$60,305,600" and insert: "58,835,200"and "\$60,331,600".

Page 133, line 1, strike "\$58,809,200" and "\$60,305,600" and insert: "58,835,200"and "\$60,331,600".

Page 133, line 8, strike "\$58,809,200" and "\$60,305,600" and insert: "58,835,200"and "\$60,331,600".

Page 133, line 14, after "Schools," insert: " CodeRVA Regional High School".

Explanation:

(This amendment provides \$26,000 each year from non-general fund dollars to the CodeRVA Regional High School for the purchase of technology related equipment.)

Chief Patron: Hanger

Item 136 #3s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$250,000

\$250,000 GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,943,710,098".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,036,167,306".

Page 116, line 3, strike "\$24,690,359" and "\$25,292,931" and insert: "\$24,940,359" and "\$25,542,931".

Page 116, line 4, strike "\$6,173,853,650" and "\$6,210,831,130" and insert: "\$6,174,103,650" and "\$6,211,081,130".

Page 130, line 44, strike "\$24,690,359" and insert "\$24,940,359".

Page 130, line 44, strike "\$25,292,931" and insert "\$25,542,931".

Page 131, line 5, strike "\$300,000" and "\$300,000" and insert: "\$550,000" and "\$550,000".

Explanation:

(This amendment provides \$250,000 each year from the general fund for the Power Scholar Academy to expand the number of sites and students served by the program.)

Chief Patron: Hanger

Item 136 #4s

Amendments to HB 5002

Education	FY18-19	FY19-20	
Direct Aid to Public Education	\$26,041,955	\$36,366,934	GF
	\$5,860,000	\$11,720,000	NGF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,975,362,053".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,084,004,240".

Page 116, line 8, strike "\$87,487,705" and "\$102,939,230" and insert:
"\$92,841,206" and "\$106,002,346".

Page 116, after line 10, insert:

"Regional Alternative Education \$8,779,013 \$8,923,752".

Page 116, strike line 19.

Page 116, line 20, strike "\$123,990,274" and "\$179,328,935" and insert:
"\$126,621,079" and "\$191,315,803".

Page 116, after line 23, insert:

"Foster Care \$11,010,422 \$11,979,339".

Page 116, after line 23, insert:

"Career and Technical Education - Categorical \$12,400,829 \$12,400,829".

Page 116, line 31, strike "\$58,942,988" and "\$59,084,055" and insert:
"\$82,354,239" and "\$83,464,223".

Page 116, strike line 33.

Page 116, line 34, strike "\$12,763,173" and "\$4,366,192" and insert:
"\$7,409,669" and "\$1,303,074".

Page 116, line 41, strike "\$191,267,012" and "\$191,270,197" and insert:
"\$234,670,780" and "\$239,357,235".

Page 116, strike line 42.

Page 116, strike lines 46 and 47.

Page 117, line 5, strike "\$586,673,186" and "\$586,673,186" and insert:
"\$592,533,186" and "\$598,393,186".

Page 124, line 51, strike "\$586,673,186" and insert "\$592,533,186".

Page 124, line 52, strike "\$586,673,186" and insert "\$598,393,186".

Page 129, line 16, strike "\$87,487,705" and "\$102,939,230" and insert:
"\$92,841,209" and "\$106,002,348".

Page 129, line 17, strike "\$12,763,173" and "\$4,366,192" and insert:
"\$7,409,669" and "\$1,303,074".

Page 130, line 4, strike "Lottery Proceeds Fund" and insert:
"general fund".

Page 142, line 21, strike "Lottery Proceeds Fund" and insert:
"general fund".

Page 147, line 14, strike "\$191,267,012" and insert "\$234,670,780".

Page 147, line 15, strike "\$191,270,197" and insert "\$239,357,235".

Page 147, line 17, strike "\$273.92" and insert "\$336.08".

Amendments to HB 5002

Page 147, line 17, strike "\$273.26" and insert "\$341.96".

Page 148, strike lines 17 through 20.

Explanation:

(This amendment provides \$26.0 million the first year and \$36.4 million the second year from the general fund to pay for several programs' cost that were moved out of Lottery-funded program account and funded with general fund dollars, redirects \$11.5 million the first year from the new No Loss payment, and then provides an increase of \$5.8 million the first year and \$11.7 million the second year from projected increases in the Lottery Proceeds Revenue Fund. The total of \$43.4 million the first year and \$48.1 million the second year in available Lottery revenues are added into the Supplemental Lottery Per Pupil Allocation (PPA) account. The additional funds increase the percentage of the Supplemental Lottery Per Pupil Allocation from 32.6 percent to 40.0 percent in the second year. The revised total amount of the Supplemental Lottery PPA account equals \$234.7 million the first year and \$239.4 million the second year.)

Chief Patron: Hanger

Item 136 #5s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$75,000

\$0 GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,943,535,098".

Page 139, after line 2, insert:

"h. Beginning July 1, 2018, the Department of Education shall develop a plan to ensure that high quality instruction is provided in the Virginia Preschool Initiative program's individual preschool classrooms. The plan shall detail how the Department will (i) monitor and assess the quality of teacher-child interactions within each preschool classroom at least once every two years, (ii) ensure the use of evidence-based curricula is implemented in each preschool classroom and take necessary corrective action if evidence-based curriculum is not used or effective by the following school year, and, (iii) facilitate and provide individualized professional development for Virginia Preschool Initiative classroom teachers to ensure the necessary teaching skills are aligned for the pedagogy of high quality preschool classroom experiences and (iv) provide informative and complete information about how Virginia Preschool Initiative funding, from all sources, supports quality preschool experiences for children enrolled in the local public school divisions in Virginia. The plan shall also include details on the number of staff, tasks and duties, and possible funding needed to carry out these responsibilities. The Department shall submit its complete detailed plan to the Chairmen of House Appropriations and Senate Finance Committees by November 1, 2018."

Explanation:

(This amendment provides \$75,000 the first year from the general fund and requires the Department of Education to develop a plan of action to ensure that the VPI program is effective

Amendments to HB 5002

and beneficial to at-risk four-old children enrolled in it.)

Chief Patron: Hanger

Item 136 #6s

Education

FY18-19

FY19-20

Direct Aid to Public Education

(\$1,273,742)

(\$1,287,366) GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,942,186,356".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,034,629,940".

Page 116, line 7, strike "\$19,070,868" and "\$19,550,476" and insert:
"\$17,797,126" and "\$18,263,110".

Page 116, line 20, strike "\$123,990,274" and "\$179,328,935" and insert:
"\$122,716,532" and "\$178,041,569".

Page 144, strike lines 1 through 6.

Explanation:

(This amendment captures \$1.3 million each year from the general fund for maintaining the Governors' School funding formula. The fiscal year 2018 adjustment was agreed to be a one-time calculation and not to be continued.)

Chief Patron: Hanger

Item 136 #7s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$0

\$80,110,062 GF

Language:

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,116,027,368".

Page 116, line 6, strike "\$50,909,238" and insert "\$131,019,300".

Page 116, line 20, strike "\$179,328,935" and insert "\$259,438,997".

Page 130, line 39, strike "\$168,584" and insert "\$432,317".

Page 130, line 40, strike "2.0" and insert "3.0".

Page 130, line 41, strike "December" and insert "July".

Page 144, line 9, strike "\$221,903" and insert "\$568,499".

Page 144, line 12, strike "2.0" and insert "3.0".

Page 144, line 12, strike "December" and insert "July".

Page 147, line 47, strike "\$51,131,141" and insert "\$131,282,272".

Page 147, line 48, strike "\$168,584" and insert "\$432,317".

Page 147, line 49, strike "2.0" and insert "3.0".

Page 147, line 49, strike "December" and insert "July".

Page 147, line 53, strike "\$221,903" and insert "\$568,499".

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Page 148, line 2, strike "2.0" and insert "3.0".
Page 148, line 2, strike December" and insert "July".
Page 148, line 3, strike "\$168,584" and insert "\$432,317".
Page 148, line 5, strike "2.0" and insert "3.0".
Page 148, line 5, strike December" and insert "July".
Page 148, line 8, strike "2.0" and insert "3.0".
Page 148, line 10, strike "2.0" and insert "3.0".
Page 148, line 11, strike December" and insert "July".
Page 148, line 12, strike "June" and insert "April".
Page 148, line 12, strike "2.0" and insert "3.0".

Explanation:

(This amendment adds \$80.1 million the second year from the general fund to provide enough additional funding to advance the teacher pay increase to July 1, 2019, from December 1, 2019, and to increase the salary increase from 2.0 percent to 3.0 percent.)

Chief Patron: Hanger

Item 136 #8s

Education

FY18-19

FY19-20

Direct Aid to Public Education

(\$244,879)

(\$244,927) GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,943,215,219".
Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,035,672,379".
Page 116, line 8, strike "\$87,487,705" and "\$102,939,230" and insert:
"\$87,242,826" and "\$102,694,303".
Page 116, line 20, strike "\$123,990,274" and "\$179,328,935" and insert:
"\$123,745,395" and "\$179,084,008".
Page 116, line 34, strike "\$12,763,173" and "\$4,366,192" and insert:
"\$13,008,052" and "\$4,611,119".
Page 116, line 35, strike "\$70,234,325" and "\$70,245,190" and insert:
"\$69,989,446" and "\$70,000,263".
Page 129, line 16, strike "\$87,487,705" and "\$102,939,230" and insert:
"\$87,242,820" and "\$102,694,307".
Page 129, line 17, "\$12,763,173" and "\$4,366,192" and insert:
"\$13,008,052" and "\$4,611,119".
Page 136, line 44, strike "\$70,234,325" and insert "\$69,989,446".
Page 136, line 45, strike "\$70,245,190" and insert "\$70,000,263".

Explanation:

(This amendment saves about \$245,000 each year from the general fund for adjusting the non-participation rate for the Virginia Preschool Initiative.)

Amendments to HB 5002

Chief Patron: Hanger

Item 136 #9s

Education

FY18-19

FY19-20

Direct Aid to Public Education

(\$1,856,793)

(\$2,531,624) GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,941,603,305".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,033,385,682".

Page 116, line 8, strike "\$87,487,705" and "\$102,939,230" and insert:
"\$85,630,912" and "\$100,407,606".

Page 116, line 20, strike "\$123,990,274" and "\$179,328,935" and insert:
"\$122,133,481" and "\$176,797,311".

Page 116, line 34, strike "\$12,763,173" and "\$4,366,192" and insert:
"\$14,619,966" and "\$6,897,816".

Page 116, line 45, strike "\$97,495,378" and "\$103,608,609" and insert:
"\$95,638,585" and "\$101,076,985".

Page 129, line 16, strike "\$87,487,705" and "\$102,939,230" and insert:
"\$85,630,912" and "\$100,407,606".

Page 129, line 17, "\$12,763,173" and "\$4,366,192" and insert:
"\$14,619,966" and "\$6,897,816".

Page 140, line 40, strike "\$97,495,378" and "\$103,608,609" and insert:
"\$95,638,585" and "\$101,076,985".

Explanation:

(This technical amendment saves \$1.8 million the first year and \$2.5 million the second year from the general fund for a data correction to the Special Education - Regional Tuition Reimbursement initiative.)

Chief Patron: Hanger

Item 136 #10s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$300,000

\$700,000 GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,943,760,098".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,036,617,306".

Page 139, after line 2, insert:

"h. Out of this appropriation, \$300,000 the first year and \$700,000 the second year from the general fund is provided through the Department of Education to the University of Virginia's

Amendments to HB 5002

Center for Advanced Study of Teaching and Learning to ensure that all Virginia Preschool Initiative classroom programs teachers receive appropriate individualized professional development training from professional development specialists to support quality teacher-child interactions and effective research-based curriculum implementation. Funding and professional development assistance shall be prioritized for teachers with Classroom Assessment Scoring System (CLASS) observation scores that did not meet the statewide minimum acceptable threshold standard established by University of Virginia's Center for Advanced Study of Teaching and Learning and the Department of Education. The University of Virginia's Center for Advanced Study of Teaching and Learning, assisted on an as needed basis, by the Department of Education, Virginia Early Childhood Foundation, and Elevate Early Education to hire and train specialists to provide such individualized professional development."

Explanation:

(This amendment provides \$300,000 the first year and \$700,000 the second year from the general fund to UVA's CASTL to provide individualized professional development training to all Virginia Preschool Initiative classroom teachers.)

Chief Patron: Hanger

Item 136 #11s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$0

(\$7,754,249) GF

Language:

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,028,163,057".

Explanation:

(This amendment eliminates the \$7.7 million in the second year from the general fund that was proposed for funding of principals at small elementary schools with less than 300 students. The introduced budget did not require school divisions to hire any full-time positions.)

Chief Patron: Hanger

Item 136 #12s

Education

Direct Aid to Public Education

Language

Language:

Page 138, after line 46, insert:

"g. Beginning in school year 2019-2020, one-time waiting list slots may, subject to available funds, be provided to school divisions that have utilized 100 percent of their calculated slots in the previous school year and had a waiting list for unserved eligible children as certified by such school divisions on the October 1 Virginia Preschool Initiative Fall Verification Report

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submitted to the Department of Education in the previous school year. Further, eligible school divisions that may request and receive a one-time allocation of such slots in the subsequent school year, shall offer such slots to at-risk four-year old children that (i) family income at or below 200 percent of federal poverty guidelines, (ii) family income is above 200 percent but at or below 350 percent of federal poverty guidelines in the case of students with special needs or disabilities, (iii) homelessness, or (iv) student's parents or guardians are school dropouts.

The amount of funding available to provide any waiting list slots to eligible school divisions shall be determined by the previous fiscal year year-end balance of the allocations in paragraph C. 14. a. 1) of this item. Further, the Department of Education shall ensure that supplemental grants for one-time expenses, other than capital, related to start-up or expansion of Virginia Preschool Initiative program in paragraph C. 14. f. of this item, are awarded and allocated first from any year-end balances before any remaining balances are considered for waiting list slots. Available funding shall be provided only to eligible school divisions that report using 100 percent of the upcoming school year slot allocation in the May 15 grant proposal and report using 100 percent of the school year slot allocation on the October 1 Virginia Preschool Initiative Fall Verification Report submitted to the Department of Education for the school year that waiting list slots are provided. If a school division's October 1 Virginia Preschool Initiative Fall Verification Report submitted to the Department of Education does not certify that 100 percent of the school year calculated slot allocation is used, then the Department of Education shall withdraw enough of the granted waiting list slots and associated funding provided such that the net difference between the withdrawn waiting list slots make up the percentage deficient from the school year calculated slot allocation not used.

The Department of Education shall submit a comprehensive report, detailing, but not limited to, the number of calculated slots and funding allocated to each school division, the number of calculated slots filled by each school division, supplemental grants requested and awarded by each school division, the number of waiting list slots requested by each school division, the number of waiting list slots offered to each school division, the number of waiting list slots filled by each school division and the funding allocated for the filled waiting list slots by each school division, to the Chairmen of House Appropriations and Senate Finance Committees no later than November 15, 2019, and annually thereafter. ”

Page 138, strike lines 47 through 55.

Page 139, strike lines 1 and 2.

Explanation:

(This amendment clarifies language contained in the introduced budget for using year-end balances for the Virginia Preschool Initiative and offering to school divisions that have used 100 percent of the calculated slots and have reported having waiting list of at-risk four year olds.)

Chief Patron: Hanger

Item 136 #13s

Education

FY18-19

FY19-20

Amendments to HB 5002

Direct Aid to Public Education

\$6,112,706

\$0 GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,949,572,804".

Page 116, after line 19, insert:

"Small School Division Enrollment Loss Supplement \$6,112,706 \$0".

Page 116, line 20, strike "\$123,990,275" and insert "\$130,102,980".

Page 148, after line 20, insert:

"41. Small School Division Enrollment Loss Fund

Out of this appropriation, \$6,112,706 the first year from the general fund is allocated to eligible school divisions that have realized and reported to the Department of Education a total of a five percent or more decline in average daily membership from March 31, 2013, to March 31, 2018, with a minimum dollar amount for such eligible school divisions of \$75,000. Such eligible school divisions shall receive an apportioned allocation as specified below:

DIVISION NAME	FY 2019
ALLEGHANY	\$277,068
AMHERST	\$159,179
BATH	\$75,000
BEDFORD	\$343,221
BLAND	\$93,254
BOTETOURT	\$147,129
BRUNSWICK	\$155,111
BUCHANAN	\$209,987
CARROLL	\$288,674
CHARLES CITY	\$75,000
CHARLOTTE	\$91,755
CLARKE	\$75,000
CRAIG	\$75,000
CUMBERLAND	\$75,000
DICKENSON	\$157,259
DINWIDDIE	\$119,359
ESSEX	\$80,965
GRAYSON	\$142,166
GREENSVILLE	\$86,726
HALIFAX	\$299,314
KING & QUEEN	\$75,000
LANCASTER	\$75,000

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MADISON	\$75,000
MATHEWS	\$75,000
MECKLENBURG	\$183,246
NELSON	\$75,000
NORTHUMBERLAND	\$75,000
NOTTOWAY	\$114,243
PRINCE EDWARD	\$98,625
PULASKI	\$168,097
RAPPAHANNOCK	\$75,000
RUSSELL	\$256,057
SCOTT	\$136,340
SMYTH	\$241,110
SURRY	\$75,000
SUSSEX	\$75,000
TAZEWELL	\$342,700
WYTHE	\$108,477
BUENA VISTA	\$75,000
DANVILLE	\$260,493
MARTINSVILLE	\$131,417
NORTON	\$75,000
PETERSBURG	\$145,734
FRANKLIN CITY	\$75,000
TOTAL	\$6,112,706

Explanation:

(This amendment provides \$6.1 million the first year from the general fund to eligible small school divisions with than less 10,000 students in membership and that have had a five percent or more decline in their average daily membership from 2013 to 2018.)

Chief Patron: Hanger

Item 136 #14s

Education

Direct Aid to Public Education

Language

Language:

Page 129, line 34, after "include:" insert:
"teacher recruitment programs and incentives,".

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Page 129, line 36, after "language," insert:

"hiring additional school guidance counselors,".

Page 129, line 38, after "training." insert:

"Further, each school division shall report each year by August 1 to the Department the individual uses of these funds. The Department shall compile the responses and provide them to the Chairmen of House Appropriations and Senate Finance Committees no later than the first day of each Regular General Assembly Session."

Explanation:

(This language amendment expands the possible options for school divisions to spend the funding they receive from the At-Risk Add-on supplement to include teacher recruitment programs and incentives, hiring additional school counselors to reduce the divisions current counselor to student ratio. The new language also requires school divisions to report how At-Risk Add-on funds are spent each year and requires the Department of Education to report that information to the Chairmen of House Appropriations and Senate Finance Committees.)

Chief Patron: Hanger

Item 136 #15s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$350,000

\$350,000 GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,943,810,098".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,036,267,306".

Page 139, after line 2, insert:

"h. Out of this appropriation, \$350,000 the first year and \$350,000 the second year from the general fund is provided through the Department of Education to the University of Virginia to ensure that all Virginia Preschool Initiative classroom programs have the quality of their teacher-child interactions assessed through a rigorous and research-based classroom observational instrument at least once every two years using the CLASS observational instrument for such assessment. All classrooms shall be observed no later than June 30, 2020. The University of Virginia, with input from the Department of Education and the use of its detailed plan for such assessments, shall establish a statewide minimum acceptable threshold for the quality of teacher-child interactions for Virginia Preschool Initiative classroom programs, and classrooms that are assessed below the threshold will receive additional technical assistance from the Department of Education and the University of Virginia. The threshold should be established with the assistance of University of Virginia's Center for Advanced Study of Teaching and Learning, using a rigorous and research-based classroom observational instrument. The threshold shall be established no later than the beginning of the 2018-2019 school year and the classroom assessments shall begin no later than spring 2019. The University of Virginia's Center for Advanced Study of Teaching and Learning shall submit a progress report on such classroom observations to the Chairmen of House Appropriations and Senate

Amendments to HB 5002

Finance Committees no later than June 30, 2019, and annually thereafter."

Explanation:

(This amendment provides \$350,000 each year from the general fund and requires the University of Virginia and the Department of Education to conduct classroom observations and develop appropriate assessments to determine the quality of all VPI classrooms by the end of the 2019-2020 school year.)

Chief Patron: Hanger

Item 136 #16s

Education

Direct Aid to Public Education

Language

Language:

Page 137, line 46, after "contribution", insert:

"Philanthropic or other private funds may be contributed to the locality to be appropriated in their local budget and then utilized as local match."

Explanation:

(This amendment clarifies that local philanthropy, non-profit, or corporate support can satisfy the required local match.)

Chief Patron: Hanger

Item 136 #17s

Education

FY18-19

FY19-20

Direct Aid to Public Education

\$2,296,785

\$2,297,150 GF

Language:

Page 115, line 10, strike "\$6,943,460,098" and insert "\$6,945,756,883".

Page 115, line 10, strike "\$7,035,917,306" and insert "\$7,038,214,456".

Page 116, line 8, strike "\$87,487,705" and insert "\$89,784,490".

Page 116, line 8, strike "\$102,939,230" and insert "\$105,236,380".

Page 116, line 20, strike "\$123,990,274" and insert "\$126,294,362".

Page 116, line 20, strike "\$179,328,935" and insert "\$181,635,035".

Page 116, line 34, strike "\$12,763,173" and insert "\$10,466,399".

Page 116, line 34, strike "\$4,366,192" and insert "\$2,069,042".

Page 116, line 35, strike "\$70,234,325" and insert "\$72,531,110".

Page 116, line 35, strike "\$70,245,190" and insert "\$72,542,340".

Page 129, line 16, strike "\$87,487,705" and insert "\$89,784,490".

Page 129, line 16, strike "\$102,939,230" and insert "\$105,236,380".

Page 129, line 17, strike "\$12,763,173" and insert "\$10,466,399".

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Page 129, line 17, strike "\$4,366,192" and insert "\$2,069,042".
Page 136, line 44, strike "\$70,234,325" and insert "\$72,531,110".
Page 136, line 45, strike "\$70,245,190" and insert "\$72,542,340".
Page 137, line 13, strike "\$6,125" and insert "\$6,326".
Page 137, line 19, strike "\$3,062" and insert "\$3,163".

Explanation:

(This amendment provides \$2.3 million from the general fund each year to increase the formula allocation for the VPI program's per pupil amount from \$6,125 to \$6,326 for full-day programs and from \$3,062 to \$3,163 for half-day programs.)

Chief Patron: Hanger

Item 141 #1s

Education

State Council of Higher Education for Virginia

Language

Language:

Page 153, line 42, strike "Secretary of Technology" and insert:
"Secretary of Commerce and Trade".

Explanation:

(This amendment replaces the Secretary of Technology's involvement with the cybersecurity public service scholarship program with the Secretary of Commerce and Trade as part of the transfer of certain technology functions to the Commerce and Trade secretariat.)

Chief Patron: Hanger

Item 141 #2s

Education: Higher Education

FY18-19

FY19-20

State Council of Higher Education for
Virginia

\$100,000

\$100,000 GF

Language:

Page 150, line 32, strike "\$82,487,332" and insert "\$82,587,332".
Page 150, line 32, strike "\$84,608,559" and insert "\$84,708,559".
Page 151, line 4, after "2.", insert "a."
Page 151, line 4, strike "\$695,000" and "\$695,000" and insert:
"\$795,000" and \$795,000".
Page 151, after line 5, insert:

"b. Out of the amounts included in this item, \$100,000 the first year and \$100,000 the second year from the general fund shall be provided to the Virginia Space Grant Consortium (VSGC) to provide scholarships for select high school students to participate in immersive ground and

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flight training through the solo experience as a step in addressing the critical pilot shortage. The VSGC shall work with Averett University and Liberty University to provide two sessions of its New Horizons solo academy giving 30 high school students the opportunity to accomplish their first solo flight."

Explanation:

(This amendment provides \$100,000 each year from the general fund to the VSGC to provide 30 scholarships to high school students interested in becoming pilots. In conjunction with Averett University and Liberty University, this program would provide students the first ten hours of flight training toward a private pilot license, the solo experience and accompanying ground training. This is intended to address a critical pilot shortage.)

Chief Patron: Hanger

Item 141 #3s

Education: Higher Education

FY18-19

FY19-20

State Council of Higher Education for
Virginia

(\$500,000)

(\$500,000) GF

Language:

Page 150, line 33, strike "\$82,487,332" and insert "\$81,987,332".

Page 150, line 33, strike "\$84,608,559" and insert "\$84,108,559".

Page 153, strike lines 36 through 46.

Explanation:

(This amendment eliminates the previous cybersecurity scholarship program. A companion amendment restores the funding as part of cybersecurity scholarships to be implemented as set out in House Bill 685.)

Chief Patron: Hanger

Item 141 #4s

Education: Higher Education

FY18-19

FY19-20

State Council of Higher Education for
Virginia

\$500,000

\$500,000 GF

Language:

Page 150, line 33, strike "\$82,487,332" and insert "\$82,987,332".

Page 150, line 33, strike "\$84,608,559" and insert "\$85,108,559".

Page 154, after line 11, insert:

"Out of this appropriation, \$500,000 each year from the general fund is designated for the Cybersecurity Student Loan Repayment Grant Program (the Program) as a public-private initiative for the purpose of attracting to and retaining in qualified employment talented recent

Amendments to HB 5002

graduates and veterans to meet qualified employers' growing demand for cybersecurity professionals. The Program shall provide renewable grants of up to \$20,000 of matching state and employer funds on a competitive basis to an individual who (i) either (a) graduated within the past year from a public institution of higher education or regionally accredited private institution of higher education with an undergraduate or graduate degree in computer science or another academic program recognized by the Council to prepare an individual for a career in cybersecurity and who resides in the Commonwealth or (b) has served on active duty in the Armed Forces of the United States, was discharged or released within the past year from such service under conditions other than dishonorable, gained experience or received training in computer science during such service, and resides in the Commonwealth and (ii) accepts an offer of employment in a computer science position with any federal or state organization, including any federal or state military or defense organization, that is located in the Commonwealth or any private organization that contractually provides cybersecurity services for any such federal or state organization and that is located in the Commonwealth. The State Council of Higher Education for Virginia shall administer and award grants pursuant to the Program and shall adopt regulations relating to recent graduate and veteran eligibility and academic or job qualifications, the application process, and identification and prioritization of qualified employers and qualified employment and may adopt such other regulations for the administration of the Program as it deems necessary."

Explanation:

(This amendment is a companion amendment and provides funding for contained in the budget for the Cybersecurity Student Loan Repayment Grant Program.)

Chief Patron: Hanger

Item 143 #1s

Education: Higher Education

FY18-19

FY19-20

State Council of Higher Education for
Virginia

\$45,000

\$60,000 GF

Language:

Page 154, line 25, strike "\$16,016,435" and insert "\$16,061,435".

Page 154, line 25, strike "\$16,345,107" and insert "\$16,405,107".

Explanation:

(This amendment requests additional general fund to support private institutions that participate in the virtual library (VIVA) to sustain their level of current collections.)

Chief Patron: Hanger

Item 143 #2s

Education: Higher Education

FY18-19

FY19-20

Amendments to HB 5002

State Council of Higher Education for Virginia	\$600,000	\$600,000	GF
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Language:

Page 154, line 25, strike "\$16,016,435" and insert "\$16,616,435".
Page 154, line 25, strike "\$16,345,107" and insert "\$16,945,107".

Explanation:

(This amendment requests additional general fund to support a proposal made by the Virtual Library (VIVA) to the Joint Subcommittee on the Future Competitiveness of Virginia Higher Education for open and affordable course content. The funding will enable VIVA to expand the Open Textbook Network pilot, provide course redesign grants to faculty, create a central portal for faculty to select affordable textbooks, and coordinate and assess the program. In addition to making higher education more affordable, the program will allow for increased student engagement and create courses with a more outcome-centered approach.)

Chief Patron: Hanger

Item 143 #3s

Education: Higher Education

FY18-19

FY19-20

State Council of Higher Education for Virginia

\$200,000

\$200,000 GF

Language:

Page 154, line 25, strike "\$16,016,435" and insert "\$16,216,435".
Page 154, line 25, strike "\$16,345,107" and insert "\$16,545,107".
Page 156, after line 20, insert:

"O. 1. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund is designated for an internship pilot program. The funding is designed to stimulate public colleges and universities to develop partnerships to provide innovative internship programs for their students. Grants will be awarded on a competitive basis to Virginia public colleges and universities, with eligibility criteria determined by the State Council of Higher Education for Virginia. To be eligible for a grant a Virginia public college or university must have at least one private sector partner and the state grant shall be matched equally by the partner with non-state funding.

2. Applications by institutions of higher education shall describe how the proposed internship grants will be used to accomplish one or more of the following goals: (i) support the strategic objectives of the Commonwealth of Virginia regarding designated workforce needs; (ii) support the strategic objectives of the Commonwealth of Virginia regarding research and research commercialization in sectors and clusters targeted for development; (iii) support regional economic growth and diversification plans; (iv) enhance the job readiness and access of students by providing valuable workplace experience as a member of a team addressing real problems and building skills that employers seek; and (v) reduce the amount of educational loan

Amendments to HB 5002

debt that students will incur without lengthening the course of study leading to a degree or industry-recognized credential."

Explanation:

(This amendment provides \$200,000 from the general fund per year for an internship pilot program to be administered by SCHEV. The internship program would require public institutions of higher education to apply for a grant to demonstrate the pilot and would also require 1-1 matching funds from a non-state source.)

Chief Patron: Hanger

Item 147 #1s

Education: Higher Education

FY18-19

FY19-20

Christopher Newport University

\$0

\$450,000 GF

Language:

Page 157, line 9, strike "\$74,972,673" and insert "\$75,422,673".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 147 #2s

Education: Higher Education

FY18-19

FY19-20

Christopher Newport University

\$0

\$667,670 GF

Language:

Page 157, line 9, strike "\$74,972,673" and insert "\$75,640,343".

Page 157, after line 30, insert:

"C. 1. Out of this appropriation, \$667,670 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Science (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1

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completion report for the Health Professions and Related Programs (51); and
d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).
3. Christopher Newport University is expected to increase:
a. Data Science and Technology awards by 5 in the second year.
b. Science and Engineering awards by 15 in the second year.
c. The 2016-17 year will serve as the base year for these purposes.
4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 148 #1s

Education: Higher Education

Christopher Newport University

Language

Language:

Page 157, after line 37, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare and EducationTeaching programs or in the new internship program.)

Chief Patron: Hanger

Item 148 #2s

Education: Higher Education

FY18-19

FY19-20

Christopher Newport University

(\$53,267)

(\$231,703)

GF

Language:

Page 157, line 32, strike "\$8,588,587" and insert "\$8,535,320".

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Page 157, line 32, strike "\$9,089,151" and insert "\$8,857,448".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 151 #1s

Education: Higher Education

FY18-19

FY19-20

The College of William and Mary in
Virginia

(\$160,050)
-1.00

\$0 GF
0.00 FTE

Language:

Page 158, line 19, strike "\$207,904,984" and insert "\$207,744,934".

Page 158, line 45, strike "\$160,050 and one position the first year and".

Explanation:

(This amendment defers the first year of funding for a new counseling initiative.)

Chief Patron: Hanger

Item 151 #2s

Education: Higher Education

FY18-19

FY19-20

The College of William and Mary in
Virginia

\$0

\$75,000 GF

Language:

Page 158, line 19, strike "\$208,032,784" and insert "\$208,107,784".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 151 #3s

Education: Higher Education

FY18-19

FY19-20

The College of William and Mary in
Virginia

\$0

\$1,221,670 GF

Language:

Amendments to HB 5002

Page 158, line 19, strike "\$208,032,784" and insert "\$209,254,454".

Page 159, after line 11, insert:

"G. 1. Out of this appropriation, \$1,221,670 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. The College of William and Mary is expected to increase:

a. Data Science and Technology awards by 20 in the second year.

b. Science and Engineering awards by 15 in the second year.

c. Education awards by 5 in the second year.

d. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 151 #4s

Education: Higher Education

FY18-19

FY19-20

The College of William and Mary in Virginia

\$0
0.00

\$250,000 GF
2.00 FTE

Language:

Page 158, line 19, strike "\$208,032,784" and insert "\$208,282,784".

Page 159, after line 11, insert:

"G. Out of this appropriation, \$250,000 the second year from the general fund is designated for on-line course development for the Public Policy's Whole of Government program. This program will provide a hybrid Master of Public Policy degree that will allow the first year to be

completed online."

Explanation:

(This amendment provides \$250,000 from the general fund and 2.0 general fund FTE the second year to support the development of a Master of Public Policy program that has both an on-line component for students in the first year followed by an on-campus experience in the second year.)

Chief Patron: Hanger

Item 152 #1s

Education: Higher Education

The College of William and Mary in Virginia

Language

Language:

Page 159, after line 26, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 152 #2s

Education: Higher Education

FY18-19

FY19-20

The College of William and Mary in Virginia

(\$37,255)

(\$231,417)

GF

Language:

Page 159, line 12, strike "\$41,036,928" and insert "\$40,999,673".

Page 159, line 12, strike "\$41,581,609" and insert "\$41,350,192".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Amendments to HB 5002

Chief Patron: Hanger

Item 155 #1s

Education: Higher Education

FY18-19

FY19-20

Richard Bland College

\$300,000
2.00

\$300,000 GF
2.00 FTE

Language:

Page 160, line 15, strike "\$12,754,585" and insert "\$13,054,585".

Page 160, line 15, strike "\$12,976,008" and insert "\$13,276,008".

Page 161, line 33, strike "\$406,070" and insert "\$706,070".

Page 161, line 33, strike "five" and insert "seven".

Page 161, line 33, strike "\$429,350" and insert "\$729,350".

Page 161, line 34, strike "five" and insert "seven".

Explanation:

(This amendment requests funding to fully implement the recommendations of the Auditor of Public Accounts regarding financial management, information security and human resources systems requirements at Richard Bland College.)

Chief Patron: Hanger

Item 156 #1s

Education: Higher Education

Richard Bland College

Language

Language:

Page 161, after line 42, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 156 #2s

Education: Higher Education

FY18-19

FY19-20

Amendments to HB 5002

Richard Bland College (\$193,907) (\$238,536) GF

Language:

Page 161, line 37, strike "\$1,240,984" and insert "\$1,047,077".
 Page 161, line 37, strike "\$1,366,180" and insert "\$1,127,644".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 159 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Institute of Marine Science

(\$378,486)
-2.70

\$403,000 GF
0.00 FTE

Language:

Page 162, line 16, strike "\$24,416,949" and insert "\$24,038,463".
 Page 162, line 16, strike "\$24,126,875" and insert "\$24,529,875".
 Page 163, line 26, strike "\$85,305 the first year and".
 Page 163, line 30, strike "these" and insert "this".
 Page 163, line 30, strike \$293,181 and 2.70 positions the first year and".
 Page 163, after line 33 insert:

"L. Out of this appropriation, \$403,000 the second year from the general fund is designated for development of the State of the Elizabeth River Scorecard 2020 report on pollution levels in the Elizabeth River. The report shall include, at a minimum, an assessment of fish health data including cancer levels, tributyltin levels, and benthic index of biotic integrity, in correlated contamination samples of water and Elizabeth River sediments."

Page 163, line 34, strike "L." and insert "M."

Explanation:

(This amendment redirects funding and positions from the first year for monitoring and assessment. The second year funding included from the introduced budget is retained and an additional \$403,000 from the general fund the second year is provided for a scorecard for the Elizabeth River at the Virginia Institute for Marine Science.)

Chief Patron: Hanger

Item 159 #2s

Education: Higher Education

FY18-19

FY19-20

Amendments to HB 5002

Virginia Institute of Marine Science	\$625,000	\$625,000	GF
	\$97,227	\$99,283	NGF

Language:

Page 162, line 16, strike "\$24,416,949" and insert "\$25,139,176".
Page 162, line 16, strike "\$24,126,875" and insert "\$24,851,158".

Explanation:

(This amendment requests additional funding for the operations and maintenance of new facilities coming online this biennium.)

Chief Patron: Hanger Item 162 #1s

Education: Higher Education	FY18-19	FY19-20	
George Mason University	(\$4,000,000)	(\$10,000,000)	GF

Language:

Page 164, line 19, strike "\$533,319,010" and insert "\$529,319,010".
Page 164, line 19, strike "\$542,319,010" and insert "\$532,319,010".

Explanation:

(This amendment repurposes proposed new base operating in order to provide targeted funding across higher education to produce needed degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education fields.)

Chief Patron: Hanger Item 162 #2s

Education: Higher Education	FY18-19	FY19-20	
George Mason University	\$0	\$150,000	GF

Language:

Page 164, line 19, strike "\$542,319,010" and insert "\$542,469,010".

Explanation:

(This amendment requests general fund to expand the STEP program by an additional 20 students.)

Chief Patron: Hanger Item 162 #3s

Education: Higher Education	FY18-19	FY19-20	
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Amendments to HB 5002

George Mason University \$0 \$700,000 GF

Language:

Page 164, line 19, strike "\$542,319,010" and insert "\$543,019,010".

Page 165, after line 15, insert:

"H. Out of this appropriation \$50,000 each year from the general fund is designated for campus lighting, generators and other infrastructure at the School of Conflict Resolution at the Point of View facility."

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 162 #4s

Education: Higher Education

FY18-19

FY19-20

George Mason University

\$0

\$4,685,320 GF

Language:

Page 164, line 19, strike "\$542,319,010" and insert "\$547,004,330".

Page 165, after line 15, insert:

"H. 1. Out of this appropriation, \$4,685,320 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. George Mason University is expected to increase:

a. Data Science and Technology awards by 50 in the second year.

b. Science and Engineering awards by 35 in the second year.

c. Healthcare awards by 35 in the second year.

d. Education awards by 40 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 162 #5s

Education: Higher Education

George Mason University

Language

Language:

Page 165, after line 15, insert:

"H. The Board of Visitors of George Mason University may participate in a joint venture or innovation agreement with an individual, corporation, governmental body or agency, partnership, association, or other entity to develop and deliver new, collaborative distance learning and technology-based instruction programs for traditional and non-traditional students, including veterans and military personnel. The Board may create or operate such entity accordingly. In the course of any venture or agreement, the Board may authorize a pilot and implementation of distance learning and technology-based instruction programs that are aligned with and responsive to the educational and workforce needs of traditional and non-traditional students. If the Board determines it is necessary to the development and delivery of distance learning and technology-based instruction programs, the Board may create or assist in the creation of; own in whole or in part or otherwise control; participate in or with any entities, public or private; and purchase, receive, subscribe for, own, use, employ, sell, pledge or otherwise acquire or dispose of (i) shares or obligations of, or interests in, any entity organized for any purpose within or outside the Commonwealth and (ii) obligations of any person or corporation. Prior to the execution of any joint venture or innovation agreement, George Mason University shall formally seek and receive approval from the majority of the members of the Joint Subcommittee on the Future Competitiveness of Virginia Higher Education and report on whether there will be any impact on current or future operations of the Online Virginia Network Authority."

Explanation:

(This language amendment allows George Mason University to participate in or create a joint venture or innovation agreement with an individual, corporation, governmental body or agency, partnership, association, or other entity to develop and deliver new, collaborative distance learning and technology-based instruction programs for traditional and non-traditional students, including veterans and military personnel. However, the University, prior to the execution of any joint venture or innovation agreement, shall formally seek and receive approval from the

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majority of the members of the Joint Subcommittee on the Future Competitiveness of Virginia Higher Education.)

Chief Patron: Hanger

Item 163 #1s

Education: Higher Education

George Mason University

Language

Language:

Page 165, line 23, before "Notwithstanding", insert "A."

Page 165, after line 26, insert:

"B. Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 163 #2s

Education: Higher Education

FY18-19

FY19-20

George Mason University

(\$2,324,535)

(\$2,920,393)

GF

Language:

Page 165, line 16, strike "\$39,425,041" and insert "\$37,100,506".

Page 165, line 16, strike "\$41,096,594" and insert "\$38,176,201".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 166 #1s

Education: Higher Education

FY18-19

FY19-20

Amendments to HB 5002

James Madison University

\$0

\$2,445,920 GF

Language:

Page 166, line 19, strike "\$315,339,326" and insert "\$317,785,246".

Page 167, after line 1, insert:

"D. 1. Out of this appropriation, \$2,445,920 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. James Madison University is expected to increase:

a. Data Science and Technology awards by 10 in the second year.

b. Science and Engineering awards by 15 in the second year.

c. Healthcare awards by 45 in the second year.

d. Education awards by 15 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 167 #1s

Education: Higher Education

James Madison University

Language

Language:

Page 167, after line 8, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed

Amendments to HB 5002

Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 167 #2s

Education: Higher Education

FY18-19

FY19-20

James Madison University

(\$485,991)

(\$850,750) GF

Language:

Page 167, line 2, strike "\$17,239,350" and insert "\$16,753,359".

Page 167, line 2, strike "\$18,262,604" and insert "\$17,411,854".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 170 #1s

Education: Higher Education

FY18-19

FY19-20

Longwood University

\$0

\$600,000 GF

Language:

Page 167, line 42, strike "\$69,796,261" and insert "\$70,396,261".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 170 #2s

Education: Higher Education

FY18-19

FY19-20

Amendments to HB 5002

Longwood University

\$0

\$547,000 GF

Language:

Page 167, line 42, strike "\$69,796,261" and insert "\$70,343,261".

Page 168, after line 14, insert:

"C. 1. Out of this appropriation, \$547,000 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. Longwood University is expected to increase:

a. Science and Engineering awards by 5 in the second year.

b. Healthcare awards by 5 in the second year.

c. Education awards by 5 in the second year.

d. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 171 #1s

Education: Higher Education

Longwood University

Language

Language:

Page 168, after line 21, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science

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and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 171 #2s

Education: Higher Education

FY18-19

FY19-20

Longwood University

(\$208,541)

(\$323,974)

GF

Language:

Page 168, line 15, strike "\$7,566,918" and insert "\$7,358,377".

Page 168, line 15, strike "\$7,890,740" and insert "\$7,566,766".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 174 #1s

Education: Higher Education

FY18-19

FY19-20

Norfolk State University

(\$501,410)

(\$782,420)

GF

Language:

Page 169, line 2, strike "\$86,954,118" and insert "\$86,452,708".

Page 169, line 2, strike "\$87,589,118" and insert "\$86,806,698".

Page 169, strike lines 48 through 52.

Page 170, strike line 1.

Explanation:

(This amendment redirects proposed new research funding to other higher education priorities.)

Chief Patron: Hanger

Item 174 #2s

Amendments to HB 5002

Education: Higher Education

FY18-19

FY19-20

Norfolk State University

\$0

\$826,570 GF

Language:

Page 169, line 2, strike "\$87,589,118" and insert "\$88,415,688".

Page 170, after line 1, insert:

"G. 1. Out of this appropriation, \$826,570 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. Norfolk State University is expected to increase:

a. Data Science and Technology awards by 5 in the second year.

b. Science and Engineering awards by 5 in the second year.

c. Healthcare awards by 5 in the second year.

d. Education awards by 5 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 175 #1s

Education: Higher Education

Norfolk State University

Language

Language:

Amendments to HB 5002

Page 170, after line 8, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 175 #2s

Education: Higher Education

FY18-19

FY19-20

Norfolk State University

(\$103,109)

(\$323,498) GF

Language:

Page 170, line 2, strike "\$17,105,432" and insert "\$17,002,323".

Page 170, line 2, strike "\$17,723,687" and insert "\$17,400,189".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 178 #1s

Education: Higher Education

FY18-19

FY19-20

Old Dominion University

(\$5,034,057)

(\$10,068,114) GF

Language:

Page 170, line 37, strike "\$295,858,583" and insert "\$290,824,526".

Page 170, line 37, strike "\$304,815,979" and insert "\$294,747,865".

Explanation:

(This amendment repurposes proposed new base operating in order to provide targeted funding across higher education to produce needed degrees in STEM-H, cyber and teaching fields.)

Amendments to HB 5002

Chief Patron: Hanger

Item 178 #2s

Education: Higher Education

FY18-19

FY19-20

Old Dominion University

\$1,000,000

\$1,000,000 GF

Language:

Page 170, line 37, strike "\$295,858,583" and insert "\$296,858,583".

Page 170, line 37, strike "\$304,815,979" and insert "\$305,815,979".

Explanation:

(This amendment requests additional general fund to support the Virginia Modeling, Analysis, and Simulation Center's partnership with the regional shipbuilding and ship repair industry for the Virginia Digital Shipbuilding Workforce Program.)

Chief Patron: Hanger

Item 178 #3s

Education: Higher Education

FY18-19

FY19-20

Old Dominion University

\$0

\$75,000 GF

Language:

Page 170, line 37, strike "\$304,815,979" and insert "\$304,890,979".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 178 #4s

Education: Higher Education

FY18-19

FY19-20

Old Dominion University

\$0

\$3,611,790 GF

Language:

Page 170, line 37, strike "\$304,815,979" and insert "\$308,427,769".

Page 171, after line 53, insert:

"I. 1. Out of this appropriation, \$3,611,790 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the

Amendments to HB 5002

State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. Old Dominion University is expected to increase:

a. Data Science and Technology awards by 15 in the second year.

b. Science and Engineering awards by 40 in the second year.

c. Healthcare awards by 40 in the second year.

d. Education awards by 30 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020.

J. The Director, Department of Planning and Budget is authorized, upon request of the President, Old Dominion University, to move up to \$2,000,000 of general fund appropriation from the second year to the first year."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 179 #1s

Education: Higher Education

Old Dominion University

Language

Language:

Page 172, after line 5, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

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(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 179 #2s

Education: Higher Education

FY18-19

FY19-20

Old Dominion University

(\$237,609)

(\$597,234) GF

Language:

Page 171, line 54, strike "\$33,338,756" and insert "\$33,101,147".

Page 171, line 54, strike "\$34,347,607" and insert "\$33,750,373".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 182 #1s

Education: Higher Education

FY18-19

FY19-20

Radford University

\$0

\$1,028,460 GF

Language:

Page 173, line 18, strike "\$128,257,092" and insert "\$129,285,552".

Page 173, after line 39, insert:

"C. 1. Out of this appropriation, \$1,028,460 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph.

2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1

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completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. Radford University is expected to increase:

a. Data Science and Technology awards by 5 in the second year.

b. Science and Engineering awards by 5 in the second year.

c. Healthcare awards by 10 in the second year.

d. Education awards by 10 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020.

5. Out the amounts designated for degree production \$300,000 the second year is designated to support a flat-fee degree pilot initiative for education programs. Radford University shall offer alternative tuition or fee structures, including discounted tuition, flat tuition rates, discounted student fees, or student fee and student services flexibility, to any first-time, incoming freshman undergraduate student who (i) has established domicile, as that term is defined in § 23.1-500 et seq., in the Commonwealth and (ii) enrolls full time with the intent to earn a degree in a program that leads to employment as a teacher in the region. Such an alternative tuition or fee structure may be renewed each year if the recipient maintains continuous full-time enrollment. If a recipient fails to maintain continuous full-time enrollment, subsequently enrolls in a noneligible degree program, or fails to complete the eligible degree program within four years, the institution shall convert the financial benefit received by the student to a financial obligation payable by the student to the institution on terms established by the institution."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education.)

Chief Patron: Hanger

Item 183 #1s

Education: Higher Education

Radford University

Language

Language:

Page 173, after line 46, insert:"

Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

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Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 183 #2s

Education: Higher Education

FY18-19

FY19-20

Radford University

(\$287,790)

(\$490,451) GF

Language:

Page 173, line 40, strike "\$12,835,257" and insert "\$12,547,467".

Page 173, line 40, strike "\$13,403,779" and insert "\$12,913,328".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 186 #1s

Education: Higher Education

FY18-19

FY19-20

University of Mary Washington

\$0

\$375,000 GF

Language:

Page 174, line 27, strike "\$76,386,955" and insert "\$76,761,955".

Explanation:

(This amendment requests additional general fund support the implementation of the Career and Professional Development Center.)

Chief Patron: Hanger

Item 186 #2s

Education: Higher Education

FY18-19

FY19-20

University of Mary Washington

\$0

\$50,000 GF

Language:

Page 174, line 27, strike "\$76,386,955" and insert "\$76,436,955".

Explanation:

Amendments to HB 5002

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 186 #3s

Education: Higher Education

FY18-19

FY19-20

University of Mary Washington

\$0

\$338,550 GF

Language:

Page 174, line 27, strike "\$76,386,955" and insert "\$76,725,505".

Page 175, after line 16, insert:

"F. 1. Out of this appropriation, \$338,550 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. University of Mary Washington is expected to increase:

a. Science and Engineering awards by 5 in the second year.

b. Education awards by 5 in the second year.

c. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020.

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 187 #1s

Education: Higher Education

University of Mary Washington

Language

Language:

Page 175, after line 23, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 187 #2s

Education: Higher Education

FY18-19

FY19-20

University of Mary Washington

(\$37,091)

(\$134,119)

GF

Language:

Page 175, line 17, strike "\$12,609,072" and insert "\$12,571,981".

Page 175, line 17, strike "\$12,881,262" and insert "\$12,747,143".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 193 #1s

Education: Higher Education

FY18-19

FY19-20

University of Virginia

(\$100,000)

\$0

GF

Language:

Page 176, line 31, strike "\$649,201,340" and insert "\$649,101,340".

Explanation:

(This amendment redirects \$100,000 in new general fund the first year for the Foundation for the Humanities at the University of Virginia.)

Chief Patron: Hanger

Item 193 #2s

Education: Higher Education

FY18-19

FY19-20

University of Virginia

\$0

\$2,661,340 GF

Language:

Page 176, line 31, strike "\$649,086,340" and insert "\$651,747,680".

Page 178, after line 20, insert:

"N. 1. Out of this appropriation, \$2,661,340 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. The University of Virginia is expected to increase:

a. Data Science and Technology awards by 20 in the second year.

b. Science and Engineering awards by 30 in the second year.

c. Healthcare awards by 20 in the second year.

d. Education awards by 10 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 193 #3s

Education: Higher Education

University of Virginia

Language

Language:

Page 178, after line 20, insert:

"N. The President of the University of Virginia shall lead a collaborative evaluation between the University of Virginia, Virginia Tech, and Virginia State University, with assistance from other institutions of higher education and organizations with expertise in this area, to analyze the problems facing rural Virginia and develop strategic recommendations for improvement. Such recommendations shall be reported to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2018."

Explanation:

(This language amendment states that the University of Virginia's President will lead a collaborative evaluation on the problems facing rural Virginia.)

Chief Patron: Hanger

Item 194 #1s

Education: Higher Education

University of Virginia

Language

Language:

Page 178, after line 35, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 194 #2s

Education: Higher Education

FY18-19

FY19-20

University of Virginia

(\$67,869)

(\$348,691)

GF

Language:

Page 178, line 21, strike "\$141,542,568" and insert "\$141,474,699".

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Page 178, line 21, strike "\$142,330,359" and insert "\$141,981,668".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 195 #1s

Education: Higher Education

FY18-19

FY19-20

University of Virginia

\$1,000,000

\$0 GF

Language:

Page 178, line 37, strike "\$536,856,736" and insert "\$537,856,736".

Explanation:

(This amendment requests an additional \$1 million from the general fund to enhance research and development of the focused ultrasound center.)

Chief Patron: Hanger

Item 200 #1s

Education: Higher Education

FY18-19

FY19-20

University of Virginia's College at
Wise

(\$2,000,000)

\$0 GF

Language:

Page 180, line 33, strike "\$29,503,151" and insert "\$27,503,151".

Page 181, line 20, strike "\$2,000,000 the first year and".

Page 181, after line 26, insert:

"H. The Director, Department of Planning and Budget is authorized, upon request of the Chancellor, University of Virginia's College at Wise, to move up to \$2,000,000 of general fund appropriation from the second year to the first year."

Explanation:

(This amendment defers the first year increase in academic enhancement funding.)

Chief Patron: Hanger

Item 201 #1s

Education: Higher Education

FY18-19

FY19-20

Amendments to HB 5002

University of Virginia's College at Wise (\$77,800) (\$133,072) GF

Language:

Page 181, line 27, strike "\$2,833,828" and insert "\$2,756,028".
Page 181, line 27, strike "\$2,988,880" and insert "\$2,855,808".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 201 #2s

Education: Higher Education

University of Virginia's College at Wise

Language

Language:

Page 181, after line 32, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 204 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Commonwealth University

\$0

\$4,273,380 GF

Language:

Page 182, line 18, strike "\$602,861,401" and insert "\$607,134,781".
Page 184, after line 27, insert:

"Q. 1. Out of this appropriation, \$4,273,380 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and

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Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. Virginia Commonwealth University is expected to increase:

a. Data Science and Technology awards by 20 in the second year.

b. Science and Engineering awards by 30 in the second year.

c. Healthcare awards by 40 in the second year.

d. Education awards by 20 in the second year.

e. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 205 #1s

Education: Higher Education

Virginia Commonwealth University

Language

Language:

Page 184, line 35, before "The appropriation", insert "A."

Page 184, after line 39, insert:

"B. Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

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Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 205 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia Commonwealth University

(\$949,450)

(\$1,622,081) GF

Language:

Page 184, line 28, strike "\$59,303,404" and insert "\$58,353,954".

Page 184, line 28, strike "\$61,190,328" and insert "\$59,568,247".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 210 #1s

Education

Virginia Community College System

Language

Language:

Page 188, line 37, strike "Secretary of Technology" and insert:
"Secretary of Commerce and Trade".

Explanation:

(This amendment replaces the Secretary of Technology's involvement with the computer science training and professional development activities for public school teacher program with the Secretary of Commerce and Trade as part of the transfer of certain technology functions to the Commerce and Trade secretariat.)

Chief Patron: Hanger

Item 210 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia Community College System

\$100,000

\$100,000 GF

Language:

Amendments to HB 5002

Page 186, line 20, strike "\$895,695,430" and insert "\$895,795,430".

Page 186, line 20, strike "\$895,695,430" and insert "\$895,795,430".

Explanation:

(This amendment requests additional general fund for Blue Ridge Community College to partner with the City of Waynesboro to build and sustain educational access through a distance learning services center.)

Chief Patron: Hanger

Item 210 #3s

Education: Higher Education

FY18-19

FY19-20

Virginia Community College System

\$0

\$100,000 GF

Language:

Page 186, line 20, strike "\$895,695,430" and insert "\$895,795,430".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 210 #4s

Education: Higher Education

Virginia Community College System

Language

Language:

Page 188, after line 39, insert:

"T. The Virginia Community College System (VCCS) shall evaluate and submit a report on a strategy and funding for enhancing the rate at which community college students progress through the system's academic programs and attain degrees or other credentials. The evaluation should focus on enhancing institutions' academic advising services. The report should describe a plan for ensuring that each institution can provide proactive, individualized, mandatory advising for students who demonstrate the potential to benefit from such advising and who are at the highest risk of not earning a credential or transferring to a four-year higher education institution. The report should also describe the criteria that the system will use to identify high-risk students who should receive intensive, mandatory advising; describe the circumstances that will prompt mandatory academic advising meetings; estimate the total number of students who would be eligible; estimate the total cost of equipping each college to provide such advising; and identify the potential sources of funding for implementing the plan. The report should describe how the existing College Success Coach Initiative program could be expanded to achieve these

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purposes. The report should also describe the resources that would be necessary to require students to attend new-student orientation before enrolling in courses and to complete the student development course during their first semester, and such requirements should at least apply to students who are seeking a degree or credential and who have been identified by VCCS as being at-risk of non-completion. The report should be provided to the Secretary of Education and the Chairman of the House Appropriations and Senate Finance Committees by September 1, 2018."

Explanation:

(This amendment directs VCCS to evaluate and report on how its 23 community colleges can increase their academic advising capacity. This was a recommendation issued in the 2017 JLARC report "Operations and Performance of the Virginia Community College System".)

Chief Patron: Hanger

Item 210 #5s

Education: Higher Education

FY18-19

FY19-20

Virginia Community College System

\$0

\$480,000 GF

Language:

Page 186, line 20, strike "\$895,695,430" and insert "\$896,175,430".

Page 188, after line 39, insert:

"T. Out of this appropriation, \$480,000 and 2.0 positions the second year from the general fund are designated for the Virginia Community College System, in partnership with the State Council of Higher Education for Virginia, to develop and maintain a mandated online repository for all transfer agreements, course equivalency tools, Passport Credit Program Guidelines and other informational resources related to transferring from a community college to a public four-year institution. The repository shall also include a Dual Enrollment Guide, Exam Equivalency Guide, Degree Searcher, and other transfer tools and components that support student transfer."

Explanation:

(This amendment provides funding for estimated costs to implement the provisions of House Bill 919 / Senate Bill 631 at Richard Bland College and the Virginia Community College System and for the development and maintenance of a statewide college transfer portal.)

Chief Patron: Hanger

Item 211 #1s

Education: Higher Education

Virginia Community College System

Language

Language:

Page 189, after line 2, insert:

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"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger

Item 211 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia Community College System

(\$451,553)

(\$1,158,994) GF

Language:

Page 188, line 41, strike "\$65,983,626" and insert "\$65,532,073".

Page 188, line 41, strike "\$67,968,202" and insert "\$66,809,208".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 213 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Community College System

(\$200,000)

\$0 GF

Language:

Page 189, line 9, strike "\$107,619,320" and insert "\$107,419,320".

Page 191, strike lines 6 through 10.

Explanation:

(This amendment repurposes proposed new planning funds in order to provide targeted funding across higher education to produce needed degrees in STEM-H, cyber and teaching fields.)

Chief Patron: Hanger

Item 213 #2s

Education: Higher Education	FY18-19	FY19-20
Virginia Community College System	\$0	\$300,000 GF

Language:

Page 189, line 9, strike "\$107,419,320" and insert "\$107,719,320".

Page 191, after line 10, insert:

"M. Out of this appropriation, \$300,000 the second year from the general fund is designated to implement a pilot program between Virginia Western Community College, Roanoke City Public Schools and local industry partners to create a Career Technical dual track program to allow high school students the opportunity to complete high school with both a diploma and a workforce credential / certificate."

Explanation:

(This amendment creates a pilot Career Technical dual track program.)

Chief Patron: Hanger

Item 216 #1s

Education: Higher Education	FY18-19	FY19-20
Virginia Military Institute	\$0	\$395,740 GF

Language:

Page 191, line 45, strike "\$41,068,587" and insert "\$41,464,327".

Page 192, after line 18, insert:

"C. 1. Out of this appropriation, \$395,740 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;

b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);

c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and

d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).

3. Virginia Military Institute is expected to increase:

a. Data Science and Technology awards by 5 in the second year.

b. Science and Engineering awards by 5 in the second year.

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c. The 2016-17 year will serve as the base year for these purposes.

4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 216 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia Military Institute

(\$269,721)

\$0 GF

Language:

Page 191, line 45, strike "\$40,399,324" and insert "\$40,129,603".

Explanation:

(This amendment redirects \$269,721 from the general fund the first year.)

Chief Patron: Hanger

Item 217 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Military Institute

(\$11,322)

(\$50,356) GF

Language:

Page 192, line 21, strike "\$5,648,002" and insert "\$5,636,680".

Page 192, line 21, strike "\$5,757,503" and insert "\$5,707,147".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 217 #2s

Education: Higher Education

Virginia Military Institute

Language

Language:

Amendments to HB 5002

Page 192, line 27, before "Out", insert "A."

Page 192, after line 28, insert:

"B. Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Chief Patron: Hanger		Item 219 #1s
Education: Higher Education	FY18-19	FY19-20
Virginia Military Institute	\$0	\$1,400,000 GF

Language:

Page 192, line 36, strike "\$8,772,662" and insert "\$10,172,662".

Explanation:

(This amendment provides \$1.4 million from the general fund the second year to the Unique Military Activities (UMA) budget at Virginia Military Institute to outfit the Corps of Cadets, Faculty, and staff in the U.S. Army's new Operational Combat Pattern (OCP) uniform.)

Chief Patron: Hanger		Item 221 #1s
Education: Higher Education	FY18-19	FY19-20
Virginia Polytechnic Institute and State University	\$0	\$5,215,880 GF

Language:

Page 193, line 19, strike "\$707,553,016" and insert "\$712,768,896".

Page 194, after line 35, insert:

"J. 1. Out of this appropriation, \$5,215,880 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.
2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

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- a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;
 - b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);
 - c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and
 - d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).
3. Virginia Tech is expected to increase:
- a. Data Science and Technology awards by 60 in the second year.
 - b. Science and Engineering awards by 100 in the second year.
 - c. The 2016-17 year will serve as the base year for these purposes.
4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 222 #1s

Education: Higher Education

Virginia Polytechnic Institute and State University

Language

Language:

Page 195, after line 1, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Amendments to HB 5002

Chief Patron: Hanger

Item 222 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia Polytechnic Institute and
State University

(\$169,051)

(\$560,295) GF

Language:

Page 194, line 36, strike "\$26,325,282" and insert "\$26,156,231".

Page 194, line 36, strike "\$27,422,834" and insert "\$26,862,539".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 224 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Polytechnic Institute and
State University

\$0

\$300,000 GF

Language:

Page 195, line 40, strike "\$2,284,350" and insert "\$2,584,350".

Explanation:

(This amendment requests additional general fund for the Unique Military Activities at the Virginia Tech Corps of Cadets.)

Chief Patron: Hanger

Item 226 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Cooperative Extension and
Agricultural Experiment Station

\$200,000

\$200,000 GF

Language:

Page 196, line 21, strike "\$89,257,448" and insert "\$89,457,448".

Page 196, line 21, strike "\$89,257,448" and insert "\$89,457,448".

Explanation:

(This amendment requests general fund to restore the Soil Scientist Assistance Program.)

Amendments to HB 5002

Chief Patron: Hanger

Item 226 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia Cooperative Extension and
Agricultural Experiment Station

\$500,000

\$500,000

GF

Language:

Page 196, line 21, strike "\$89,257,448" and insert "\$89,757,448".

Page 196, line 21, strike "\$89,257,448" and insert "\$89,757,448".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 227 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia State University

\$0

\$75,000

GF

Language:

Page 197, line 20, strike "\$72,588,570" and insert "\$72,663,570".

Explanation:

(This amendment provides support for operations and maintenance for new buildings coming online this biennium.)

Chief Patron: Hanger

Item 227 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia State University

\$0

\$480,710

GF

Language:

Page 197, line 20, strike "\$72,588,570" and insert "\$73,069,280".

Page 198, after line 25, insert:

"I. 1. Out of this appropriation, \$480,710 the second year from the general fund is designated to address increased degree production in Data Science and Technology, Science and Engineering, Healthcare, and Education.

2. Degree production shall be measured for Bachelors, Masters, Doctorates and First Professional awards as follows:

Amendments to HB 5002

- a. Data Science and Technology awards shall be based on completion data contained in the State Council of Higher Education for Virginia, C-16 completion report;
 - b. Science and Engineering awards shall be based on completion data contained in the State Council of Higher Education for Virginia (SCHEV), C-1 A1 completion report for the following programs Biological and Biomedical Science (26), Engineering (14) less those already counted in paragraph 2 a., Engineering Technologies (15), and Physical Sciences (42);
 - c. Healthcare awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Health Professions and Related Programs (51); and
 - d. Education awards shall be based on completion data contained in the SCHEV C-1 A1 completion report for the Education Programs (13).
3. Virginia State University is expected to increase:
- a. Data Science and Technology awards by 5 in the second year.
 - b. Science and Engineering awards by 5 in the second year.
 - c. Education awards by 5 in the second year.
 - d. The 2016-17 year will serve as the base year for these purposes.
4. SCHEV shall report on the progress toward these goals to the Chairman of the House Appropriations and Senate Finance Committees report on the progress toward these goals annually beginning August 2020."

Explanation:

(This amendment provides support to increase production of degrees in Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

Chief Patron: Hanger

Item 228 #1s

Education: Higher Education

Virginia State University

Language

Language:

Page 198, after line 32, insert:

"Up to 15 percent of the funding in this item may be used to support Virginia Guaranteed Assistance Program eligible students for (1) priority funding who are enrolled in Data Science and Technology, Science and Engineering, Healthcare and Education programs and (2) as a grant for students in innovative internship programs provided that the institutions has at least one private sector partner and the grant is matched equally by the partner with non-state funding and / or the institution from private funds."

Explanation:

(This amendment allows the use of financial aid funds to support eligible students either enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs or in the new internship program.)

Amendments to HB 5002

Chief Patron: Hanger

Item 228 #2s

Education: Higher Education

FY18-19

FY19-20

Virginia State University

(\$88,491)

(\$227,361)

GF

Language:

Page 198, line 26, strike "\$15,460,835" and insert "\$15,372,344".

Page 198, line 26, strike "\$15,850,406" and insert "\$15,623,045".

Explanation:

(This amendment redirects 36% of the new undergraduate financial aid funding.)

Chief Patron: Hanger

Item 233 #1s

Education: Other

FY18-19

FY19-20

Gunston Hall

\$145,051

\$145,051

GF

Language:

Page 200, line 22, strike "\$697,099" and insert "\$842,150".

Page 200, line 22, strike "\$697,099" and insert "\$842,150".

Explanation:

(This amendment requests additional general fund to support the enhancement of IT infrastructure.)

Chief Patron: Hanger

Item 234 #1s

Education: Other

FY18-19

FY19-20

Jamestown-Yorktown Foundation

\$958,490

\$400,665

GF

Language:

Page 200, line 35, strike "\$17,959,761" and insert "\$18,918,251".

Page 200, line 35, strike "\$17,959,761" and insert "\$18,360,426".

Explanation:

(This amendment requests additional general fund to support programming and exhibitions during the 2019 Commemoration.)

Amendments to HB 5002

Chief Patron: Hanger

Item 238 #1s

Education: Other

FY18-19

FY19-20

The Library Of Virginia

\$250,000

\$500,000

GF

Language:

Page 202, line 18, strike "\$16,233,584" and insert "\$16,483,584".

Page 202, line 18, strike "\$16,233,584" and insert "\$16,733,584".

Page 202, after line 32, insert:

"D. Out of this appropriation, \$250,000 the first year and \$500,000 the second year from the general fund of the total amounts for aid to libraries may be used for summer reading materials and programs or for STEAM instructional materials."

Explanation:

(This amendment provides \$250,000 from the general fund the first year and \$500,000 from the general fund the second year for state aid to local public libraries that may be used for either summer reading materials and programs or for STEAM instructional materials. Students who participate in summer reading programs outperform non-participating peers in literacy fundamentals. Students participating in summer reading programs also outperformed their peers who did not participate in these programs in tests given after summer break.)

Chief Patron: Hanger

Item 241 #1s

Education: Other

FY18-19

FY19-20

Virginia Commission for the Arts

\$0

(\$1,250,000)

GF

Language:

Page 203, line 34, strike "\$5,130,912" and insert "\$3,880,912".

Explanation:

(This amendment level funds arts grants in each year.)

Chief Patron: Hanger

Item 243 #1s

Education: Other

FY18-19

FY19-20

Virginia Museum of Fine Arts

\$188,771

\$188,771

GF

Language:

Page 204, line 14, strike "\$41,790,325" and insert "\$41,979,096".

Page 204, line 14, strike "\$41,934,678" and insert "\$42,123,449".

Amendments to HB 5002

Explanation:

(This amendment requests additional general fund to provide VMFA educational programs across the state.)

Chief Patron: Hanger

Item 246 #1s

Education: Higher Education

FY18-19

FY19-20

New College Institute

\$600,000

\$600,000 GF

Language:

Page 205, line 40, strike "\$3,533,795" and insert "\$4,133,795".

Page 205, line 40, strike "\$3,533,795" and insert "\$4,133,795".

Page 206, after line 15, insert:

"D. The New College Institute, in collaboration with James Madison University, the Virginia Community College System and the Online Virginia Network, shall provide an update on the delivery of programs in Data Science and Technology, Science and Engineering, Healthcare and Education. The report shall include a timeline for the program's implementation, an assessment of workforce demand and student preparation and interim steps required to ensure student success. The institutions shall submit this report to the Chairman of the House Appropriations and Senate Finance Committees by September 15, 2018."

Explanation:

(This amendment provides \$500,000 each year in additional general fund to academic programs and technology needs in advanced manufacturing, cybersecurity, healthcare and education. In addition, the amendment restores \$100,000 general fund each year provided by the 2017 General Assembly that was eliminated in the proposed budget. Finally, language requires an update on the delivery of key programs.)

Chief Patron: Hanger

Item 252 #1s

Education: Higher Education

FY18-19

FY19-20

Higher Education Research Initiative

\$0

\$20,000,000 GF

Language:

Page 209, line 7, strike "\$8,000,000" and insert "\$28,000,000".

Page 209, line 11, before "Out", insert "A."

Page 209, after line 20, insert:

"B.1. The Commonwealth Cyber Initiative shall be established to serve as an engine for research, innovation, and commercialization of cybersecurity technologies, and address the Commonwealth's need for growth of advanced and professional degrees within the cyber

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workforce.

2. The initiative shall consist of a primary Hub, located in Northern Virginia, and a network of Spokes across the Commonwealth with collaborating public institutions of higher education in Virginia and industry partners to build an ecosystem of cyber-related research, education, and engagement that positions the Commonwealth as a world leader of cybersecurity.

3. In collaboration with public institutions in the Commonwealth, Virginia Polytechnic Institute & State University shall serve as the anchoring institution and coordinate the activities of the Hub.

4. Out of this appropriation, \$10,000,000 in the second year from the general fund is provided to the Virginia Research Investment Fund (VRIF) to scale the initiative and provide resources for faculty recruiting at both the Hub and Spoke sites. The VRIF will establish a process for public institutions of higher education in Virginia to seek certification as a Spokes site based on a plan for institutional investment, industry partnership, enrollment growth, and research focus areas. The Hub and certified Spokes sites will have the ability to seek matching funds for faculty recruitment and support for renovations and equipment. Certified institutions shall submit their funding request application to the Virginia Research Investment Committee established in § 23.1-3132 for review and evaluation. After completing its review, the Virginia Research Investment Committee, pursuant to § 23.1-3133, shall approve or deny the request for an allocation of funds.

5. Out of this appropriation, \$10,000,000 in the second year from the general fund is provided for the leasing of space and establishment of the Hub by the anchoring institution and for the establishment of research faculty, entrepreneurship programs, student internships and educational programming, and operations of the Hub.

6. Out of the amounts authorized in Item C-52.10 of Chapter 836, 2017 Session, \$5,000,000 in the first year shall be made available for renovations, space enhancements, and equipment.

7. No later than December 1, 2018, Virginia Polytechnic Institute & State University shall provide to the Virginia Research Investment Committee (VRIC) a blueprint for the development and operation of the Commonwealth Cyber Initiative. This report will include such components as an outline of Virginia Tech's operating model of the Hub, a framework for Spoke sites and their interface with the Hub, an assessment of opportunities for industry partnerships and the commercialization of innovation, and a vision for both the short-term and long-term development of the initiative. The report will define the amount needed to establish the Hub including renovations, equipping and leasing of space, establishment of research faculty, entrepreneurship programs, student internships and educational programming, operations of the Hub, establishment of cyber-physical systems security at the Hub and at supporting Spoke sites across the Commonwealth, establishment of a machine learning lab at the Hub, and the amount for Virginia Research Investment Fund (VRIF) to scale the initiative and provide resources for faculty recruiting at both the Hub and Spoke sites. The report will clarify the process for public institutions of higher education in Virginia to seek certification as a Spoke site based on a plan for institutional investment, industry partnership, enrollment growth, and research focus areas.

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The Hub and certified Spoke sites will have the ability to seek matching funds for faculty recruitment and support for renovations and equipment. Certified institutions shall submit their funding request application to the Virginia Research Investment Committee established in § 23.1-3132 for review and evaluation. After completing its review, the Virginia Research Investment Committee, pursuant to § 23.1-3133, shall approve or deny the request for an allocation of funds.”

Explanation:

(This amendment provides \$20,000,000 from the general fund in the second year to create the Commonwealth Cyber Initiative, a collaboration of Virginia public universities and anchored by Virginia Tech to partner with industry. An additional \$5,000,000 of financing is provided over the biennium for lab and facility development. This consortium of universities and industry will establish the Commonwealth as a leader in cyber-physical systems and security and provide access to research ecosystems and educational programs focused on cybersecurity throughout Virginia.)

Chief Patron: Hanger

Item 253 #1s

Education: Higher Education

FY18-19

FY19-20

Online Virginia Network Authority

\$1,000,000

\$1,000,000

GF

Language:

Page 209, line 24, strike "\$2,000,000" and insert "\$3,000,000".

Page 209, line 24, strike "\$2,000,000" and insert "\$3,000,000".

Page 209, line 30, strike "and Old Dominion University" and insert:

", Old Dominion University and the Virginia Community College System".

Explanation:

(This amendment increases support for the Online Virginia Network to support the addition of the Virginia Community College System.)

Chief Patron: Hanger

Item 259 #1s

Finance

Department of Accounts

Language

Language:

Page 215, line 15, strike "Secretary of Technology" and insert:

"Secretary of Administration".

Explanation:

Amendments to HB 5002

(This amendment replaces the Secretary of Technology approval of working capital drawdowns for of the replacement of the Commonwealth Integrated Payroll/Personnel System (CIPPS) with the Secretary of Administration as part of the transfer of certain technology functions to the Administration secretariat.)

Chief Patron: Hanger

Item 266 #1s

Finance

FY18-19

FY19-20

Department of Accounts Transfer
Payments

(\$4,500,000)

(\$175,200,000) GF

Language:

Page 217, line 33, strike "\$50,000,000" and insert "\$45,500,000".

Page 217, line 33, strike "\$220,700,000" and insert "\$45,500,000".

Page 217, strike lines 37 through 52 and insert:

"A. Notwithstanding any contrary provision of law, there is hereby appropriated in this item \$45,500,000 from the general fund the first year and \$45,500,000 from the general fund the second year to the Revenue Cash Reserve established pursuant to Chapter 827, 2018 Session of the General Assembly, to mitigate any potential revenue or transfer shortfalls that may arise during the biennium.

B.1. Notwithstanding any contrary provision of law, the Governor shall appropriate to the Revenue Reserve any sums that are committed by the Comptroller for that purpose on his June 30, 2018 balance sheet and that are reported by the Governor to the General Assembly as part of the preliminary annual balance sheet and that are reported by the Governor to the General Assembly as part of the preliminary annual report.

2. Any calculation made pursuant to the provisions of § 2.2-1831.2, Code of Virginia, by the Auditor of Public Accounts based on general fund resources collected in fiscal year 2019 shall be committed for deposit into the Fund established pursuant to § 2.2-1831.2, Code of Virginia, in fiscal year 2021.

C. Any amounts appropriated in this item that are unexpended on June 30, 2019, or June 30, 2020, shall be reappropriated in the next fiscal year to this reserve to be used for the same purposes identified in this item."

Page 218, strike lines 1 through 25.

Explanation:

(This amendment sets out the language governing the deposits to and calculations for the Revenue Reserve Fund. It also reduces the deposit proposed in House Bill 5002 as introduced to reflect the provisions of Chapter 827, 2018 Session of the General Assembly, which establishes in Code the secondary Revenue Reserve Fund and commits 100 percent of fiscal year 2018 surplus revenues after necessary deposits are made to the Revenue Stabilization Fund and the

Amendments to HB 5002

Water Quality Improvement Fund.)

Chief Patron: Hanger

Item 271 #1s

Finance

FY18-19

FY19-20

Department of Planning and Budget

\$330,000
3.00

\$381,600 GF
3.00 FTE

Language:

Page 220, line 27, strike "\$7,633,865" and insert "\$7,963,865".

Page 220, line 27, strike "\$7,633,865" and insert "\$8,015,465".

Explanation:

(This amendment provides \$330,000 from the general fund the first year and \$381,600 from the general fund the second year, and 3 FTEs, for the Department of Planning and Budget to establish a Regulatory Reduction Pilot Program pursuant to Chapters 444 and 445 of the 2018 Acts of Assembly.)

Chief Patron: Hanger

Item 272 #1s

Finance

Department of Taxation

Language

Language:

Page 221, after line 13, insert:

"E. The Department of Taxation shall convene a workgroup to examine the provisions related to the timing of payments and return filings required of registered dealers pursuant to §§ 58.1-615 and 58.1-616, Code of Virginia, and § 3-5.06 of this act. The workgroup shall establish costs and a timeline for the Department of Taxation to implement an easy online application provided by the Department of Taxation for dealers to apply for the hardship exception and determine whether the current hardship definition is adequate or could be expanded to include additional hardship scenarios. The workgroup should make recommendations to the Department of Taxation about providing earlier notice to dealers of accelerated sales tax payments, the equity in assessing monthly 6 percent late payment penalty fees, how the state would be impacted by options to phase-out the accelerated sales tax by fiscal year 2022, and the ability of the General Assembly to lower the accelerated sales tax threshold by more than 10% in one year when threshold is at \$15,000,000 of annual taxable sales or less. The workgroup shall consider alternatives and limitations to the current accelerated sales tax requirement and shall examine other sales tax-related issues, including bi-monthly remittance of sales taxes as an alternative. The workgroup shall include the staffs of the House Appropriations and Senate Finance Committees, the Secretary of Finance or his designee, the Office of the Governor and

Amendments to HB 5002

representatives from affected businesses and industries. Additional staff support shall be provided by the Department of Taxation and the Division of Legislative Services upon request. The workgroup shall begin meetings in the month of May and meet no less than three times and complete its meetings by November 30, 2018, and shall submit to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees and all members of the House Appropriations and Senate Finance Committees a report of its findings and recommendations no later than the first day of the 2019 Regular Session of the General Assembly."

Explanation:

(This amendment extends a workgroup evaluating options for phasing-out the accelerating sales tax (AST) collections as well as additional administrative issues related to AST.)

Chief Patron: Hanger

Item 273 #1s

Finance

Department of Taxation

Language

Language:

Page 225, line 19, after "request" insert:
"and, except those requested by the local assessing officer,".

Explanation:

(This amendment exempts local assessing officers from the being charged a \$275 fee when request from the Tax Department an advisory opinion concerning the BPOL tax.)

Chief Patron: Hanger

Item 273 #2s

Finance

FY18-19

FY19-20

Department of Taxation

\$260,416
4.00

\$260,416 GF
4.00 FTE

Language:

Page 221, line 43, strike "\$56,791,107" and insert "\$57,051,523".
Page 221, line 43, strike "\$56,845,997" and insert "\$57,106,413".

Explanation:

(This amendment provides \$260,416 from the general fund and 4 FTEs each year for the Department of Tax to hire 4 additional auditors, above the 8 new auditors assumed in the introduced budget. It is estimated that the 4 additional auditors will result in \$4.0 million in additional revenues each year. A companion amendment in House Bill 5001 provides funding to

Amendments to HB 5002

hire the auditors in fiscal year 2018 to maximize the collections in fiscal year 2019.)

Chief Patron: Hanger

Item 275 #1s

Finance

Department of Taxation

Language

Language:

Page 227, after line 10, insert:

"E. The Department of Taxation is required to provide, at the beginning of an audit, detailed information on the audit process and tax policies that are being examined. Furthermore, the Department shall compile and make available on their website a list of common issues which are identified in a large number of audits."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 276 #1s

Finance

FY18-19

FY19-20

Department of the Treasury

\$3,496,304

\$0 GF

Language:

Page 227, line 19, strike "\$33,288,996" and insert "\$36,785,300".

Page 228, after line 15, insert:

"I. Out of the general fund amounts for this item shall be paid \$3,496,304 in the first year for the relief of Danial J. Williams, Joseph Jesse Dick, Jr., Eric Cameron Wilson, and Derek Elliot Tice, as provided for pursuant to Chapters 502 and 503 of the 2018 Acts of the Assembly."

Explanation:

(This amendment provides \$3.5 million from the general fund in the first year pursuant to the passage of House Bill 762 and Senate Bill 772 of the 2018 General Assembly which provide compensation for wrongful incarceration for Danial J. Williams, Joseph Jesse Dick, Jr., Eric Cameron Wilson, and Derek Elliot Tice, also known as the Norfolk 4.)

Chief Patron: Hanger

Item 279 #1s

Finance

Treasury Board

Language

Language:

Page 231, after line 30, insert:

"Henry County Jail \$18,759,878".

Page 231, line 37, strike "\$31,523,487" and insert "\$50,283,365".

Explanation:

(This amendment adds the Henry County Jail, which includes a mental health wing, to the list of projects authorized for reimbursement from the Commonwealth in accordance with §§ 51.1-80 through 53.1-82.2 of the Code of Virginia. The Virginia Board of Corrections approved the project on May 17, 2017.)

Chief Patron: Hanger

Item 281 #1s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 236, line 7, before "1." insert "A."

Page 236, after line 31, insert:

"B. The Secretary of Health and Human Resources shall create a trauma-informed care workgroup to develop a shared vision and definition of trauma-informed care for agencies within the Health and Human Resources Secretariat. The workgroup shall include representatives from the Departments of Social Services, Behavioral Health and Developmental Services, Medical Assistance Services, and Health, as well as stakeholders, researchers, community organizations and representatives from impacted communities. The workgroup shall also (i) examine Virginia's applicable child and family-serving programs and data; (ii) develop strategies to build a trauma-informed system of care for children, using best practices for families who are impacted by the human service delivery system; (iii) identify indicators to measure progress in developing such a system of care; (iv) identify needed professional development/training in trauma-informed practices for all child-serving professionals and (v) identify data sharing issues that need to be addressed to facilitate such a system. In addition, the workgroup shall explore opportunities to expand trauma-informed care throughout the Commonwealth. The Secretary of Health and Human Resources shall report on the workgroup's activities to the Chairmen of the House Appropriations and Senate Finance Committees and the Virginia Commission on Youth by December 15 of each year."

Explanation:

(This amendment directs the Secretary of Health and Human Resources create a trauma-informed care workgroup to develop a shared vision and definition of trauma-informed care. Language details the composition of the workgroup and activities to be conducted by the workgroup. Language also requires an annual report on the activities of the workgroup to the

money committees. According to the federal Substance Abuse and Mental Health Services Administration (SAMHSA), a program, organization, or system that is trauma-informed (1) realizes the widespread impact of trauma and understanding of potential paths for recovery; (2) recognizes of the signs and symptoms of trauma in clients, families, staff, and others involved with the services system; (3) responds by fully integrating knowledge about trauma into policies, procedures, and practices; and (4) seeks to actively resist re-traumatization.)

Chief Patron: Hanger

Item 281 #2s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 236, line 7, before "1." insert "A."

Page 236, after line 31, insert:

"B.1. The Secretary of Health and Human Resources, in collaboration with the Secretary of Administration and the Secretary of Public Safety and Homeland Security, shall convene an interagency workgroup to oversee the development of a statewide integrated electronic health record (EHR) system. The workgroup shall include the Department of Behavioral Health and Developmental Services (DBHDS), the Virginia Department of Health, the Department of Corrections, the Department of Planning and Budget, and other agencies as deemed appropriate by the respective Secretaries. The purpose of the workgroup shall be to evaluate common business requirements for electronic health records to ensure consistency and interoperability with other partner state and local agencies and public and private health care entities to the extent allowed by federal and state law and regulations. The goal of the workgroup is to develop an integrated EHR which may be shared as appropriate with other partner state and local agencies and public and private health care entities. The workgroup shall evaluate the DBHDS statement of work developed for its EHR system and the DBHDS platform for potential adaption and/or use by state agencies in order to develop an integrated statewide EHR.

2. The workgroup may consider and evaluate other EHR systems that may be more appropriate to meet specific agency needs and evaluate the cost-effectiveness of pursuing a separate EHR system as compared to a statewide integrated EHR. However, the workgroup shall ensure that standards are developed to ensure that EHRs can be shared as appropriate with public and private partner agencies and health care entities.

3. The workgroup shall also develop an implementation timeline, cost estimates, and assess other issues that may need to be addressed in order to implement an integrated statewide EHR system. The timeline and cost estimates shall be used by the respective agencies to coordinate implementation. The workgroup shall report on its activities and any recommendations to the Joint Subcommittee on Health and Human Resources Oversight by October 15, 2018."

Explanation:

(This amendment directs the Secretary of Health and Human Resources to convene an interagency workgroup to oversee the development of a statewide integrated EHR system.)

Chief Patron: Hanger

Item 281 #3s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 236, line 27, before "1.", insert "A."

Page 236, after line 31, insert:

"B. The Secretary of Health and Human Resources shall convene a work group to examine recent trends in the individual insurance market and state options for stabilizing that market. The examination shall include, but not be limited to, a review of association and catastrophic health plans as well as innovative solutions that reduce individual insurance premiums and out-of-pocket costs while preserving access to comprehensive health insurance. The examination shall also consider the resources necessary to fund any proposed options. The work group shall include the Commissioner of Insurance or his designee, the Virginia Association of Health Plans, chambers of commerce, and other relevant stakeholders at the discretion of the Secretary. The Secretary shall report his findings and recommendations to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2018.

Explanation:

(This amendment adds language directing the Secretary of Health and Human Resources to convene a work group to examine recent trends in the individual insurance market, state options for stabilizing that market, and resources needed to fund any proposed options. A report is due by November 1, 2018.)

Chief Patron: Hanger

Item 281 #4s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 236, line 7, before "1.", insert "A."

Page 236, after line 31, insert:

"B.1. The Secretary of Health and Human Resources is authorized to develop and apply for a state innovation waiver under Section 1332 of the federal Patient Protection and Affordable Care Act (42 U.S.C. 18052) to implement innovative solutions to help stabilize the individual insurance market by reducing individual insurance premiums and out-of-pocket costs while

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preserving access to health insurance. Such solutions may include the implementation of a state reinsurance program or high risk pool, or market stabilization program payments, among others.

2. The State Corporation Commission Bureau of Insurance shall provide technical assistance to the Secretary of Health and Human Resources as requested.

3. The Secretary shall report on the waiver plan to the House and Senate Committees on Labor and Commerce and the House Appropriations and Senate Finance Committees prior to the submission of the waiver application. Such report shall include an analysis of the costs and assumptions used to implement the waiver and any mechanism proposed to fund the non-federal share of costs. Implementation of the waiver shall be subject to appropriation of the non-federal share of costs by the General Assembly and approval by the United States Secretary of Health and Human Services."

Explanation:

(This amendment adds language authorizing the Secretary of Health and Human Resources to develop and apply for a state innovation waiver under Section 1332 of the federal Patient Protection and Affordable Care Act to implement innovative solutions to help stabilize the individual insurance market. Language requires the State Corporation Commission Bureau of Insurance to provide technical assistance as requested. The Secretary is required to report on the waiver to the House Appropriations and Senate Finance Committees and the House and Senate Committees on Labor and Commerce. Implementation of the waiver is contingent upon an appropriation of non-federal funding, if needed.)

Chief Patron: Hanger

Item 282 #1s

Health and Human Resources

FY18-19

FY19-20

Children's Services Act

\$0

(\$10,257,767) GF

Language:

Page 236, line 37, strike "\$369,425,756" and insert "\$359,167,989".

Page 240, after line 47, insert:

"N. Notwithstanding any other provision of law, the rates paid by localities to providers of private day special education services under the Children's Services Act shall not increase more than two percent above the rates paid in the prior fiscal year. This provision shall take effect July 1, 2019, such that the rates paid in fiscal year 2020 shall not increase more than two percent over the rates paid in fiscal year 2019. All localities shall submit their contracted rates for private day education services to the Office of Children's Services by August 1 of each year."

Explanation:

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(This amendment reduces \$10.3 million the second year from the general fund to reflect a lower rate of spending growth for private day special education rates. The language provides that rates paid by localities for these services shall not exceed two percent above the rates paid in the prior fiscal year. The rates for private day education services have been increasing rapidly in recent years, which has resulted in a significant increase in funding need for the Children's Services Act.)

Chief Patron: Hanger

Item 282 #2s

Health and Human Resources

Children's Services Act

Language

Language:

Page 240, after line 47, insert:

"N. The Office of Children's Services shall coordinate with the Department of Education to facilitate a workgroup to include private providers, including the Virginia Association of Independent Specialized Education Facilities, the Virginia Council for Private Education, the Virginia Association of Independent Schools, the Virginia Coalition of Private Provider Associations, and the Virginia Association of Community Services Boards, local school divisions, stakeholder groups, and parent representatives to identify and define outcome measures to assess students' progress in private day placements that may include assessment scores, attendance, graduation rates, transition statistics, and return to the students' home schools. The agencies shall ensure that the number of members from each group (i.e. representatives of private providers, parents, local governments, and other stakeholders are each considered their own group) are proportionally represented on the workgroup. The Office of Children's Services and Department of Education shall report recommendations to the Chairmen of the House Education and Appropriations Committees and the Senate Education and Health and Finance Committees by November 1, 2018.)

Explanation:

(This amendment directs the Office of Children's Services along with the Department of Education to facilitate a workgroup with stakeholders to develop outcome measures to assess students' progress in private day placements. A report with recommendations shall be submitted by November 1, 2018.)

Chief Patron: Hanger

Item 286 #1s

Health and Human Resources

Department of Health

Language

Language:

Page 243, strike lines 3 through 6.

Explanation:

(This amendment eliminates budget language directing \$840,000 from the Rescue Squad Assistance Fund each year for the purchase of new ambulance stretcher retention systems. These funds will be allocated by the general distribution to non-profit EMS organizations as defined in § 46.2-694 A 13 b (iii) of the Code of Virginia.)

Chief Patron: Hanger

Item 289 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$100,000

\$0 GF

Language:

Page 244, line 15, strike "\$91,938,115" and insert "\$92,038,115".

Page 245, after line 4, insert:

"G. Out of this appropriation, \$50,000 the first year from the general fund shall be used for the Virginia Department of Health (VDH) to design and conduct a pilot epidemiological study of the human health effects of land application of biosolids. In designing and conducting the pilot study, VDH shall contract with third parties, such as researchers at Virginia institutions of higher education, as needed. VDH shall be assisted by the Virginia Department of Environmental Quality as needed. Following completion of the pilot study, VDH shall submit its findings and a proposed design for a full-scale epidemiological study, if needed, to the Senate Finance, and Agriculture, Conservation, and Natural Resources Committees; and the House Appropriations, and Agriculture, Chesapeake, and Natural Resources Committees.

H. Out of this appropriation, \$50,000 the first year from the general fund shall be used for the Virginia Department of Health (VDH) to perform sample testing of Class B biosolids that are land applied in Virginia to determine their pathogen content. VDH shall use test results to inform its epidemiological pilot study and assessment of aerosol infection risks."

Explanation:

(This amendment provides \$50,000 the first year from the general fund and language directing the Virginia Department of Health to review health risks from the land application of biosolids. In addition, this amendment provides another \$50,000 the first year from the general fund for the Virginia Department of Health to test Class B biosolids that are applied in Virginia for pathogen content. This funding is a recommendation from a 2017 JLARC report, Land Application of Biosolids and Industrial Residuals.)

Amendments to HB 5002

Chief Patron: Hanger

Item 289 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$0

(\$520,745)

GF

\$0

(\$1,562,236)

NGF

Language:

Page 244, line 16, strike "\$93,882,890" and insert "\$91,799,909".

Explanation:

(This amendment reduces the general fund in the Health Department by \$520,745 and \$1.6 million from the nongeneral fund the second year for the meningococcal vaccine. House Bill 644, introduced in the 2018 Regular Session, which would have required the vaccine to be provided to children prior to entering sixth grade was not passed by the House.)

Chief Patron: Hanger

Item 291 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$90,000

\$90,000

NGF

1.00

1.00

FTE

Language:

Page 245, line 48, strike "\$163,329,548" and insert "\$163,419,548".

Page 245, line 48, strike "\$163,329,548" and insert "\$163,419,548".

Page 246, line 10, strike "952,804" and "952,804" and insert:

"999,804" and "999,804".

Page 246, line 12, after "2005" insert:

", and Chapter 531, 2018 Acts of Assembly".

Explanation:

(This amendment provides \$90,000 each year and one position from the nongeneral funds for the fiscal impact of Chapter 531, 2018 Acts of Assembly (House Bill 1362, 2018 Regular Session), which requires newborn screening tests for time-critical disorders identified by the U.S. Department of Health and Human Services and the Secretary's Advisory Committee on Heritable Disorders in Newborns and Children to be performed seven days per week. Funding is provided to the Department of Health for one nurse position to provide coordination and education services related to the test results provided by the Department of General Services Division of Consolidated Laboratory Services. A companion amendment in DGS provides nongeneral funds for laboratory costs, follow-up, and administrative staffing as well as Information System Services coverage, on-call instrument vendors, and courier services to deliver samples seven days per week. The nongeneral funds are provided from a fee charged to

Amendments to HB 5002

medical providers for each newborn screening test. The current fee of \$78 per infant would be adjusted to \$90.20 per infant to cover the estimated additional costs to expand testing availability to seven days per week.)

Chief Patron: Hanger

Item 292 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Health

(\$3,000,000)

(\$3,000,000) NGF

Language:

Page 246, line 44, strike "\$270,476,216" and insert "\$267,476,216".

Page 246, line 44, strike "\$270,614,422" and insert "\$267,614,422".

Page 249, strike lines 6 through 14 and insert:

"F.1. Out of this appropriation, \$3,000,000 the first year and \$3,000,000 the second year from the Temporary Assistance for Needy Families (TANF) block grant shall be provided for the purpose of developing a two-year pilot program to expand access to hormonal long acting reversible contraceptives (LARC) that delay or prevent ovulation. The Virginia Department of Health shall establish and manage memorandums of understanding with qualified health care providers who will provide access to LARCs to patients whose income is below 250% of the federal poverty level, the Title X family planning program income eligibility requirement. Providers shall be reimbursed for the insertion and removal of LARCs at Medicaid rates. As part of the pilot program, the department, in cooperation with the Department of Medical Assistance Services and stakeholders, shall develop a plan to improve awareness and utilization of the Plan First program and include outreach efforts to refer women who have a diagnosis of substance use disorder and who seek family planning services to the Plan First program or participating providers in the pilot program.

2. The Virginia Department of Health shall develop metrics to measure the effectiveness of the pilot project such as impacts on morbidity, reduction in abortions and unplanned pregnancies, and impacts on maternal health such as an increase in the length of time between births, among others. In addition, the department shall collect data on the number of women served who also sought treatment for substance use disorder. The department shall submit a progress report to the Governor, Chairmen of the House Appropriations and Senate Finance Committees, Secretary of Health and Human Resources, and the Director, Department of Planning and Budget, that describes the program, metrics used to measure results, preliminary results. actual program expenditures, and projected expenditures by July 1, 2019, with a final report on June 30, 2020.

Explanation:

(This amendment replaces language and reduces funding contained in the introduced language related to a pilot program to expand access to long acting reversible contraceptives through the Virginia Department of Health. The changes provide \$3.0 million each year from the federal

Amendments to HB 5002

TANF block grant for a two-year pilot program to expand access to long acting reversible contraception (LARC) through qualified health care providers reimbursed at Medicaid rates. Language requires the Virginia Department of Health (VDH), in cooperation with the Department of Medical Assistance Services and stakeholders, to develop a plan to improve awareness of the Medicaid Plan First family planning program and refer women with a substance use disorder who seek family planning services to the Plan First program or participating providers in the pilot program. Language also requires the Virginia Department of Health to develop metrics to measure the effectiveness of the pilot program and submit a progress and final report to the Governor, Chairmen of House Appropriations and Senate Finance Committees, Secretary of Health and Human Resources and the Director of the Department of Planning and Budget.)

Chief Patron: Hanger

Item 293 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$25,000

\$25,000 GF

Language:

Page 249, line 16, strike "\$21,014,583" and insert "\$21,039,583".

Page 249, line 16, strike "\$21,014,583" and insert "\$21,039,583".

Page 252, line 43, strike "\$116,280" and "\$116,280" and insert:
"\$141,280" and \$141,280".

Explanation:

(This amendment adds \$25,000 from the general fund each year for the Virginia Dental Health Foundation Mission of Mercy (M.O.M.) dental project. The M.O.M. dental project provides no cost dental services in underserved areas of the Commonwealth through the use of volunteer dentists and hygienists. Since 2000, the project has treated more than 65,000 patients with dental care valued at \$44.2 million.)

Chief Patron: Hanger

Item 293 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$100,000

\$100,000 GF

Language:

Page 249, line 16, strike "\$21,014,583" and insert "\$21,114,583".

Page 249, line 16, strike "\$21,014,583" and insert "\$21,114,583".

Page 252, line 31, strike "\$302,712" and "\$302,712" and insert:
"\$402,712" and "\$402,712".

Amendments to HB 5002

Explanation:

(This amendment provides \$100,000 from the general fund each year to increase support for the Health Wagon in Southwest Virginia.)

Chief Patron: Hanger

Item 293 #3s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$100,000

\$100,000 GF

Language:

Page 249, line 16, strike "\$21,014,583" and insert "\$21,114,583".

Page 249, line 16, strike "\$21,014,583" and insert "\$21,114,583".

Page 253, line 11, strike "\$471,750" and "\$471,750 and insert:
"\$571,750" and "\$571,750".

Explanation:

(This amendment adds \$100,000 each year from the general fund for the contract with the Hampton Roads Proton Beam Therapy Institute at Hampton University to support efforts for proton therapy in the treatment of cancerous tumors.)

Chief Patron: Hanger

Item 293 #4s

Health and Human Resources

FY18-19

FY19-20

Department of Health

\$2,000,000

\$0 GF

Language:

Page 249, line 16, strike "\$21,014,583" and insert "\$23,014,583".

Page 11, after line 15, insert:

"T. Out of this appropriation, \$2,000,000 the first year from the general fund shall be provided to the Hampton University Proton Therapy Foundation for the cancer and proton research and therapy activities."

Page 11, line 16, strike "T" and insert "U".

Explanation:

(This amendment adds \$2.0 million the first year from the general fund for the Hampton University Proton Therapy Foundation for cancer research and therapy. Funding will be used for applied research efforts through the establishment of the nation's first Multi-Ions Therapy (Hadron) facility, continued research and study of tissue specific radiation biological effectiveness of proton therapy, proton activated atomic medicine, and to improve access to

advanced cancer treatment modalities.)

Chief Patron: Hanger

Item 297 #1s

Health and Human Resources

Department of Health

Language

Language:

Page 255, after line 31, insert:

"E. The Virginia Department of Health shall assess the feasibility of developing a home visiting Pay for Success pilot program. The department shall develop a workgroup comprised of Virginia home visiting organizations and early childhood education organizations in examining this issue. The department shall determine if the recent provisions of the federal Bipartisan Budget Act of 2018 allow for the department to access federal funding to develop a pilot Pay for Success program for home visiting. The department shall report on the feasibility analysis, the availability of federal funding and the steps necessary to proceed with a pilot program, if feasible, to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2018."

Explanation:

(This amendment directs the Department of Health to assess the feasibility of developing a pilot Pay for Success program for home visiting based on the potential for federal funding to support such an effort.)

Chief Patron: Hanger

Item 297 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Health

(\$1,801,500)

\$0 GF

Language:

Page 254, line 4, strike "\$26,093,899" and insert "\$24,292,399".

Explanation:

(This amendment reduces \$1.8 million from the general fund in the first year in the Health Department for the development of an electronic health records system. This action delays the development by one year to allow time for the project to be re-examined to ensure interoperability with other state agency and health care provider systems and cost effectiveness.)

Chief Patron: Hanger

Item 297 #3s

Amendments to HB 5002

Health and Human Resources	FY18-19	FY19-20	
Department of Health	\$47,000	\$47,000	GF

Language:

Page 254, line 4, strike "\$26,093,899" and insert "\$26,140,899".
Page 254, line 4, strike "\$28,493,899" and insert "\$28,540,899".

Explanation:

(This amendment provides \$47,000 each year from the general fund for the fiscal impact of Chapter 695, 2018 Acts of Assembly (House Bill 1157, 2018 Regular Session), which requires the Department of Health to serve as the lead agency with responsibility for the development, coordination, and implementation of a plan for services for substance-exposed infants in the Commonwealth.)

Chief Patron: Hanger Item 299 #1s

Health and Human Resources	FY18-19	FY19-20	
Department of Health Professions	\$300,000	\$300,000	NGF

Language:

Page 255, line 47, strike "\$33,408,207" and insert "\$33,708,207".
Page 255, line 47, strike "\$33,408,207" and insert "\$33,708,207".

Explanation:

(This amendment provides \$300,000 each year from nongeneral funds to enhance the Prescription Monitoring Program to provide significantly better reporting capabilities for all users and less expensive access for integrated prescribing and dispensing systems.)

Chief Patron: Hanger Item 299 #2s

Health and Human Resources	FY18-19	FY19-20	
Department of Health Professions	5.00	5.00	FTE

Language:

Explanation:

(This amendment adds five positions each year in the Department of Health Professions to manage the increases in workload across the Health Regulatory Boards that license health professionals, enforce standards of practice, and provide information to health care practitioners and the public. Funding for all five positions is provided through nongeneral funds included in budget for the agency.)

Chief Patron: Hanger

Item 300 #1s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 256, after line 35, insert:

"D. The Department of Medical Assistance Services, in cooperation with the Department of Behavioral Health and Developmental Services shall examine options, including financial incentives and disincentives, for increasing the participation of community hospitals in the provision of medical services for individuals subject to temporary detention orders (TDOs). The department shall report on the options to the Chairmen of the House Appropriations and Senate Finance Committees by September 30, 2018."

Explanation:

(This amendment directs the Department of Medical Assistance Services, in cooperation with the Department of Behavioral Health and Developmental Services, to examine options for increasing participation of community hospitals in providing care to individuals subject to temporary detention orders and to report on these to the Chairmen of the House Appropriations and Senate Finance Committees by September 30, 2018. Currently, community hospital services for individuals subject to TDOs has decline, consequently increasing the demand on the state mental health hospitals to provide such services.)

Chief Patron: Hanger

Item 303 #1s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 269, strike line 50 through 57.

Page 270, strike line 1 and insert:

"4.a. Notwithstanding § 30-347, Code of Virginia, or any other provision of law, no later than 45 days upon the passage of House Bill 5001, the Department of Medical Assistance Services shall have the authority to (1) amend the State Plan for Medical Assistance under Title XIX of the Social Security Act, and any waivers thereof, to implement coverage for newly eligible individuals pursuant to 42 U.S.C. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act and (2) begin the process of implementing a § 1115 demonstration project to transform the Medicaid program for newly eligible individuals pursuant to the provisions of 4.a.(1) and eligible individuals enrolled in the existing Medicaid program. No later than 150 days from the passage of House Bill 5001, DMAS shall submit the § 1115 demonstration

Amendments to HB 5002

waiver application to CMS for approval. If the State Plan amendments are affirmatively approved by CMS prior to the submission of the waiver, Medicaid coverage for newly eligible individuals may be implemented. If the State Plan amendment becomes effective without affirmative action by CMS, coverage may begin upon submission of the completed § 1115 demonstration waiver application, per CMS notification, but no later than January 1, 2019. If the demonstration waiver cannot be completed by 150 days, despite a good faith effort to complete the application, the department may request an extension from the Chairmen of the House Appropriations and Senate Finance Committees. The department shall provide updates on the progress of the State Plan amendments and demonstration waiver applications to the Chairmen of the House Appropriations and Senate Finance Committees, or their designees, upon request, and provide for participation in discussions with CMS staff. The department shall respond to all requests for information from CMS on the State Plan amendments and demonstration waiver applications in a timely manner.

b. At least 10 days prior to the submission of the application for the waiver of Title XIX of the Social Security Act, the department shall notify the Chairmen of the House Appropriations and Senate Finance Committees of such pending application and provide a copy of the application. If the department receives an official letter from either Chairman raising an objection about the waiver during the 10-day period, the department shall make all reasonable attempts to address the objection and modify the waiver(s). If the department receives no objection, then the application may be submitted. Any waiver specifically authorized elsewhere in this item is not subject to this provision. Waiver renewals are not subject to the provisions of this paragraph.

c. The Department of Medical Assistance Services shall include provisions to make referrals to job training, education and job placement assistance for all unemployed, able-bodied adult enrollees as allowed under current federal law or regulations through the State Plan amendments, contracts, or other policy changes. DMAS shall also include provisions to foster personal responsibility and prepare newly eligible enrollees for participation in commercial health insurance plans to include use of private health plans, premium support for employer-sponsored insurance, health and wellness accounts, appropriate utilization of hospital emergency room services, healthy behavior incentives, and enhanced fraud prevention efforts, among others through the State Plan amendments, contracts, or other policy changes.

d. The demonstration project shall be designed to empower individuals to improve their health and well-being and gain employer sponsored coverage or other commercial health insurance coverage, while simultaneously ensuring the program's long-term fiscal sustainability. The demonstration project shall include the following elements in the design:

(i) two pathways for eligible individuals with incomes between 100 percent and 138 percent of the federal poverty level, including income disregards, to obtain health care coverage: enrollment in an existing Medicaid managed care plan, or premium assistance for the purchase of employer-sponsored health insurance coverage if cost effective. The plans will provide a comprehensive benefit package consistent with private market plans, compliant with all mandated essential health benefits, and inclusive of current Medicaid covered mental health and addiction recovery and treatment services. The demonstration shall include (1) the development

Amendments to HB 5002

of a health and wellness account for eligible individuals, comprised of participant contributions and state funds to be used to fund the health insurance premiums and to ensure funds are available for the enrollee to cover out-of-pocket expenses for the deductible, with the ability to roll over the funds from the account into succeeding years if not fully used. The monthly premium amount for the enrollee shall be set on a sliding scale based on monthly income, not to exceed two percent of monthly income, nor be less than \$1 per month; (2) provisions for demonstration coverage to begin on the first day of the month following receipt of the premium payment or enrollment due to treatment of an acute illness; (3) provisions for institution of a grace period for premium payment, followed by a waiting period before re-enrollment if the premium is not paid by the participant or if the participant does not maintain continuous coverage; and (4) provisions to recover premium payments owed to the Commonwealth through debt set-off collections;

(ii) provisions to enroll newly eligible individuals with incomes between 0 and 100 percent of the federal poverty level, including income disregards, in existing Medicaid managed care plans with existing Medicaid benefits or in employer-sponsored health insurance plans, if cost effective. Such newly eligible enrollees shall be subject to existing Medicaid cost sharing provisions;

(iii) cost-sharing for eligible enrollees with incomes between 100 percent and 138 percent of the federal poverty level, including income disregards, designed to promote healthy behaviors such as the avoidance of tobacco use, and to encourage personal responsibility and accountability related to the utilization of health care services such as the appropriate use of emergency room services. However, such individuals who also meet the exemptions listed in (iv) shall not be subject to premium and copayment requirements more stringent than existing Medicaid law or regulations. Enrollees who comply with provisions of the demonstration program, including healthy behavior provisions, may receive a decrease in their monthly premiums and copayments, not to exceed 50 percent.

(iv) the establishment of the Training, Education, Employment and Opportunity Program (TEEOP) for every able-bodied, working-age adult enrolled in the Medicaid program to enable enrollees to increase their health and well-being through community engagement leading to self-sufficiency. The TEEOP program shall not apply to: (1) children under the age of 18 or individuals under the age of 19 who are participating in secondary education; (2) individuals age 65 years and older; (3) individuals who qualify for medical assistance services due to blindness or disability, including individuals who receive services pursuant to a § 1915 waiver; (4) individuals residing in institutions; (5) individuals determined to be medically frail; (6) individuals diagnosed with serious mental illness; (7) pregnant and postpartum women; (8) former foster children under the age of 26; (9) individuals who are the primary caregiver for a dependent, including a dependent child or adult dependent with a disability; and (10) individuals who already meet the work requirements of the TANF or SNAP programs. The TEEOP shall comply with guidance from CMS regarding such programs and may include other exemptions that may be necessary to achieve the TEEOP's goals of community engagement and improved health outcomes that are approved by CMS.

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The TEEOP shall include provisions for gradually escalating participation in training, education, employment and community engagement opportunities through the program as follows:

- a. beginning three months after enrollment, at least 20 hours per month;
- b. beginning six months after enrollment, at least 40 hours per month;
- c. beginning nine months after enrollment, at least 60 hours per month; and
- d. beginning 12 months after enrollment, at least 80 hours per month;

The TEEOP shall also include provisions for satisfaction of the requirement for participation in training, education, employment and community engagement opportunities through participation in job skills training; job search activities in conformity with Virginia Employment and Commission guidelines; education related to employment; general education, including participation in a program of preparation for the General Education Development (GED) certification examination or community college courses leading to industry certifications or a STEM-H related degree or credential; vocational education and training; subsidized or unsubsidized employment; community work experience programs, community service or public service, excluding political activities, that can reasonably improve work readiness; or caregiving services for a non-dependent relative or other person with a chronic, disabling health condition. The department may waive the requirement for participation in employment in areas of the Commonwealth with unemployment rates equal to or greater than 150 percent of the statewide average; however, requirements related to training, education and other community engagement opportunities shall not be waived in any area of the Commonwealth.

The TEEOP shall work with Virginia Workforce Centers or One-Stops to provide services to Medicaid enrollees. Such services shall include career services for program enrollees, services to link enrollees with industry certification and credentialing programs, including the New Economy Workforce Credential Grant Program, and individualized case management services.

The TEEOP shall, to the extent allowed under federal law, utilize federal and state funding available through the Centers for Medicare and Medicaid Services, Temporary Assistance for Needy Families program, the Supplemental Nutrition Assistance Program, the Workforce Innovation and Opportunity Act, and other state and federal workforce development programs to support program enrollees.

Unless exempt, enrollees shall be ineligible to receive Medicaid benefits if, during any three months of the 12-month period beginning on the first day of enrollment, they fail to meet the TEEOP requirements and they will not be permitted to re-enroll until the end of such 12-month period, unless the failure to comply or report compliance was the result of a catastrophic event or circumstances beyond the beneficiary's control. However, enrollees shall be eligible to re-enroll in the program within such 12-month period upon demonstration of compliance with the TEEOP requirements.

- (v) monitoring and oversight of the use of health care services to ensure appropriate utilization;
- (vi) The Department of Medical Assistance Services shall develop a supportive employment

Amendments to HB 5002

and housing benefit targeted to high risk Medicaid beneficiaries with mental illness, substance use disorder, or other complex, chronic conditions who need intensive, ongoing support to obtain and maintain employment and stable housing.

e. The State Plan amendment and the demonstration waiver program shall include (i) systems for determining eligibility for participation in the program, (ii) provisions for disenrollment if federal funding is reduced or terminated, and (iii) provisions for monitoring, evaluating, and assessing the effectiveness of the waiver program in improving the health and wellness of program participants and furthering the objectives of the Medicaid program.

f. The department shall have the authority to promulgate emergency regulations to implement these changes within 280 days or less from the enactment date of House Bill 5001. The department shall have the authority to implement these changes prior to the completion of any regulatory process undertake in order to effect such changes."

Explanation:

(This amendment adds language to provide authority for the Department of Medical Assistance Services to seek approval from the Centers for Medicare and Medicaid (CMS) to enhance Medicaid coverage to certain low income individuals pursuant to the federal Patient Protection and Affordable Care Act (ACA) within 45 days of the effectiveness of this act. Language requires DMAS to seek federal approval for a State Plan amendment, while simultaneously seeking approval for a Medicaid demonstration waiver to promote efficiency, accountability, personal responsibility, and competitive, value-based purchasing of health care to provide a model of health coverage for participants that is fiscally sustainable and cost effective. Language requires the Department of Medical Assistance Services to transform the Medicaid program for newly eligible individuals pursuant to the federal Patient Protection and Affordability Act (ACA) and the existing Medicaid program.

Language requires that DMAS submit the § 1115 demonstration application to CMS for approval no later than 150 days from the passage of this act. If the State Plan amendments are affirmatively approved by CMS prior to the submission of the waiver, Medicaid coverage for newly eligible individuals may be implemented; however, if the State Plan amendment becomes effective without affirmative action by CMS, coverage may begin upon submission of the completed § 1115 demonstration application, but no later than January 1, 2019. If the demonstration waiver cannot be completed by 150 days, despite a good faith effort to complete the application, the department may request an extension from the Chairmen of the House Appropriations and Senate Finance Committees. Language requires DMAS to provide updates on the progress of the State Plan amendments and waiver applications to the Chairmen of the House Appropriations and Senate Finance Committees upon request and provide for participation in discussions with CMS staff. The department is required to respond to questions from the federal Centers for Medicare and Medicaid on the proposed state plan amendments and demonstration waiver application in a timely manner. Further, the agency is required to notify and submit a copy of the demonstration waiver application at least 10 days prior to federal submission to the Chairmen of the House Appropriations and Senate Finance Committees. If an

Amendments to HB 5002

objection to the demonstration waiver application is made by either Chairman, the department shall make all reasonable attempts to address the objection(s) and modify the waiver.

Language requires DMAS to include several provisions through the State Plan amendments, contracts or policy changes such as, referrals to job training, education and job placement assistance for all unemployed, able-bodied adult enrollees. In addition, DMAS is required to include provisions to foster personal responsibility and prepare enrollees for participation in health insurance plans to include use of Medicaid private managed care health plans, premium support for employer-sponsored insurance, health and wellness accounts, appropriate utilization of hospital emergency room services, healthy behavior incentives, and enhanced fraud prevention efforts.

The demonstration waiver requires the development of a premium assistance program for individuals between 100% and 138% of the federal poverty level. It provides for a robust benefit package which includes mental health services and addiction recovery and treatment services. The premium assistance program would include the development of a health and wellness account for eligible individuals comprised of individual contributions and state funding, monthly individual contributions based on a sliding scale not to exceed two percent of monthly income, provisions for the date coverage begins, provisions for a grace period followed by a waiting period prior to re-enrollment if the premium is not paid, and provisions to recover premium payments owed through debt set-off collections.

The waiver also requires cost sharing to encourage personal responsibility for individuals with incomes between 100% and 138% of the federal poverty level. However, individuals meeting one of ten exemptions to the Medicaid Training, Education, Employment, and Opportunity Program (TEEOP) would not be subject to cost sharing requirements more stringent than existing Medicaid law or regulations. Enrollees who comply with provisions of the demonstration program, including engaging in healthy behaviors, may receive a decrease in their monthly premiums and copayments, not to exceed 50 percent.

Individuals with incomes between 0 and 100% of the federal poverty level would be enrolled in existing Medicaid private managed care plans with existing Medicaid benefits, subject to existing Medicaid cost sharing requirements.

The language includes requirements that the demonstration waiver engage individuals enrolled in Medicaid in the TEEOP to enable them to increase their health and well-being through community engagement leading to self-sufficiency. Individuals meeting certain exemptions would not be subject to the TEEOP requirements, however, individuals who do not meet the TEEOP requirements three months out of a 12-month period beginning with the first day of enrollment would be disenrolled from the program and will not be permitted to re-enroll until the end of such 12-month period, unless the failure to comply or report compliance was the result of a catastrophic event or circumstances beyond the beneficiary's control. However, the individual may re-enroll in the program upon demonstration of compliance with TEEOP requirements.

Language also directs the agency to develop a supportive employment and housing benefit for

Amendments to HB 5002

certain high risk Medicaid beneficiaries who need intensive, ongoing support to obtain and maintain employment and stable housing.

Language is also added to require both the State Plan amendments and demonstration waiver application to include systems for determining eligibility for participation in the program, provisions for disenrollment if federal funding is reduced or terminated and an evaluation component for the project. Finally, language is added to authorize the agency to implement the provisions of the language prior to the completion of the regulatory process.)

Chief Patron: Hanger

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Department of Medical Assistance
Services

\$6,560,698
(\$24,849,087)
8.00

\$18,900,000 GF
(\$96,123,046) NGF
8.00 FTE

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,964,746,254".

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,579,908,030".

Explanation:

(This amendment provides \$6.6 million the first year and \$18.9 million the second year from the general fund and five positions and reduces federal Medicaid matching funds by \$24.8 million the first year and \$96.1 million the second year, to fund the fiscal impact of the Medicaid Training, Education, Employment and Opportunity Program (TEEOP). The program would take effect upon federal approval of a demonstration waiver to implement Medicaid coverage for individuals with incomes up to 138 percent of the federal poverty level pursuant to the federal Patient Protection and Affordable Care Act. Funding assumes Medicaid expansion pursuant to the Affordable Care Act will begin on January 1, 2019. It is the intent of the General Assembly that in the enrolling of this act, funding included in this item shall be allocated among appropriate items within the Department of Medical Assistance Services and the Department of Social Services.)

Chief Patron: Hanger

Item 303 #3s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$0
\$0

\$5,000,000 GF
\$5,000,000 NGF

Language:

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,667,131,076".

Amendments to HB 5002

Page 260, after line 24, insert:

"d. In addition to the new slots added in 4.b., the Department of Medical Assistance Services shall amend the FIS waiver to add 326 new slots effective July 1, 2019 to address the Priority One waiting list."

Page 260, line 25, strike "d" and insert "e".

Explanation:

(This amendment adds 326 Medicaid Family and Individual Support (FIS) Waiver slots in the second year. This is in addition to the slots required by the U.S. Department of Justice Settlement Agreement. A companion amendment provides 1,319 FIS waiver slots in support of the Settlement Agreement.)

Chief Patron: Hanger

Item 303 #4s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$200,000
\$200,000

\$1,450,000 GF
\$1,450,000 NGF

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,983,434,643".

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,660,031,076".

Page 275, line 10, strike the first "\$1,250,000" and insert "\$1,450,000".

Page 275, line 10, strike the second "\$1,250,000" and insert "\$2,700,000".

Page 275, line 11, strike the first "\$1,250,000" and insert "\$1,450,000".

Page 275, line 11, strike the second "\$1,250,000" and insert "\$2,700,000".

Page 275, line 12, after "used" insert "for supplemental payments".

Page 275, line 12, after "fund" strike the remainder of the line and insert:

"the second and third years of graduate medical education for 15 funded slots for residents who began their residencies in July 2017, the first and second years of graduate medical education of 14 funded slots for residents beginning their residencies in July 2018, and the first year of graduate medical education of 25 funded slots for residencies in July 2019."

Page 275, strike line 13.

Page 275, line 15, strike "hospital" and insert "sponsoring institution".

Page 275, line 15, after "eligible." insert:

"For any residency program at a facility whose Medicaid payments are capped by the Centers for Medicare and Medicaid Services, the supplemental payments for each qualifying residency slot shall be \$50,000 from the general fund annually minus any Medicare residency payments for which the residency program is eligible."

Page 275, line 26, strike "hospitals" and insert "sponsoring institutions".

Page 275, line 32, strike "hospitals" and insert "sponsoring institutions".

Page 275, line 33, strike "1" and insert "2".

Page 275, line 35, after "residency" insert ", 2 psychiatric residencies, and 1 urology residency".

Amendments to HB 5002

Page 275, line 36, after "areas." insert:

"Applications for slots that involve multiple medical care providers collaborating in training residents and that involve providing residents the opportunity to train in underserved areas are encouraged. A majority of the new residency slots funded each year shall be for primary care."

Page 275, line 38, after "authority." insert:

"Beginning July 1, 2018, the department shall also review and consider applications from non-hospital sponsoring institutions, such as Federally Qualified Health Centers (FQHCs)."

Page 275, line 43, after "7. The" strike "hospital" and insert "sponsoring institution".

Page 275, line 43, after "as the" strike "hospital" and insert "it".

Page 275, line 45, strike "hospital" and insert "sponsoring institution".

Page 275, line 47, strike "hospitals" and insert "sponsoring institutions".

Page 275, after line 50, insert:

"9. The Virginia Health Workforce Authority shall study options to help institutions in underserved and rural areas acquire and maintain specialists and instructors vital to maximize the quality of residency programs and report to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2018."

Explanation:

(This amendment provides \$200,000 from the general fund the first year and \$1.5 million from the general fund the second year and a like amount of federal Medicaid matching funds to be used for supplemental payments to fund the second and third years of graduate medical education for 15 funded slots for residents who began their residencies in July 2017, the first and second years of graduate medical education of 14 funded slots for residents beginning their residencies in July 2018, and the first year of graduate medical education of 25 funded slots for residents beginning their residencies in July 2019. This amendment also provides supplemental payments of \$50,000 to any residency program at a facility whose Medicaid payments are capped by the Centers for Medicare and Medicaid Services.)

Chief Patron: Hanger

Item 303 #5s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 260, line 2, strike "360" and insert "189".

Page 260, line 2, strike "390" and insert "195".

Page 260, line 3, strike "\$14,120,918" and insert "\$8,156,426".

Page 260, line 3, strike "\$29,366,520" and insert "\$16,537,788".

Page 260, line 4, strike "\$14,120,918" and insert "\$8,156,426".

Page 260, line 4, strike "\$29,366,520" and insert "\$16,537,788".

Page 260, line 6, strike "35" and insert "60".

Page 260, line 10, strike "25" and insert "414".

Amendments to HB 5002

Page 260, line 10, strike "50" and insert "481".

Page 260, line 11, strike "\$383,125" and insert "\$6,347,617".

Page 260, line 11, strike "\$1,149,375" and insert "\$13,720,427".

Page 260, line 12, strike "\$383,125" and insert "\$6,347,617".

Page 260, line 12, strike "\$1,149,375" and insert "\$13,720,427".

Page 260, after line 14, insert:

"c. The Department of Medical Assistance Services (DMAS) shall amend the BI waiver to add 40 new slots effective July 1, 2019. An amount estimated at \$257,680 the second year from the general fund and \$257,680 the second year from nongeneral funds is provided to cover the anticipated costs of the new slots. DMAS shall seek federal approval for necessary changes to the BI waiver to add the additional slots."

Page 260, line 15, strike "c." and insert "d."

Page 260, line 25, strike "d." and insert "e."

Explanation:

(This amendment reallocates funding provided for Medicaid Waiver slots for individuals with intellectual and developmental disability to reflect the implementation of the redesigned Waiver programs. The introduced budget provided funding to add 825 Medicaid Waiver slots to meet the funding of former Medicaid Waiver programs and slot requirements contained in the U.S. Department of Justice Settlement Agreement. This amendment provides 384 Community Living Waiver slots, 895 Family and Individuals Support waivers and 40 Building Independent waivers. The reallocation maintains the Commonwealth's funding commitment for the Settlement Agreement, and increases the total number of waiver slots that for each redesigned waiver program that are required to meet the needs and informed choices of the individuals who are expected to fill the slots. Further, waiver slots provided in this budget will allow the Commonwealth to meet the need for any needed transfers between waiver, diversion or transition from institutional care, and emergencies.)

Chief Patron: Hanger

Item 303 #6s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 278, after line 4, insert:

"The Department of Medical Assistance Services shall review of the rates paid to residential psychiatric treatment facilities and determine if those rates are appropriate for those facilities. The department shall require residential psychiatric treatment facilities to submit cost reports to be used to conduct its review. The department shall report its findings to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2018."

Explanation:

(This amendment directs the Department of Medical Assistance Services to review the rates for residential psychiatric treatment facilities, using facility cost reports, to determine whether they are appropriate. A report on findings is due by December 1, 2018.)

Chief Patron: Hanger

Item 303 #7s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 278, after line 4, insert:

"PPP. For the period beginning September 1, 2016 until 180 days after publication and distribution of the Developmental Disabilities Waivers provider manual by the Department of Medical Assistance Services (DMAS), retraction of payment from Developmental Disabilities Waivers providers following an audit by DMAS or one of its contractors is only permitted when the audit points identified are supported by the Code of Virginia, regulations, DMAS general providers manuals, or DMAS Medicaid Memos in effect during the date of services being audited."

Explanation:

(This amendment adds language to hold Medicaid Developmentally Disabled (DD) Waiver providers harmless from audit findings under certain circumstances:)

Chief Patron: Hanger

Item 303 #8s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance Services

\$0
\$0

\$9,850,124 GF
\$9,850,124 NGF

Language:

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,676,831,324".

Page 277, after line 54, insert:

"OOO. The Department of Medical Assistance Services shall increase the rates for agency and consumer-directed personal and respite care services by two percent, effective July 1, 2019."

Page 277, strike lines 55 through 56.

Page 278, strike lines 1 through 4.

Explanation:

(This amendment adds funding and language in the second year to provide for a 2.0 percent rate

increase for agency and consumer-directed personal and respite care services in the Medicaid program.)

Chief Patron: Hanger

Item 303 #9s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 264, line 8, after "request" insert: ", except as provided herein".

Page 264, line 9, after "request," insert:

"or, in the case of a joint agreement to stay the appeal decision as detailed below, within the time remaining after the stay expires and the appeal timeframes resume,".

Page 264, line 13, after "Virginia." insert:

"The Department of Medical Assistance Services and the provider may jointly agree to stay the deadline for the informal appeal decision or for the formal appeal recommended decision of the Hearing Officer for a period of up to sixty (60) days to facilitate settlement discussions. If the parties reach a resolution as reflected by a written settlement agreement within the sixty-day period, then the stay shall be extended for such additional time as may be necessary for review and approval of the settlement agreement in accordance § 2.2-514 of the Code of Virginia."

Page 267, after line 30, insert:

"vii. Clarify that settlement proposals may be tendered during the appeal process and that approval is subject to the requirements of § 2.2-514 of the Code of Virginia. The amended regulations shall develop a framework for the submission of the settlement proposal and state that the Department of Medical Assistance Services and the provider may jointly agree to stay the deadline for the informal appeal decision or for the formal appeal recommended decision of the Hearing Officer for a period of up to sixty (60) days to facilitate settlement discussions. If the parties reach a resolution as reflected by a written settlement agreement within the sixty-day period, then the stay shall be extended for such additional time as may be necessary for review and approval of the settlement agreement in accordance with law."

Explanation:

(This amendment implements a recommendation of the Department of Medical Assistance Services' appeals workgroup created in the 2017 Appropriation Act. The amendment allows an extension to the requirement for informal appeals decisions in order to facilitate early settlement discussions between the agency and providers.)

Chief Patron: Hanger

Item 303 #10s

Health and Human Resources

FY18-19

FY19-20

Amendments to HB 5002

Department of Medical Assistance Services	\$39,378,113 \$40,051,676	\$0 GF \$0 NGF
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Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$11,062,464,432".

Explanation:

(This amendment restores \$39.4 million from the general fund and \$40.0 million from federal matching Medicaid funds in the Department of Medical Assistance Services for the Medicaid program. The introduced budget assumed three quarters of savings from the existing Medicaid program that would occur if the program was transformed to cover to newly eligible individuals with incomes up to 138% of the federal poverty level pursuant to the Patient Protection and Affordable Care Act. This amendment assumes that only two quarters of savings from the existing Medicaid program will accrue to the state due to Medicaid transformation beginning on January 1, 2019 instead of October 1, 2018. These savings would accrue since the federal matching rate is higher for individuals in the newly eligible population than in the current Medicaid program (93.5% in fiscal year 2019 compared to 50% for the current Medicaid population). The agency estimates that a number of individuals in the existing Medicaid program will be moved into the newly covered population, along with individuals who obtain health care at the state's teaching hospitals because they are indigent. Companion amendments in Item 312 and Item 390 restore savings from enhanced Medicaid coverage for individuals served by Community Services Boards and inmate hospitalization payments by the Department of Corrections.)

Chief Patron: Hanger

Item 303 #11s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 278, after line 4, insert:

"PPP. The Department of Medical Assistance Services shall submit a report annually on all supplemental payments made to hospitals through the Medicaid program. This report shall include information for each hospital and by type of supplemental payment (Disproportionate Share Hospital, Graduate Medical Education, Indirect Medical Education, Upper Payment Limit program, and others). The report shall include total Medicaid payments from all sources and calculate the percent of overall payments that are supplemental payments. Furthermore, it shall include a description of each type of supplemental payment and the methodology used to calculate the payments. Each report shall reflect the data for the prior three fiscal years and shall be submitted to the Chairmen of the House Appropriations and Senate Finance Committees by September 1 each year."

Explanation:

(This amendment creates an annual report the Department of Medical Assistance Services shall submit each year related to supplemental payments to hospitals.)

Chief Patron: Hanger

Item 303 #12s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 278, after line 4, insert:

“PPP. Effective July 1, 2018, the Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to make the following changes. The department shall: (i) eliminate eligibility for Disproportionate Share Hospital (DSH) payments for Children's National Medical Center (CNMC); (ii) increase the annual indirect medical education (IME) payments for CNMC by the amount of DSH the hospital was eligible for in fiscal year 2018; and (iii) reduce the Type 2 DSH allocation by this same amount. The department shall have the authority to implement these changes effective July 1, 2018, and prior to completion of any regulatory action to effect such change.”

Explanation:

(This amendment directs the Department of Medical Assistance Services to utilize Indirect Medical Education (IME) payments in lieu of Disproportionate Share Hospital (DSH) payments for Children's National Medical Center through Medicaid as the hospital is at their federal cap preventing the hospital from being able to accept DSH funding from the Commonwealth. The hospital recently met the state threshold to receive IME payments from the Commonwealth and this language directs the continuation of such payments in lieu of any future DSH payments.)

Chief Patron: Hanger

Item 303 #13s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance Services

(\$500,000)
(\$500,000)

(\$500,000) GF
(\$500,000) NGF

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,982,034,643".

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,656,131,076".

Page 277, strike lines 46 though 54.

Explanation:

Amendments to HB 5002

(This amendment eliminates \$500,000 each year from the general fund and \$500,000 each year from nongeneral Medicaid funds for the Department of Medical Assistance Services to pay for training of consumer directed attendants. Consumer directed personal attendants are hired by the consumer directly, not the department. The department sets parameters for service providers through policy manuals and regulations. The department does not typically pay providers to attend training on agency policies and regulations.)

Chief Patron: Hanger

Item 303 #14s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 273, after line 36, insert:

"c. Payments authorized in this subsection shall sunset after the effective date of a statewide supplemental payment for private acute care hospitals authorized in item 3-5.21. The department shall have the authority to implement this change prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment adds a sunset provision on language contained in the introduced budget authorizing the Department of Medical Assistance Services to implement supplemental Medicaid payments to teaching hospitals affiliated with an accredited medical school in Planning District 23 (Eastern Virginia Medical School) and Planning District 5 (Virginia Tech Carilion School of Medicine). A companion amendment implements a new statewide hospital provider payment rate assessment on private acute hospitals to increase Medicaid rates for inpatient and outpatient services. The statewide payment rate assessment will be matched with federal Medicaid dollars available for private hospital reimbursements to increase rates, benefiting these two teaching hospitals. However, federal Medicaid matching funds for private acute care hospitals is capped and it is likely that the implementation of statewide rate enhancements will utilize a majority of available federal dollars. Consequently, it is necessary to eliminate authority for separate supplemental payments for these two hospitals would upon the effective date of the statewide hospital provider payment rate assessment on private acute care hospitals.)

Chief Patron: Hanger

Item 303 #15s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Amendments to HB 5002

Page 278, after line 4, insert:

"PPP.1. The Department of Medical Assistance Services shall work with stakeholders to review and adjust medical necessity criteria for Medicaid-funded nursing services including private duty nursing, skilled nursing, and home health. The department shall adjust the medical necessity criteria to reflect advances in medical treatment, new technologies, and use of integrated care models including behavioral supports. The department shall have the authority to amend the necessary waiver(s) and the State Plan under Titles XIX and XXI of the Social Security Act to include changes to services covered, provider qualifications, medical necessity criteria, and rates and rate methodologies for private duty nursing. The adjustments to these services shall meet the needs of members and maintain budget neutrality by not requiring any additional expenditure of general fund beyond the current projected appropriation for such nursing services.

2. The department shall have authority to implement these changes to be effective July 1, 2019. The department shall also have authority to promulgate any emergency regulations required to implement these necessary changes within 280 days or less from the enactment dated of this act. The department shall submit a report and estimates of any projected cost savings to the Chairmen of the House Appropriations and Senate Finance Committees 30 days prior to implementation of such changes.

3. The department shall work with stakeholders to review changes to services covered, provider qualifications, rates and rate methodologies for private duty nursing services, and make recommendations to the Chairmen of the House Appropriations and Senate Finance Committees by December 15, 2018."

Explanation:

(This amendment authorizes the Department of Medical Assistance Services to review and adjust private duty nursing services, rates and rate methodologies as a part of Medicaid home and community-based services (HCBS) waivers and the Medicaid Early, Periodic Screening, Diagnosis and Treatment (EPSDT) benefit. The medical necessity criteria for private duty nursing services for individuals in HCBS waivers and those who use the EPSDT benefit has not been evaluated for many years. This review is necessary to ensure that DMAS is applying updated medical necessity criteria that reflects the advances in medical treatment, new technologies, and use of integrated care models that allow medically complex individuals to live longer, healthier lives in their homes and communities. It will also ensure this service is being utilized in a clinically appropriate and cost effective manner for all Medicaid and FAMIS members and that lower costs services such as skilled nursing, home health nursing, personal care, and behavioral supports are utilized when clinically appropriate.)

Chief Patron: Hanger

Item 303 #16s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 277, line 21, strike "Elderly and Disabled with Consumer".

Page 277, line 22, strike "Direction (EDCD)" and insert:

"Commonwealth Coordinated Care (CCC) Plus Waiver".

Page 277, after line 30, insert:

"3. Nothing stated above shall apply to respite services provided by a DBHDS licensed provider in a DBHDS licensed program site such as a group home, sponsored residential home, supervised living, supported living or similar facility/location licensed to provide respite, as allowed by the Centers for Medicare and Medicaid."

Page 277, line 31, strike "3" and insert "4".

Page 277, line 32, after "Services." insert:

"The department shall have authority to implement these provisions prior to the completion of any regulatory process in order to effect such changes."

Explanation:

(This amendment modifies budget language included in the introduced budget that directs the Department of Medical Assistance Services to implement electronic visit verification (EVV) as mandated in the federal 21st Century Cures Act. The federal law only required EVV for personal care services whereas the introduced budget also requires it for companion and respite services. EVV is not intended to be used to verify service provided at a location other than the individual's home. This budget language clarifies implementation of EVV does not apply to a provider who does periodic service within their regular program setting (respite provided in a group home, a sponsored residential home, or the Reach Program), as allowed by the Centers for Medicare and Medicaid. Language is added to allow the department to implement the provisions of the EVV prior to the completion of the regulatory process.)

Chief Patron: Hanger

Item 303 #17s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 278, after line 4, insert:

"PPP. Effective July 1, 2018, the Department of Medical Assistance Services shall explore private sector technology based platforms and service delivery options to allow qualified, licensed providers to deliver the Consumer-Directed Agency with Choice model in the Commonwealth of Virginia. The department shall work with stakeholders to examine this model of care and assess the changes that would be required including the services covered, provider qualifications, medical necessity criteria, reimbursement methodologies and rates to implement the model. The department shall submit a report on its findings to the Chairmen of

Amendments to HB 5002

the House Appropriations and Senate Finance Committees by December 1, 2018."

Explanation:

(This amendment directs the Department of Medical Assistance Services to explore private sector technology based platforms and service delivery options to allow qualified, licensed providers to deliver the Consumer-Directed Agency with Choice model in the Commonwealth of Virginia in order to improve quality outcomes, reduce potential for fraud, waste and abuse, and increase efficiency. The department is required to examine the model with stakeholders and to submit a report on its findings to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2018.)

Chief Patron: Hanger

Item 303 #18s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$0
\$0

(\$41,977,057) GF
(\$41,977,057) NGF

Language:

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,573,176,962".

Explanation:

(This amendment eliminates \$41.9 million from the general fund and \$41.9 million in matching federal Medicaid funds the second year contained in the Medicaid forecast that was included to pay the health insurance fee on managed care contracts as required by the federal Patient Protection and Affordable Care Act. Recent passage of U.S. Public Law No 115-120 suspended this fee for calendar year 2019, which results in a savings in the amount paid by the Department of Medical Assistance Services in fiscal year 2020.)

Chief Patron: Hanger

Item 303 #19s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$0
\$0

(\$9,609,223) GF
(\$9,609,223) NGF

Language:

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,637,912,630".

Page 277, strike lines 46 through 54.

Explanation:

(This amendment eliminates the authorization and funding contained in the introduced budget for the Department of Medical Assistance Services to pay overtime compensation to consumer

Amendments to HB 5002

directed attendants in the Medicaid waivers. Agency-directed care is not paid additional funding for overtime costs so this amendment maintains parity and ensures a level playing field in the marketplace. In addition, the U.S. Department of Labor significantly limits the ability to designate individuals as independent contractors, which may lead to the Department of Medical Assistance Services being determined to be the employer of record for consumer directed attendants. If that occurs, paying overtime could result in the Commonwealth being responsible to provide health insurance and workers compensation for these workers.)

Chief Patron: Hanger

Item 303 #20s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$3,018,676

\$3,109,236 NGF

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,986,053,319".

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,660,240,312".

Page 273, after line 36, insert:

"7. The department shall amend the State plan for Medical Assistance to implement a supplemental inpatient and outpatient payment for Chesapeake Regional Hospital based on the difference between reimbursement with rates using an adjustment factor of 100% minus current authorized reimbursement subject to the inpatient and outpatient Upper Payment Limits for non-state government owned hospitals. The department shall include in its contracts with managed care organizations a minimum fee schedule for Chesapeake Regional Hospital consistent with rates using an adjustment factor of 100%. The department shall adjust capitation payments to Medicaid managed care organizations to fund this minimum fee schedule. Both the contract changes and capitation rate adjustments shall be compliant with 42 C.F.R. 438.6(c)(1)(iii) and subject to CMS approval. Prior to submitting the State Plan Amendment or making the managed care contract changes, Chesapeake Regional Hospital shall enter into an agreement with the department to transfer the non-federal share for these payments. The department shall have the authority to implement these reimbursement changes consistent with the effective date(s) approved by the Centers for Medicare and Medicaid (CMS). No payments shall be made without CMS approval."

Explanation:

(This amendment provides \$3.0 million the first year and \$3.1 million the second year from nongeneral Medicaid funds to increase payments to Chesapeake Regional Medical Hospital, a non-state government owned hospital. Language allows the Department of Medical Assistance Services to make a supplemental payment for allowable costs subject to federal Upper Payment Limits, but requires the hospital to provide the funding to match the federal reimbursement for the supplemental payment.)

Amendments to HB 5002

Chief Patron: Hanger

Item 303 #21s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

(\$4,773,196)
(\$4,773,196)

(\$5,055,102) GF
(\$5,055,102) NGF

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,973,488,251".

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,647,020,872".

Page 277, strike lines 55 through 56.

Page 278, strike lines 1 through 4.

Explanation:

(This amendment eliminates funding and language contained in the introduced budget for the proposed 2.0 percent rate increase for consumer-directed personal care, respite, and companion services. A companion amendment reallocates funding in the second year for a 2.0 percent rate increase for both agency directed and consumer directed personal care.)

Chief Patron: Hanger

Item 303 #22s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$10,100,000

\$10,500,000 NGF

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,993,134,643".

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,667,631,076".

Page 271, line 49, after "XX.1." insert "a."

Page 272, after line 10, insert:

"b. The department shall adjust capitation payments to Medicaid managed care organizations for the purpose of securing access to Medicaid hospital services for the qualifying private hospital partners of Type One hospitals (consisting of state-owned teaching hospitals). The department shall revise its contracts with managed care organizations to incorporate these supplemental capitation payments and provider payment requirements. DMAS shall enter into a transfer agreement with any Type One hospital whose private hospital partner qualifies for such supplemental payments, under which the Type One hospital shall provide the state share in order to match federal Medicaid funds for the supplemental payments to the private hospital partner. The department shall have the authority to implement these reimbursement changes consistent with the effective date approved by the Centers for Medicare and Medicaid Services (CMS). No payment shall be made without approval from CMS."

Page 273, after line 36, insert:

Amendments to HB 5002

"7.a. There is hereby appropriated sum-sufficient nongeneral funds for the department to pay the state share of supplemental payments for nursing homes owned by Type One hospitals (consisting of state-owned teaching hospitals) as provided in the State Plan for Medical Assistance Services. The total supplemental payment shall be based on the difference between the Upper Payment Limit of 42 CFR § 447.272 as approved by CMS and all other Medicaid payments subject to such limit made to such nursing homes. DMAS shall enter into a transfer agreement with any Type One hospital whose nursing home qualifies for such supplemental payments, under which the Type One hospital shall provide the state share in order to match federal Medicaid funds for the supplemental payments. The department shall have the authority to implement these reimbursement changes consistent with the effective date in the State Plan amendment approved by CMS and prior to completion of any regulatory process in order to effect such changes.

b. The department shall adjust capitation payments to Medicaid managed care organizations to fund a minimum fee schedule compliant with requirements in 42 C.F.R. § 438.6(c)(1)(iii) at a level consistent with the State Plan amendment authorized above for nursing homes owned by Type One hospitals. The department shall revise its contracts with managed care organizations to incorporate these supplemental capitation payments and provider payment requirements. DMAS shall enter into a transfer agreement with any Type One hospitals whose nursing home qualifies for such supplemental payments, under which the Type One hospital shall provide the state share in order to match federal Medicaid funds for the supplemental payments. The department shall have the authority to implement these reimbursement changes consistent with the effective date approved by CMS. No payment shall be made without approval from CMS."

Explanation:

(This amendment provides nongeneral funds from federal Medicaid matching funding and authority for the Department of Medical Assistance Services to adjust Medicaid funding sources for the Commonwealth's two state teaching hospitals, VCU Health System and UVA Medical System and their qualifying partners. In order to maintain federal supplemental funding, language is added to modify the payment methodology to address the move of the state's Medicaid program from fee-for-service to a managed care delivery system. The teaching hospitals will provide the state share of funding to draw down matching federal Medicaid funds, so that no general fund expenditure is needed.)

Chief Patron: Hanger

Item 303 #23s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$453,910
\$453,910

\$635,474 GF
\$635,474 NGF

Language:

Page 257, line 34, strike "\$10,983,034,643" and insert "\$10,983,942,463".

Amendments to HB 5002

Page 257, line 34, strike "\$12,657,131,076" and insert "\$12,658,402,024".

Explanation:

(This amendment restores \$453,910 the first year and \$635,474 the second year from the general funds and a like amount of federal Medicaid matching funds for Disproportionate Share Hospital (DSH) payments to state behavioral health facilities, Catawba Hospital and Piedmont Geriatric Hospital. The DSH payments were reduced in the introduced budget due to expected federal reductions to state DSH allocations. These DSH reductions were delayed for two years in the Bipartisan Budget Act of 2018.)

Chief Patron: Hanger

Item 307 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$675,000

\$675,000 NGF

Language:

Page 278, line 50, strike "\$289,665,273" and insert "\$290,340,273".

Page 278, line 50, strike "\$284,228,621" and insert "\$284,903,621".

Page 282, line 55, strike "\$1,000,000" and "\$1,000,000" and insert:
"\$1,675,000" and "\$1,675,000".

Page 283, line 23, strike "\$325,000" and insert "\$1,000,000".

Page 283, line 24, strike "\$325,000" and insert "\$1,000,000".

Explanation:

(This amendment increases the appropriation by \$675,000 each year from the fund where civil monetary penalties assessed on nursing facilities are deposited. By federal law and regulation, these funds can only be used to protect the health of nursing facility residents. The Department of Medical Assistance Services is finalizing an application procedure with the federal Centers for Medicare and Medicaid for special projects aimed at improving the quality of care in nursing facilities. However, the current appropriation related to special projects (\$325,000 per year) is limited. The additional funds will provide flexibility in project scope or quantity. There are sufficient cash balances to support this added appropriation.)

Chief Patron: Hanger

Item 307 #2s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 279, line 10, after "Committees." insert:

Amendments to HB 5002

"In addition to the expenditure forecast, the Department of Medical Assistance Services shall provide a breakout that shows forecasted expenditures by caseload/utilization, inflation, and policy changes. An enrollment forecast for the same forecast period shall also be submitted with the expenditure forecast."

Page 279, line 11, after "regulations." insert:

"The forecast shall only include expenditures for medical services in Program 45600 and shall exclude administrative expenditures."

Page 279, line 29, after "finalization.", insert: "The departments shall provide at this meeting a complete list of all policy and manual adjustments along with the estimated amounts of each adjustment by fiscal year that will be included in the Medicaid forecast due November 1."

Page 279, line 30, after "B." insert "1."

Page 279, line 31, strike ". The report for the month at the end of each".

Page 279, line 32, strike "quarter" and insert "that".

Page 279, after line 36, insert:

"2. The Department of Medical Assistance Services shall submit a quarterly report summarizing managed care encounter data by service category in a format similar to the report in paragraph B.1. This quarterly report shall be submitted to the Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance Committees no later than 30 days after the end of each quarter.

3. The Department of Medical Assistance Services shall track expenditures for the prior fiscal year that ended on June 30, that includes the expenditures associated with changes in services and eligibility made in the Medicaid and FAMIS programs adopted by the General Assembly in the past session(s). Expenditures related to changes in services and eligibility adopted in a General Assembly Session shall be included in the report for five fiscal years beginning from the first year the policy impacted expenditures in the Medicaid and FAMIS programs. The department shall report the expenditures of each funding change separately and show the impact by fiscal year. The report shall be submitted to the Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance Committees by October 1 of each year."

Explanation:

(This amendment adds additional information to be included in the annual November 1 forecast of Medicaid expenditures. The amendment also eliminates an unnecessary quarterly report and replaces it with a report on managed care expenditures in Medicaid to improve reporting on program spending. In addition, an annual report is created to track the costs or savings of changes to services and eligibility made to the Medicaid and FAMIS programs for at least five-years in order to provide better data on how those changes impact expenditure trends over time.)

Chief Patron: Hanger

Item 307 #3s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 284, after line 22, insert:

"V. The Department of Medical Assistance Services shall, prior to the end of each fiscal quarter, determine and properly reflect in the accounting system whether pharmacy rebates received in the quarter are related to fee-for-service or managed care expenditures and whether or not the rebates are prior year recoveries or expenditure refunds for the current year. All pharmacy rebates for the quarter determined to be prior year revenue shall be deposited to the Virginia Health Care Fund before the end of the fiscal quarter. The department shall create and use a separate revenue source code to account for pharmacy rebates in the Virginia Health Care Fund."

Explanation:

(This amendment directs the Department of Medical Assistance Services to improve tracking of pharmacy rebates which will allow better monitoring of overall Medicaid expenditures throughout the year.)

Chief Patron: Hanger

Item 307 #4s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

\$372,043
\$2,400,543
2.00

\$527,793 GF
\$1,367,793 NGF
2.00 FTE

Language:

Page 278, line 50, strike "\$289,665,273" and insert "\$292,437,859".

Page 278, line 50, strike "\$284,228,621" and insert "\$286,124,207".

Explanation:

(This amendment provides \$372,043 from the general fund and \$2.4 million in federal funds the first year and \$527,793 general fund and \$1.4 million from the nongeneral fund the second year to fund costs at the Department of Medical Assistance Services associated with streamlining Medicaid enrollment and application process for Medicaid-eligible adult and juvenile inmates pursuant to House Bill 2183 (2017) study recommendations. These measures are expected to: (i) save state money on managed care contracts by identifying inmates upon incarceration; (ii) automate data exchange between the Department of Medical Assistance Services, the Compensation Board, the Department of Corrections and the Department of Juvenile Justice; (iii) centralize inmate medical applications; and (iv) allow for seamless enrollment upon re-entry.)

Amendments to HB 5002

Chief Patron: Hanger

Item 307 #5s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance Services

(\$3,750,000)
(\$6,250,000)

(\$1,125,000) GF
(\$3,375,000) NGF

Language:

Page 278, line 50, strike "\$289,665,273" and insert "\$279,665,273".

Page 278, line 50, strike "\$284,228,621" and insert "\$279,728,621".

Page 282, strike lines 37 through 42 and insert:

"3. The Secretary of Health and Human Resources shall convene an interagency workgroup of the Department of Medical Assistance Services (DMAS), the Department of Social Services (DSS), and the Department of Planning and Budget (DPB) and representatives of the Virginia League of Social Services Executives to assess the programmatic, operational and fiscal impact of consolidating the Cover Virginia call center with the call center operated by DSS to determine if more efficient and cost effective services can be achieved, prior to the reprocurement of the Cover Virginia call center contract. The workgroup shall develop an implementation plan and funding adjustments, that may be needed, to implement a consolidated call center. The Secretary shall report on the results of the assessment and any recommendations to the Chairmen of the House Appropriations and Senate Finance Committee by January 1, 2019."

Explanation:

(This amendment reduces \$3.8 million from the general fund and \$6.3 million from the nongeneral fund the first year and \$1.1 million from the general fund and \$3.4 million from the nongeneral fund the second year that was provided in the introduced budget to reprocure the Cover Virginia call center contract. The funding is not needed since the current contract has been extend through June 30, 2020. This amendment eliminates the funding and directs the Secretary of Health and Human Resources to convene an interagency workgroup to assess the programmatic, operational and fiscal impact of consolidating the Cover Virginia call center with the call center operated by the Department of Social Services for its benefit programs, prior to the reprocurement of a contract to operate the Cover Virginia Call Center to determine if efficiencies can be achieved.)

Chief Patron: Hanger

Item 307 #6s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 288, after line 25, insert:

Amendments to HB 5002

"R.1. Effective with the development of the 2020-2022 biennium, it is the intent of the General Assembly that there is hereby established an annual Medicaid state spending target for each fiscal year. The Joint Subcommittee for Health and Human Resources Oversight shall establish the annual target by September 15 of each year for the following two fiscal years. The target shall take into account the following: a 10-year rolling average of Medicaid expenditures by eligibility category and utilization of services, a 20-year rolling average of general fund revenue growth, and for policy decisions adopted by General Assembly during the previous Session which impact Medicaid spending.

2. In the event of an economic recession, the Joint Subcommittee may take into consideration enrollment and spending trends experienced during previous recessions in establishing the targets.

3. It is the intent of the General Assembly that the Governor abide by the spending target for Medicaid state spending, as established by the Joint Subcommittee, in developing the introduced budget each year and shall notify the Chairmen of the House Appropriations and Senate Finance Committees in the event the target cannot be met, along with the reason it cannot be met."

Explanation:

(This amendment establishes an annual state spending target for the Medicaid program to increase monitoring, transparency, and accountability over Medicaid spending. The target shall be established by the Joint Subcommittee for Health and Human Resources Oversight and the Governor shall abide by the target in proposing Medicaid spending in the budget.)

Chief Patron: Hanger

Item 310 #1s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 288, after line 25, insert:

"R. The Department of Behavioral Health and Developmental Services and the Department of Medical Assistance Services shall recognize Certified Employment Support Professional (CESP) and Association of Community Rehabilitation Educators (ACRE) certifications in lieu of competency requirements for supported employment staff in the developmental disability Medicaid waiver programs to allow providers that are Department of Aging and Rehabilitative Services (DARS) vendors that hold a national three-year accreditation from the National Council on Accreditation of Rehabilitation Facilities (CARF) to be deemed qualified to meet employment competency requirements."

Explanation:

Amendments to HB 5002

(This amendment adds language which allows supported employment providers in the Medicaid developmental disability waiver programs that are DARS vendors and hold a national three-year accreditation from the National CARF to be considered qualified to meet employment competency requirements as required by DBHDS or DMAS by recognizing Certified Employment Support Professional (CESP) and Association of Community Rehabilitation Educators (ACRE) certifications in lieu of competency requirements. DARS supported employment providers are encouraged to continually incorporate best practice staff competencies into their administrative and human resource policies and procedures.)

Chief Patron: Hanger

Item 310 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Behavioral Health and
Developmental Services

\$250,000

\$0 NGF

Language:

Page 285, line 42, strike "\$96,598,446" and insert "\$96,848,446".

Page 288, after line 25, insert:

"R. Out of this appropriation, \$250,000 the first year from special funds is designated to conduct the next phase of Environmental Site Assessment (ESA) at the Central Virginia Training Center to assess the presence of contaminants in the soil and ground water from the high and medium priority findings presented in the Site Specific Environmental Conditions Assessment that was performed by EEE Consulting, Inc, in July 2017. The Department of Behavioral Health and Developmental Services shall be responsible for conducting and reporting results of the assessment by December 1, 2018, to the Governor and General Assembly. The department may request assistance from the Department of General Services in procuring the services for this assessment."

Explanation:

(This amendment adds \$250,000 from special funds the first year and directs the Department of Behavioral Health and Developmental Services to begin the second phase of work on its environmental site assessment for the Central Virginia Training Center based on the high and medium priority findings presented in the initial environmental assessment that was performed in July 2017. The department may request assistance from the Department of General Services to procure services for the assessment. Language requires the department to report the results by December 1, 2018 to the Governor and General Assembly.)

Chief Patron: Hanger

Item 310 #3s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 288, after line 25, insert:

"R. The Department of Behavioral Health and Developmental Services is authorized to receive unsolicited proposals and to solicit proposals under the Public-Private Education Facilities and Infrastructure Act (PPEA), Chapter 22.1 of Title 56, Code of Virginia, as amended, to partner with private not-for-profit entities described under Section 501(c)(3) of the federal Internal Revenue Code to provide the necessary level of care for residents at the Central Virginia Training Center, which could include either intermediate care or a nursing facility level of care. The department shall provide to proposers such relevant information, including financial information, capital assets of the training center, operational details, information regarding current medical and long-term care needs of training center residents, in accordance with federal law, and other information as may be reasonably requested, in order to assist proposers in developing and submitting a proposal. Proposals may include managing or leasing state property, including some or all of the buildings at the training center and may also include other facility options offsite from the training center. Review and approval, if any, of proposals shall follow the requirements of Chapter 22.1 of Title 56, Code of Virginia, and shall include information provided by the Department of Treasury as to state funding of the training center and the financial consequences related to such funding of entering into a comprehensive agreement under the PPEA. If a proposal is recommended for approval, after review and consideration by the Secretary of Health and Human Resources, the Department Behavioral Health and Developmental Services shall notify the Chairmen of the House Appropriations and Senate Finance Committees at least thirty days prior to the award of same and execution of any related comprehensive agreement with details regarding the recommended proposal, and any operational, financial and legal impacts associated with it, including general fund effects."

Explanation:

(This amendment authorizes the Department of Behavioral Health and Developmental Services to receive unsolicited proposals, in accordance with the Public-Private Education Facilities and Infrastructure Act of 2002, from a private not-for-profit entity that would provide the necessary level of care for the residents at the Central Virginia Training Center.)

Chief Patron: Hanger

Item 310 #4s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 288, after line 25, insert:

"R. The Department of Behavioral Health and Developmental Services in conjunction with the

Department of the Treasury shall report on the outstanding bonds related to the future closure of the Southwest Virginia Training Center and the Central Virginia Training Center. The report shall indicate the anticipated outstanding bond balance for the date of the planned facility closure based on facility funding as of the date of the report and the anticipated outstanding balance each year thereafter until such time as all bonds would be repaid on those facilities. The department shall submit the report to the Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2018."

Explanation:

(This amendment directs the Behavioral Health and Developmental Sciences in conjunction with the Department of the Treasury to report on the estimated outstanding bond balance related to the future closure of the Southwest Virginia Training Center and the Central Virginia Training Center. The report shall indicate the outstanding bond balance for the date of the planned facility closure and the balance each year thereafter until such time as all bonds will be repaid on those facilities.)

Chief Patron: Hanger

Item 310 #5s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 288, after line 25, insert:

"R. 1. The Department of General Services (DGS), with the cooperation of the Department of Behavioral Health and Developmental Services (DBHDS), shall work with James City County to identify the amount of acreage needed on the Eastern State Hospital site to be purchased or leased at fair market value by James City County for the co-location of a new facility for Old Town Medical Center and Colonial Behavior Health and the the development of a community project that serves as a residence for 25 families impacted by a member with serious mental illness by Hope Family Village Corporation.

2. As part of this process, DGS will work with James City County to update the James City County comprehensive plan to assist with a master development plan, including the subject acres, of the entire site to maximize the economic development opportunities, expedite the rezoning process and the receipt of funds for DBHDS Mental Health Trust fund from the sale(s) of surplus property."

Explanation:

(This amendment directs the Department of General Services, with the cooperation of the Department of Behavioral Health and Developmental Services to determine the amount of acreage and fair market value on the Eastern State Hospital site for the co-location a new facility for Old Town Medical Center and Colonial Behavior Health and the the development of

Amendments to HB 5002

a community project that serves as a residence for 25 families impacted by a member with serious mental illness by Hope Family Village Corporation.)

Chief Patron: Hanger

Item 310 #6s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 288, after line 25, insert:

"V. The Department of Behavioral Health and Developmental Services for each fiscal year shall report the number of waiver slots, by waiver, that becomes available for reallocation during the year. In addition, the department shall report on the allocation of emergency waiver slots and reserve slots, which shall include how many slots were allocated in the year and for which waiver. The information on reserve slots shall indicate for which waiver the reserve slot was used and the waiver from which the individual moved that was granted the slot. Furthermore, the report shall show the allocations by each Community Services Board from new waiver slots, emergency slots and reserve slots for the year. The department shall submit this report for the prior fiscal year, ending June 30, by September 1 of each year."

Explanation:

(This amendment directs the Department of Behavioral Health and Developmental Services to report on how Medicaid waiver slots are allocated each fiscal year.)

Chief Patron: Hanger

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Health and Human Resources

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Department of Behavioral Health and Developmental Services

\$2,500,000

\$4,500,000 GF

Language:

Page 288, line 27, strike "\$10,460,077" and insert "\$12,960,077".

Page 288, line 27, strike "\$12,010,077" and insert "\$16,510,077".

Page 288, after line 53, insert:

"E. Out of this appropriation, \$2,500,000 the first year and \$4,500,000 the second year from the general fund shall be provided to the Department of Behavioral Health and Developmental Services to provide alternative transportation for adults and children under a temporary detention order. The department shall structure the contract to phase in the program over a three-year period such that in year three the contract will result in the provision of services statewide. The department shall report on the disbursement of the funds to the Governor and Chairmen of the House Appropriations and Senate Finance Committees no later than November

Amendments to HB 5002

1, 2018. Annually, thereafter on October 1, the department shall report to the Governor and Chairmen of the House Appropriations and Senate Finance Committees on the effectiveness and outcomes of the program funding."

Explanation:

(This amendment provides \$2.5 million the first year and \$4.5 million the second year from the general fund for the Department of Behavioral Health and Developmental Services (DBHDS) to implement an alternative transportation system for adults and children under a temporary detention order. State law requires a magistrate issuing an emergency custody order (ECO) or temporary detention order (TDO) to specify a law enforcement agency that will provide transportation of a person to the location for evaluation or temporary detention. The law allows the magistrate to consider transportation other than by law enforcement if identified by the community services board (CSB) evaluator. The alternative transportation can be provided by a family member or friend of the individual, a representative of the CSB, or an alternative provider trained to safely provide transportation. DBHDS implemented a pilot program in 2015 in Southwest Virginia that provided transportation by an alternative provider for individuals under a temporary detention order. The pilot program demonstrated that individuals transported by the alternative provider safely arrived at their destination without incident. This amendment would implement a regionally based transportation service within each of the five primary DBHDS regions with state oversight and certification of providers. This is a recommendation of the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century.)

Chief Patron: Hanger

Item 311 #2s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 288, line 48, after "provided for", strike the remainder of the sentence and insert: "the development or acquisition of clinically appropriate housing options".

Page 288, line 49, strike "each year,".

Page 288, line 52. after "is provided", strike the remainder of the sentence and insert:

"for a community support team to assist housing providers in addressing the complex needs of residents who have been discharged from state facilities or individuals who are at risk of institutionalization."

Page 288, strike line 53.

Explanation:

(This amendment removes language contained in the introduced budget to acquire two assisted living facilities to help address the capacity issues facing state mental health hospitals. Instead, language directs the use of the funding to develop or acquire clinically appropriate housing

Amendments to HB 5002

options for individuals with complex and resource intensive needs who have been determined to be able to move from at state hospital to a more integrated setting. Language is also modified to direct the use of proposed funding for a community support team to be used to assist housing providers in addressing the complex needs of residents discharged from state facilities or individuals who are at risk of institutionalization.)

Chief Patron: Hanger

Item 312 #1s

Health and Human Resources

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Grants to Localities

(\$5,000,000)
\$5,000,000

\$0 GF
\$0 NGF

Language:

Page 292, line 31, after "the first year", insert:

"from the federal State Targeted Response to the Opioid Crisis Grant "

Page 292, line 35, after "treatment regimens." insert:

The department shall ensure that a portion of the funding is used for non-narcotic, non-addictive, prescription drug treatment regimens for individuals who are: (i) on probation; (ii) in an institution, prison, or jail; or (iii) not able for clinical or other reasons to participate in buprenorphine or methadone based drug treatment regimens."

Page 292, strike line 35.

Explanation:

(This amendment supplants \$5.0 million from the general fund the first year with new federal grant funding from the State Targeted Response to the Opioid Crisis Grant, which was created by the 21st Century Cures Act, passed by Congress in December 2016. Language requires the Department of Behavioral Health and Developmental Services to ensure that a portion of the funding be used for non-narcotic drug treatment regimens for individuals who are: (i) on probation; (ii) in an institution, prison, or jail; or (iii) not able for clinical or other reasons to participate in buprenorphine or methadone based drug treatment regimens.)

Chief Patron: Hanger

Item 312 #2s

Health and Human Resources

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Grants to Localities

\$1,600,000

\$1,600,000 GF

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$437,626,655".

Page 289, line 11, strike "\$436,626,367" and insert "\$438,226,367".

Page 292, after line 52, insert:

"KK. Out of this appropriation, \$1,600,000 the first year and \$1,600,000 the second year from

Amendments to HB 5002

the general fund is provided for discharge planning at jails for individuals with serious mental illness. Funding shall be used to create staff positions in Community Services Boards and will be implemented at two jails with a high percentage of inmates with serious mental illness."

Explanation:

(This amendment provides \$1.6 million from the general fund each year for Community Services Boards to provide discharge planning services at two jails with a high percentage of inmates with serious mental illness. Discharge planning includes linking inmates with serious mental illness to community providers for treatment and housing and other needed services as they transition from jails to the community. This is a recommendation of the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century.)

Chief Patron: Hanger

Item 312 #3s

Health and Human Resources

FY18-19

FY19-20

Grants to Localities

\$708,663

\$708,663 GF

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$436,735,318".

Page 289, line 11, strike "\$436,626,367" and insert "\$437,335,030".

Page 292, after line 52, insert:

"KK. Out of this appropriation, \$708,663 the first year and \$708,663 the second year from the general fund is provided to establish an Intercept 2 diversion program in up to three rural communities. The funding shall be used for staffing and to provide access to treatment services."

Explanation:

(This amendment provides \$708,663 from the general fund each year to establish a diversion program in up to three rural communities modeled after the Sequential Intercept Model which focuses on diverting individuals with serious mental illness from incarceration. This amendment specifically directs the establishment of an Intercept 2 diversion program in up to three rural communities. The Intercept 2 model focuses on diverting individuals with behavioral health issues away from detention in jails, through prompt identification of individuals with behavioral health issues through initial screenings and by linking individuals to community-based treatment services through cross-agency partnerships. This is a recommendation of the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century.)

Chief Patron: Hanger

Item 312 #4s

Health and Human Resources

FY18-19

FY19-20

Grants to Localities

\$657,648

\$657,648 GF

Amendments to HB 5002

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$436,684,303".

Page 289, line 11, strike "\$436,626,367" and insert "\$437,284,015".

Page 291, line 32, after "T." insert "1."

Page 291, after line 38, insert:

"2. Out of this appropriation, \$657,648 the first year and \$657,648 the second year from the general fund is provided for grants to establish CIT training programs in six rural communities."

Explanation:

(This amendment provides \$657,648 from the general fund each year to establish CIT training programs in six rural communities. This is a recommendation of the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century.)

Chief Patron: Hanger

Item 312 #5s

Health and Human Resources

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Grants to Localities

\$1,100,000

\$1,100,000

GF

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$437,126,655".

Page 289, line 11, strike "\$436,626,367" and insert "\$437,726,367".

Page 292, after line 52, insert:

"KK. Out of this appropriation, \$1,100,000 the first year and \$1,100,000 the second year from the general fund is provided to establish the Appalachian Telemental Health Initiative, a telemental health pilot program."

Explanation:

(This amendment provides \$1.1 million from the general fund each year to establish the Appalachian Telemental Health Initiative, a telemental health pilot program to increase the availability of telemental health services in emergency settings in Southwest Virginia. Funding would be used to establish a telemental health provider directory, make training available for a broad spectrum of mental health providers, develop the technology infrastructure and support, and extending an evidence-based program focused on managing patients with addiction disorders. This is a recommendation of the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century.)

Chief Patron: Hanger

Item 312 #6s

Health and Human Resources

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Grants to Localities

\$200,000

\$200,000

GF

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$436,226,655".

Page 289, line 11, strike "\$436,626,367" and insert "\$436,826,367".

Page 314, after line 34, insert:

"L. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund shall be provided to the Department of Behavioral Health and Developmental Services to contract with Best Buddies Virginia to expand inclusion services for people with intellectual and developmental disabilities to the Richmond and Virginia Beach areas of the state."

Explanation:

(The amendment provides \$200,000 each year from the general fund to support Best Buddies, which is a non-profit organization established as part of a volunteer movement that creates opportunities for one-to-one friendships, integrated employment, and leadership development for people with intellectual and developmental disabilities. Best Buddies currently serves 38 schools and 2,448 students in Virginia. This funding will allow the organization to expand its inclusion services to Richmond and Virginia Beach areas to as many as 20 additional high schools to serve up to 500 additional students.)

Chief Patron: Hanger

Item 312 #7s

Health and Human Resources

FY18-19

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Grants to Localities

\$0

\$15,000,000 GF

Language:

Page 289, line 11, strike "\$436,626,367" and insert "\$451,626,367".

Page 292, after line 46, insert:

"II. Out of this appropriation, \$15,000,000 the second year from the general fund is provided to begin phasing in an expansion outpatient mental health and substance abuse services at Community Services Boards and Behavioral Health Authorities pursuant to the System Transformation, Excellence and Performance in Virginia (STEP-VA) process and Chapters 607 and 683, 2017 Acts of Assembly."

Page 292, line 47, strike "II" and insert "JJ".

Page 292, line 50, strike "JJ" and insert "KK".

Explanation:

(This amendment adds \$15.0 million the second year from the general fund to begin phasing in a statewide expansion of outpatient services at Community Services Boards and Behavioral Health Authorities. Chapters 607 and 683 of the 2017 Acts of Assembly expanded the core of services to be provided by community services boards and behavioral health authorities to include outpatient services for individuals with mental health or substance use disorders,

Amendments to HB 5002

outpatient mental health and substance abuse services, effective July 1, 2021. This funding would accelerate the phasing in of these services to assist preventing crisis oriented care and addressing capacity issues at state hospitals. These services were identified as a critical need through the agency's System Transformation, Excellence and Performance in Virginia (STEP-VA) process.)

Chief Patron: Hanger

Item 312 #8s

Health and Human Resources

FY18-19

FY19-20

Grants to Localities

\$0

\$2,000,000 GF

Language:

Page 289, line 11, strike "\$436,626,367" and insert "\$438,626,367".

Page 292, after line 46, insert:

"II. Out of this appropriation, \$2,000,000 the second year from the general fund is provided to begin phasing in an expansion of detoxification services at Community Services Boards and Behavioral Health Authorities, pursuant to the System Transformation, Excellence and Performance in Virginia (STEP-VA) process and Chapters 607 and 683, 2017 Acts of Assembly."

Page 292, line 47, strike "II" and insert "JJ".

Page 292, line 50, strike "JJ" and insert "KK".

Explanation:

(This amendment adds \$2.0 million the second year from the general fund to begin phasing in a statewide expansion of detoxification services at Community Services Boards and Behavioral Health Authorities. Chapters 607 and 683 of the 2017 Acts of Assembly expanded the core of services to be provided by community services boards and behavioral health authorities to include detoxification services for individuals with mental health or substance use disorders, effective July 1, 2021. This funding specifically accelerates the phasing in of detoxification services to assist preventing crisis oriented care and addressing capacity issues at state hospitals. These services were identified as a critical need through the agency's System Transformation, Excellence and Performance in Virginia (STEP-VA) process.)

Chief Patron: Hanger

Item 312 #9s

Health and Human Resources

FY18-19

FY19-20

Grants to Localities

\$900,000

\$1,800,000 GF

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$436,926,655".

Page 289, line 11, strike "\$436,626,367" and insert "\$438,426,367".

Amendments to HB 5002

Page 291, line 32, after "T." insert "1."

Page 291, after line 38, insert:

"2. Out of this appropriation, \$900,000 the first year and \$1,800,000 the second year from the general fund is provided for grants to establish Crisis Intervention assessments centers in six unserved rural communities."

Explanation:

(This amendment provides \$900,000 the first year and \$1.8 million the second year from the general fund to build on prior initiatives to establish an additional six assessment centers in unserved rural communities. Currently, there are 32 centers located across the Commonwealth. This is a recommendation of the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century.)

Chief Patron: Hanger

Item 312 #10s

Health and Human Resources

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Grants to Localities

\$5,551,288

\$0 GF

Language:

Page 289, line 11, strike "\$436,026,655" and insert "\$441,577,943".

Explanation:

(This amendment restores \$5.6 million to the general fund the first year for mental health and substance abuse treatment services delivered through the Community Services Boards. The introduced budget assumed three quarters of savings from the CSBs that would occur if health care coverage in the Medicaid program were enhanced to serve newly eligible individuals with incomes up to 138% of the federal poverty level pursuant to the Patient Protection and Affordable Care Act. This amendment assumes that only two quarters of savings from the existing Medicaid program will accrue to the state due to Medicaid transformation beginning on January 1, 2019 instead of October 1, 2018. These savings would accrue since the federal matching rate is higher for individuals in the newly eligible population than in the current Medicaid program (93.5% in fiscal year 2019 compared to 50% for the current Medicaid population). Companion amendments in Item 303 and Item 390 restore savings from expanded Medicaid coverage for individuals served in other Medicaid programs and inmate hospitalization payments by the Department of Corrections.)

Chief Patron: Hanger

Item 316 #1s

Health and Human Resources

FY18-19

FY19-20

Mental Health Treatment Centers

(\$907,820)

(\$1,270,948) GF

Language:

Page 293, line 24, strike "\$244,851,323" and insert "\$243,943,503".
Page 293, line 24, strike "\$251,069,370" and insert "\$249,798,422".

Explanation:

(This amendment reduces the general fund by \$907,820 the first year and \$1.3 million the second year contained in the introduced budget to backfill an expected loss of Medicaid Disproportionate Share Hospital (DSH) payments at state behavioral health facilities, Catawba Hospital and Piedmont Geriatric Hospital. The Bipartisan Budget Act of 2018 delays DSH payment reductions for two years. A companion amendment in Item 303 restores the state and federal share of DSH payments to these facilities.)

Chief Patron: Hanger

Item 328 #1s

Health and Human Resources

Virginia Center for Behavioral Rehabilitation

Language

Language:

Page 296, after line 24, insert:
"D. Within 15 days of any appropriation transfer to the Virginia Center for Behavioral Rehabilitation from any other sub-agency within the Department of Behavioral Health and Developmental Services, the Department of Planning and Budget shall notify the Chairmen of the House Appropriations and Senate Finance Committees. The notice shall include the amount, fund source and reason for the transfer with an explanation of why the funding being transferred has no impact on the sub-agency from which it is transferred."

Explanation:

(This amendment requires notice to the Chairmen of House Appropriations and Senate Finance Committees transfers to the Virginia Center for Behavioral Rehabilitation.)

Chief Patron: Hanger

Item 329 #1s

Health and Human Resources

FY18-19

FY19-20

Department for Aging and
Rehabilitative Services

\$250,000

\$250,000

GF

Language:

Page 296, line 40, strike "\$109,535,116" and insert "\$109,785,116".
Page 296, line 40, strike "\$109,535,116" and insert "\$109,785,116".
Page 297, line 31, strike "\$6,044,568" and "\$6,044,568" and insert:

Amendments to HB 5002

"\$6,294,568" and "\$6,294,568".

Explanation:

(This amendment adds \$250,000 from general fund each year for the Long Term Employment Support Services (LTESS) program. LTESS provides a full array of employment support services to meet the needs of individuals with significant disabilities to maintain employment.)

Chief Patron: Hanger

Item 329 #2s

Health and Human Resources

FY18-19

FY19-20

Department for Aging and
Rehabilitative Services

\$500,000

\$500,000 GF

Language:

Page 296, line 40, strike "\$109,535,116" and insert "\$110,035,116".

Page 296, line 40, strike "\$109,535,116" and insert "\$110,035,116".

Page 297, line 52, strike "\$5,433,981" and "\$4,433,981" and insert:
"\$5,933,981" and "\$5,933,981".

Explanation:

(The amendment provides \$500,000 from the general fund each year to fund specialized community based case management services to people with moderate to severe brain injuries across the Commonwealth, including those in unserved and underserved areas. According to estimates from the Brain Injury Association of Virginia, there are nearly 800 individuals with moderate to severe brain injury in the Southern, Piedmont, Northwest, Middle Peninsula, and Northern Neck who lack access to state funded core safety net services. These funds would be used to develop specialized brain injury case management funds in those areas, and provide additional funds to existing programs to address waitlists.)

Chief Patron: Hanger

Item 329 #3s

Health and Human Resources

Department for Aging and Rehabilitative Services

Language

Language:

Page 298, after line 36, insert:

"P. The Department for Aging and Rehabilitative Services shall convene a workgroup of relevant stakeholders that shall include at a minimum representatives of various employment services organizations including Goodwill Industries, APSE, vaACCSES, staff of the House Appropriations and Senate Finance Committees, the Department of Planning and Budget, and

Amendments to HB 5002

appropriate staff from the department. Each organization included in the workgroup will be limited to one representative from that group. The purpose of the workgroup is to assess combining the Extended Employment Services (EES) and Long Term Employment Support Services (LTESS) programs and associated funding into one program. The workgroup shall report its recommendations to the Chairman of the House Appropriations and Senate Finance Committees by November 1, 2018."

Explanation:

(This amendment adds language requiring the Aging and Rehabilitative Services to convene a workgroup of relevant stakeholders to evaluate combining the Extended Employment Services (EES) and Long Term Employment Support Services (LTESS) programs and associated funding into one program.)

Chief Patron: Hanger

Item 330 #1s

Health and Human Resources

FY18-19

FY19-20

Department for Aging and
Rehabilitative Services

\$500,000

\$500,000 GF

Language:

Page 298, line 37, strike "\$35,559,218" and insert "\$36,059,218".

Page 298, line 37, strike "\$35,559,218" and insert "\$36,059,218".

Explanation:

(This amendment adds \$500,000 each year from the general fund to address the waiting list for services available through local Area Agencies on Aging. Funds may be used for homemaker, personal care, chore services, and home-delivered meals to allow older Virginians to remain in their homes and communities and delay more costly out of home placements.)

Chief Patron: Hanger

Item 334 #1s

Health and Human Resources

FY18-19

FY19-20

Department for Aging and
Rehabilitative Services

\$300,000

\$300,000 GF

Language:

Page 301, line 10, strike "\$6,620,474" and insert "\$6,920,474".

Page 301, line 10, strike "\$6,620,474" and insert "\$6,920,474".

Explanation:

(This amendment provides \$300,000 each year from the general fund to the Department for

Amendments to HB 5002

Aging and Rehabilitative Services to expand the Long-Term Care Ombudsman Program. The staffing standard set in the Code of Virginia provides for one ombudsman for every 2,000 licensed nursing home and adult care residence beds in the community. This funding provides support to continue efforts to make progress toward meeting the staffing standard. This level of staffing has been recommended by the National Institute of Medicine.)

Chief Patron: Hanger

Item 340 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$27,881,233

\$42,881,233 NGF

Language:

Page 304, line 18, strike "\$240,021,619" and insert "\$267,902,852".

Page 304, line 18, strike "\$232,389,452" and insert "\$275,270,685".

Page 306, after line 25, insert:

"O. The Department of Social Services shall submit a plan on the intended allocation and spending of additional federal Child Care and Development Fund monies to improve access to and quality of child day care in Virginia that are received pursuant to the Consolidated Appropriations Act of 2018, PL 115-141. The plan shall be submitted to the Chairmen of the House Appropriations and Senate Finance Committees by September 1, 2018."

Explanation:

(This amendment appropriates additional federal Child Care and Development Fund (CCDF) monies that Virginia is expected to receive, pursuant to the Consolidated Appropriations Act of 2018, PL 115-141. Language is added requiring the Department of Social Services to submit a plan to the Chairmen of the House Appropriations and Senate Finance Committees on the intended use of the CCDF funding to improve access to and quality of child day care in Virginia by September 1, 2018. It is the intent of the General Assembly in the enrolling of this act, funding included in this item shall be re-allocated among appropriate items within the Department of Social Services' budget.)

Chief Patron: Hanger

Item 340 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$925,000

\$325,000 NGF

Language:

Page 304, line 18, strike "\$240,021,619" and insert "\$240,946,619".

Page 304, line 18, strike "\$232,389,452" and insert "\$232,714,452".

Page 306, after line 25, insert:

"O.1. Out of this appropriation \$925,000 the first year and \$325,000 the second year from the

Amendments to HB 5002

federal Child Care and Development Fund (CCDF) shall be provided to implement a pilot program in cooperation with the University of Virginia Center for Advanced Study of Teaching and Learning (UVA CASTL) to improve early childhood classrooms in faith-based and private child day care centers. The pilot program shall implement UVA CASTL developed curricula, professional development and coaching modules to improve Kindergarten readiness in these centers.

2. Out of the amounts provided in O.1., \$525,000 the first year shall be used to implement the pilot program in 50 early childhood classrooms in faith-based and private child day care centers and \$400,000 the first year from the federal CCDF shall be provided to develop a version of the Virginia Kindergarten Readiness Program for the pilot program to use in assessing four-year-olds in these early childhood classrooms.

3. Out of the amounts provided in O.1., \$325,000 the second year shall be used to implement an evaluation of the pilot program."

Explanation:

(This amendment provides \$925,000 the first year and \$325,000 the second year from the federal Child Care and Development block grant for a pilot program to improve early childhood classrooms in faith-based and private child care centers. Language directs the Department of Social Services to implement the pilot program in cooperation with the University of Virginia Center for Advanced Study of Teaching and Learning (UVA CASTL) to implement their curriculum, professional development and coaching modules to improve Kindergarten readiness. Language also requires the development and use of a program to assess the Kindergarten readiness of four-year-olds in the pilot program. Of the amounts provided in this amendment, \$400,000 the first year shall be used for the development of the Kindergarten readiness assessment and \$325,000 the second year shall be used for an evaluation of the pilot program.)

Chief Patron: Hanger

Item 340 #3s

Health and Human Resources

Department of Social Services

Language

Language:

Page 304, line 41, strike "109,102,367" and insert "106,277,367".

Page 304, line 42, strike "105,149,842" and insert "99,249,842".

Explanation:

(This technical amendment adjusts the Commonwealth's accumulated balance for authorized federal Temporary Assistance to Needy Families (TANF) block grant funds to reflect TANF spending included in the proposed amendments to House Bill 5002.)

Chief Patron: Hanger

Item 340 #4s

Health and Human Resources

Department of Social Services

Language

Language:

Explanation:

(This is a technical amendment which transfers almost \$6.0 million in nongeneral fund appropriations in the Department of Social Services between services areas in the Temporary Assistance to Needy Families (TANF) Program. The introduced budget inadvertently reduced funding for child care provided through the TANF Virginia Initiative for Employment Not Welfare program instead of in the TANF cash assistance program. This amendment nets to zero since funding is subtracted from one service area and added to another within the appropriation for the TANF program.)

Chief Patron: Hanger

Item 340 #5s

Health and Human Resources

Department of Social Services

Language

Language:

Page 306, after line 25, insert:

"O. The Department of Social Services, in cooperation with the University of Virginia's Center for Advanced Study of Teaching and Learning, shall (i) develop a list of research-based, age-appropriate curricula to be available as a resource for child care providers participating in the child care subsidy program, and (ii) develop, publish and maintain a list of professional development courses and providers to be available as resources for child care professionals participating in the child care subsidy program."

Explanation:

(This amendment adds language directing the Department of Social Services to develop, publish and maintain information on curricula and professional development information for child care professionals participating in the child care subsidy program. This is a recommendation from the 2017 JLARC report, Improving Virginia's Early Childhood Development Programs.)

Chief Patron: Hanger

Item 340 #6s

Health and Human Resources

FY18-19

FY19-20

Amendments to HB 5002

Department of Social Services

\$250,000

\$600,000 NGF

Language:

Page 304, line 18, strike "\$240,021,619" and insert "\$240,271,619".

Page 304, line 18, strike "\$232,389,452" and insert "\$232,989,452".

Page 314, after line 34, insert:

"O. Out of this appropriation, \$250,000 the first year and \$600,000 the second year from the the federal Temporary Assistance to Needy Families block grant shall be provided to contract with Early Impact Virginia to continue its work in support of Virginia's voluntary home visiting programs. These funds may be used to hire three full-time staff, including a director and an evaluator, and to continue Early Impact Virginia's training partnerships. Early Impact Virginia shall have the authority and responsibility to determine, systematically track, and report annually on the key activities and outcomes of Virginia's home visiting programs; conduct systematic and statewide needs assessments for Virginia's home visiting programs at least once every three years; and to support continuous quality improvement, training, and coordination across Virginia's home visiting programs on an ongoing basis. Early Impact Virginia shall report on its findings to the Chairmen of the House Appropriations and Senate Finance Committees by July 1, 2019 and annually thereafter."

Explanation:

(This amendment provides \$250,000 the first year and \$600,000 the second year from the federal Temporary Assistance to Needy Families block grant to Early Impact Virginia to continue its work to determine, track and report on activities and outcomes of Virginia's voluntary home visiting programs. Language requires Early Impact Virginia to report annually on its findings to the Chairmen of the House Appropriations and Senate Finance Committees. A 2017 Joint Legislative Audit and Review Commission (JLARC) report on Improving Virginia's Early Childhood Development Programs found that these programs to be effective in improving early childhood development outcomes for participants.)

Chief Patron: Hanger

Item 342 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$0

(\$200,000) GF

\$0

(\$600,000) NGF

Language:

Page 307, line 23, strike "\$775,255,087" and insert "\$774,455,087".

Explanation:

(This amendment captures savings in the Division of Child Support Enforcement of \$200,000 from the general fund and \$600,000 in matching federal child support enforcement funding to reflect an increase in the annual fee charged for certain child support cases. The Deficit

Amendments to HB 5002

Reduction Act of 2005 required that individuals who have never received Temporary Assistance for Needy Families (TANF) benefits be charged an annual fee of \$25 if the state collects more than \$500 in child support on their behalf. The Bipartisan Budget Act of 2018 changed this to require a fee of \$35 if the state collects more than \$550 in child support on behalf of an individual.)

Chief Patron: Hanger

Item 343 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$0

\$1,000,000 GF

Language:

Page 308, line 10, strike "\$39,460,209" and insert "\$40,460,209".

Page 308, line 20, after "A.1." insert "a.".

Page 308, after line 26, insert:

"b. Effective July 1, 2019, the Department of Social Services, in collaboration with the Department for Aging and Rehabilitative Services, is authorized to base approved licensed assisted living facility rates for individual facilities on an occupancy rate of 85 percent of licensed capacity, not to exceed a maximum rate of \$1,296 per month, which rate is also applied to approved adult foster care homes, unless modified as indicated below. The department may add a 15 percent differential to the maximum amount for licensed assisted living facilities and adult foster care homes in Planning District Eight."

Explanation:

(This amendment provides \$1.0 million the second year from the general fund to raise the auxiliary grant monthly rate for adult foster care, assisted living facilities and supportive housing by \$25 per month the second year of the biennium. The auxiliary grant is funded by state and local funds at a match rate of 80 percent from the state general fund and 20 percent from local funds. The introduced budget provided an increase in the auxiliary grant rate of \$35 per month increase beginning July 1, 2018. This budget amendment was recommended by the Joint Commission on Health Care.)

Chief Patron: Hanger

Item 343 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$500,000

\$500,000 NGF

Language:

Page 308, line 10, strike "\$39,161,169" and insert "\$39,661,169".

Page 308, line 10, strike "\$39,460,209" and insert "\$39,960,209".

Page 309, line 7, strike "\$2,000,000" and "\$2,000,000" and insert:

Amendments to HB 5002

"\$2,500,000" and "\$2,500,000".

Explanation:

(This amendment provides an additional \$500,000 each year from the federal Temporary Assistance to Needy Families block grant to local domestic violence programs for services for victims of domestic violence.)

Chief Patron: Hanger

Item 344 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$55,935

\$111,870

GF

\$24,557

\$49,113

NGF

Language:

Page 309, line 10, strike "\$234,296,008" and insert "\$234,376,500".

Page 309, line 10, strike "\$234,296,008" and insert "\$234,456,991".

Explanation:

(This amendment provides funding for the fiscal impact of Chapters 769 and 770, 2018 Acts of Assembly (House Bill 1333 and Senate Bill 636) which create the Kinship Guardianship Assistance program.)

Chief Patron: Hanger

Item 344 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

(\$100,000)

(\$100,000)

GF

Language:

Page 309, line 10, strike "\$234,296,008" and insert "\$234,196,008".

Page 309, line 10, strike "\$234,296,008" and insert "\$234,196,008".

Explanation:

(This amendment reduces appropriations for adoption subsidy payments by \$100,000 each year from the general fund to reflect estimated expenditures.)

Chief Patron: Hanger

Item 345 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

(\$450,000)

(\$300,000)

GF

Language:

Amendments to HB 5002

Page 312, line 2, strike "\$79,207,450" and insert "\$78,757,450".

Page 312, line 2, strike "\$79,057,450" and insert "\$78,757,450".

Page 312, strike lines 10 through 15.

Explanation:

(This amendment eliminates \$450,000 the first year and \$300,000 the second year from the general fund and language to fund an Office of Immigrant Assistance which was contained in the introduced budget. Legislation introduced in the 2018 Regular Session, which would have authorized the creation of the office did not pass. Consequently the funding and language for this office is eliminated.)

Chief Patron: Hanger

Item 346 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$2,000,000

\$2,000,000 NGF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$44,314,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$44,314,789".

Page 312, line 45, strike "\$4,250,000" and "\$4,250,000" and insert:
"\$6,250,000" and "\$6,250,000".

Explanation:

(This amendment provides \$2.0 million each year from the federal Temporary Assistance to Needy Families block grant in additional support for Community Action Agencies. This additional funding will assist the agencies in meeting the needs of low-income individuals and families and allow them to use Community Services Block Grant funding to complete efforts to comply with new federal organizational standards. These standards include critical financial and administrative requirements related to modernizing the agencies to provider higher quality programs and services to low-income individuals.)

Chief Patron: Hanger

Item 346 #2s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$300,000

\$300,000 NGF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$42,614,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$42,614,789".

Page 313, line 30, strike "\$825,000" and "\$825,000" and insert:

Amendments to HB 5002

"\$1,125,000" and "\$1,125,000".

Explanation:

(This amendment provides an additional \$300,000 each year from the federal Temporary Assistance to Needy Families block grant to Child Advocacy Agencies to expand to two additional sites located in Buchanan/Tazewell and Manassas/Manassas Park and six satellite centers located in the Counties of Smyth, Lee, Dickenson, Shenandoah, Carroll and Patrick. Added sites have been developed to meet the needs of areas with high rates of child abuse and increases in requests for services.)

Chief Patron: Hanger

Item 346 #3s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$100,000

\$100,000 GF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$42,414,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$42,414,789".

Page 314, after line 34, insert:

"L. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund shall be provided to contract with Youth for Tomorrow (YFT) to provide comprehensive residential, education and counseling services to at-risk youth of the Commonwealth of Virginia who have been sexually exploited, including victims of sex trafficking. The contract shall require YFT to provide individual assessments/individual service planning; individual and group counseling; room and board; coordination of medical and mental health services and referrals; independent living services for youth transitioning out of foster care; active supervision; education; and family reunification services. Youth for Tomorrow shall submit monthly progress reports on activities conducted and progress achieved on outputs, outcomes and other functions/activities during the reporting period. On October 1 of each year, YFT shall provide an annual report to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees that details program services, outputs and outcomes."

Explanation:

(This amendment adds \$100,000 each year from the general fund for Youth for Tomorrow. Language specifies the services to be required in the contract with the organization and requires monthly progress reports and an annual report that details program services, outputs and outcomes.)

Chief Patron: Hanger

Item 346 #4s

Amendments to HB 5002

Health and Human Resources	FY18-19	FY19-20
Department of Social Services	\$500,000	\$500,000 NGF

Language:

Page 312, line 16, strike "\$42,314,789" and insert "\$42,814,789".

Page 312, line 16, strike "\$42,314,789" and insert "\$42,814,789".

Page 314, after line 34, insert:

"L. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to contract with the Laurel Center in Winchester to provide program services to survivors of domestic abuse and sexual violence in Winchester, Frederick County, Clarke County, and Warren County at the Center's residential facility for survivors.)

Explanation:

(This amendment provides \$500,000 from the federal Temporary Assistance to Needy Families block grant each year for the Laurel Center in Winchester to provide additional program services to survivors of domestic abuse and sexual violence in Winchester, Frederick County, Clarke County, and Warren County at the Center's residential facility for survivors.)

Chief Patron: Hanger

Item 346 #5s

Health and Human Resources	FY18-19	FY19-20
Department of Social Services	\$50,000	\$50,000 GF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$42,364,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$42,364,789".

Page 314, after line 34, insert:

"L. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the general fund shall be provided for the Department of Social Services to contract with Adoption Share, Inc. for the purpose of a pilot program to operate the Family-Match application, which is an online matching tool for state case workers to use in matching foster care children with the best families."

Explanation:

(This amendment provides \$50,000 each year from the general fund for the costs of running an 18-month demonstration pilot of the Family-Match application. Family-Match is a data driven application developed by Adoption-Share, a tech non-profit organization with a mission to leverage technology to create families. Adoption-Share will leverage that funding to secure the remaining funds needed from Virginia businesses and foundations to underwrite pilot expenses.)

Chief Patron: Hanger

Item 346 #6s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$200,000

\$100,000 NGF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$42,514,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$42,414,789".

Page 314, after line 34, insert:

"L. Out of this appropriation, \$200,000 the first year and \$100,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to FACETS to provide homeless assistance services in Northern Virginia."

Explanation:

(This amendment adds \$200,000 the first year and \$100,000 the second year from the federal Temporary Assistance for Needy Families (TANF) block grant to FACETS, a private, nonprofit organization in Fairfax County which provides homeless assistance services.)

Chief Patron: Hanger

Item 346 #7s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$3,000,000

\$3,000,000 NGF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$45,314,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$45,314,789".

Page 314, after line 20, insert:

"2.a. Out of this appropriation, \$3,000,000 the first year and \$3,000,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant the shall be provided for a second round of grants for community employment and training programs designed to move low-income individuals out of poverty by obtaining and retaining competitive employment with the prospect of a career path and wage growth. The local match requirement shall be reduced to 10 percent, including in-kind services, for grant recipients located in Virginia counties or cities with high fiscal stress as defined by the Commission on Local Government fiscal stress index.

b. Out of the amounts in 2.a., at least \$300,000 each year from the TANF block grant shall be provided through a contract with the City of Richmond, Office of Community Wealth for services provided through the Center for Workforce Innovation."

Page 314, line 24, strike "2" and insert "3".

Page 314, line 30, strike "3" and insert "4".

Explanation:

(This amendment adds \$3.0 million each year from the federal Temporary Assistance for Needy Families (TANF) block grant for a second round of grant for community employment and training programs designed to move low-income individuals out of poverty into jobs with the prospect of career path and wage growth. Language requires a set aside amount of at least \$300,000 each year for the the City of Richmond, Office of Community Wealth for services through the Center for Workforce Innovation.)

Chief Patron: Hanger

Item 346 #8s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$75,000

\$75,000 NGF

Language:

Page 312, line 17, strike "\$42,314,789" and insert "\$42,389,789".

Page 312, line 17, strike "\$42,314,789" and insert "\$42,389,789".

Page 314, after line 34, insert:

"L. Out of this appropriation, \$75,000 each year from the federal Temporary Assistance to Needy Families block grant shall be provided to contract with Visions of Truth Community Development Corporation in Portsmouth, Virginia. The funding will support the Students Taking Responsibility in Valuing Education (STRIVE) suspension/dropout prevention program."

Explanation:

(This amendment adds \$75,000 each year from the federal Temporary Assistance to Needy Families block grant for the Department of Social Services to contract with the Visions of Truth Community Development Corporation to support the Students Taking Responsibility in Valuing Education (STRIVE). STRIVE is an out-of-school suspension/dropout prevention program for assisting at-risk youth who are placed at a disadvantage due to academic failure, lack of pre-social skills and job readiness training. The program's focus is on educational attainment as a means of assisting youth in achieving and sustaining academic success.)

Chief Patron: Hanger

Item 347 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Social Services

\$43,548

\$143,331 NGF

Language:

Page 314, line 35, strike "\$28,676,355" and insert "\$28,719,903".

Page 314, line 35, strike "\$28,676,355" and insert "\$28,819,686".

Amendments to HB 5002

Explanation:

(This amendment provides \$43,548 the first year and \$143,331 the second year from the federal Child Care and Development Fund for the fiscal impact of Chapter 810, 2018 Acts of Assembly (Senate Bill 539) which modifies the terms of certain child day programs that remain listed as exempt from licensure by the Department of Social Services (DSS). Pursuant to the legislation, DSS must conduct health and safety inspections of exempt child care programs if there is a complaint against the program.)

Chief Patron: Hanger

Item 362 #1s

Natural Resources

FY18-19

FY19-20

Department of Conservation and
Recreation

\$100,000
1.00

\$200,000 GF
2.00 FTE

Language:

Page 322, line 44, strike "\$58,023,080" and insert "\$58,123,080".

Page 322, line 44, strike "\$35,490,781" and insert "\$35,690,781".

Page 325, after line 28, insert:

"P. Out of the amounts appropriated in this item, \$100,000 and one FTE position the first year, and \$200,000 and two FTE positions the second year, from the general fund is provided to fund additional engineering staff to support the 47 Soil and Water Conservation Districts."

Explanation:

(This amendment provides funding to phase-in the hiring of two additional field engineers at the Department of Conservation and Recreation to support the continued need for engineering assistance to design and install best management practices across Virginia's 47 local soil and water conservation districts. DCR currently has only one engineer and one engineering technician to support the 47 districts which is insufficient to meet the needs across the state. In the past the districts have relied in part on federal engineering support, but this has been reduced, resulting in a backlog of engineering for currently approved practices.)

Chief Patron: Hanger

Item 362 #2s

Natural Resources

FY18-19

FY19-20

Department of Conservation and
Recreation

\$420,000

\$0 GF

Language:

Page 322, line 44, strike "\$58,023,080" and insert "\$58,443,080".

Page 325, line 21, strike the first "464,294" and insert "\$884,294".

Amendments to HB 5002

Page 325, after line 28, insert:

Out of these amounts, \$420,000 in the first year from the general fund shall be provided to match federal and local funding for the rehabilitation of the Hearthstone Lake Dam in Augusta County."

Explanation:

(This amendment provides \$420,000 in the first year from the general fund to rehabilitate the Upper North River Watershed Dam Number 77 on Hearthstone Lake in Augusta County to meet current NRCS safety performance standards for a high hazard dam. The proposed project would provide sediment storage for another 68 years after construction and maintain the current level of flood protection downstream. The plan provides for raising the dam embankment by 2.6 feet with earthfill, widening the auxiliary spillway by 92 feet, constructing a splitter dike, and installing turn reinforcement mat for stability. It is anticipated that federal funds will be provided for the remaining \$4.1 million of costs associated with the rehabilitation. The request for additional state funds results from higher than anticipated construction costs and a temporary road closing due to the identification of incompatibility of different layers of the dam as it was originally constructed.)

Chief Patron: Hanger

Item 362 #3s

Natural Resources

Department of Conservation and Recreation

Language

Language:

Page 325, line 13, strike "61" and insert "63".

Page 325, line 14, strike "in October 2014".

Explanation:

(This amendment provides a technical correction to adjust the number of Virginia's 63 Natural Area Preserves. Since 2002, the Natural Area Preserve System has grown by 35 natural areas, 110 tracts of land and 37,231 acres.)

Chief Patron: Hanger

Item 362 #4s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

\$2,583,531

\$2,583,531

GF

Language:

Page 322, line 44, strike "\$58,023,080" and insert "\$60,606,611".

Page 322, line 44, strike "\$35,490,781" and insert "\$38,074,312".

Amendments to HB 5002

Page 324, line 23, after "E.1.", insert:

"Out of the appropriation in this item, \$2,583,531 in the first year and \$2,583,531 in the second year from the funds designated in Item 3-1.01.C. of this act are hereby appropriated to the Virginia Water Quality Improvement Fund and designated for deposit to the reserve fund pursuant to paragraph B of Item 361."

Explanation:

(This amendment is one of two amendments that increase the amount of un-refunded marine fuel sales tax revenues that are transferred to the General Fund for improvement of the Chesapeake Bay and its tributaries.)

Chief Patron: Hanger

Item 362 #5s

Natural Resources

Department of Conservation and Recreation

Language

Language:

Page 323, after line 39, insert:

"3. As part of the semi-annual report, the department shall assess the impact of settlement agreements with the Commonwealth entered into between July 1, 2017, and June 30, 2018, on achieving an effective level of Soil and Water Conservation District technical assistance funding and the implementation of agricultural best management practices pursuant to § 10.1-546.1., Code of Virginia. The department shall include in its report any amounts from the settlements including: 1) estimation of the timeline and amount for each fiscal year to implement agricultural best management practices; and 2) estimation of the timeline and amount for each fiscal year of additional technical assistance provided as a result of the additional funding from the settlements."

Explanation:

(This amendment requires the Soil and Water Conservation District semi-annual report to include an assessment of the costs and projects undertaken with mitigation money as well as any additional administrative overhead funds and technical assistance costs.)

Chief Patron: Hanger

Item 363 #1s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

(\$250,000)

(\$250,000)

GF

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$62,127,449".

Amendments to HB 5002

Page 325, line 29, strike "\$61,354,690" and insert "\$61,104,690".

Page 326, line 3, strike "B.1." and insert "B."

Page 326, line 3, strike "\$2,002,750" and insert: "\$1,752,750".

Page 326, line 4, strike "\$2,002,750" and insert: "\$1,752,750".

Page 326, strike lines 9 and 10.

Explanation:

(This amendment eliminates \$250,000 each year for a proposed new initiative within Virginia Outdoors Foundation for urban open space preservation.)

Chief Patron: Hanger

Item 363 #2s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

(\$526,888)

(\$9,460) GF

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$61,850,561".

Page 325, line 29, strike "\$61,354,690" and insert "\$61,345,230".

Explanation:

(This amendment removes a proposal in House Bill 5002 as introduced to provide \$526,888 in the first year and \$9,460 in the second year to expand WiFi services in Virginia's state parks.)

Chief Patron: Hanger

Item 363 #3s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

(\$4,500,000)

\$0 GF

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$57,877,449".

Page 325, line 43, after "is" strike the remainder of the line.

Page 325, line 44, strike "year and".

Explanation:

(This amendment removes \$4.5 million general fund in the first year that had been proposed in House Bill 5002 as introduced for the Virginia Land Conservation Foundation in reflection of the fact that the Foundation is receiving \$71.7 million for land purchases from a series of environmental and historic resources settlements. These amounts were deemed sufficient for

Amendments to HB 5002

land and easement purchases in the short term. Second year funding is maintained.)

Chief Patron: Hanger

Item 363 #4s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

\$112,500

\$0 GF

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$62,489,949".

Page 326, line 14, after "Park." insert:

"In addition to these amounts provided for operations and maintenance, an additional \$112,500 the first year from the general fund is appropriated to undertake emergency repairs at the Breaks Interstate Park dam."

Explanation:

(This amendment would provide \$112,500 from the general fund in the first year to the Department of Conservation and Recreation for replacement of the emergency drain system, widening of the primary spillway, and deletion of the two pressurized waterlines by filling them with concrete at the Breaks Interstate Park dam. Full costs of the project are estimated at \$250,000.)

Chief Patron: Hanger

Item 363 #5s

Natural Resources

Department of Conservation and Recreation

Language

Language:

Page 326, line 39, strike "G." and insert "G.1."

Page 326, after line 49, insert:

"2. The Department of Conservation and Recreation Board is directed to develop a prioritization process and report which evaluates the relative priority of improvements for all properties that have not yet been fully developed as State Parks or Natural Area Preserves to ensure that the development of land-banked properties and properties not fully developed State Parks is undertaken with consideration of: i.) priority on development in areas with limited access to state and regional outdoor recreation facilities; ii.) the relative operational costs and staffing needs for any new areas compared to operating and staffing needs at existing state parks and natural areas; iii.) focus on in-holdings and parcels contiguous to existing state parks and natural area preserves; and iv.) any other such criteria as may deemed appropriate. The Board shall complete its evaluation and submit its prioritized listing to the Chairmen of the House Appropriations and Senate Finance Committees no later than November 1, 2018."

Amendments to HB 5002

Explanation:

(This amendment directs the Board of the Department of Conservation and Recreation to develop a prioritization of existing state park and natural area preserve properties in order to provide the General Assembly with additional information on the relative need for park development projects to ensure that funds are used appropriately to provide recreational access across the Commonwealth at the lowest possible cost.)

Chief Patron: Hanger

Item 363 #6s

Natural Resources

FY18-19

FY19-20

Department of Conservation and
Recreation

\$965,310
6.00

\$590,944 GF
6.00 FTE

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$63,342,759".

Page 325, line 29, strike "\$61,354,690" and insert "\$61,945,634".

Page 326, after line 49, insert:

"H. Included in the amounts for State Park Management and Operations is \$965,310 the first year and \$590,944 the second year from the general fund for the initial start-up and ongoing operational costs for Phase I of Widewater State Park in Stafford County. It is the intent of the General Assembly that, as soon as practicable upon completion of Phase 1A, that the Department shall provide public access and proceed to regular revenue generating operations at the Park."

Explanation:

(This amendment will provide a Park Manager, Office Manager, Chief Ranger Law Enforcement, Chief Ranger Visitor Experience, Park Ranger and wage staff to provide oversight, management, maintenance and operational support for public use of Widewater State Park. The budget amendment also requests operational funds in each fiscal year for maintenance and repairs supplies, and for contractual services, such as phone service, refuse and equipment repairs.)

Chief Patron: Hanger

Item 363 #7s

Natural Resources

FY18-19

FY19-20

Department of Conservation and
Recreation

\$167,548
1.00

\$198,752 GF
2.00 FTE

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$62,544,997".

Amendments to HB 5002

Page 325, line 29, strike "\$61,354,690" and insert "\$61,553,442".

Page 326, after line 49, insert:

"H. Included in the amount for this item is \$167,548 and 1.0 FTE position the first year and \$198,752 and 2.0 FTE positions the second year from the general fund to support the limited operation of Seven Bends State Park."

Explanation:

(This amendment provides funding to support the limited opening of Seven Bends State Park. Funds would be used to provide minimal staffing and recreational facilities such as hiking trails, gravel parking areas, signage, and two water access points for visitors to have hand launch facilities for canoes and kayaks. In fiscal year 2015 \$2.2 million was provided for the removal of several dilapidated buildings and for the construction of parking and recreational areas and the development of river access. This activity will be completed by the end of the upcoming biennium.)

Chief Patron: Hanger

Item 363 #8s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

\$50,000

\$0 GF

Language:

Page 325, line 29, strike "\$62,377,449" and insert "\$62,427,449".

Page 326, after line 49, insert:

"H. Included in the amounts for this item is \$50,000 from the general fund in the first year for the Department of Conservation and Recreation to develop a plan to expand bike facilities at First Landing State Park."

Explanation:

(This amendment provides \$50,000 from the general fund in the first year for DCR to develop a plan to expand bike facilities at First Landing State Park.)

Chief Patron: Hanger

Item 366 #1s

Natural Resources

FY18-19

FY19-20

Department of Environmental Quality

\$250,000

\$250,000 GF

Language:

Page 327, line 36, strike "\$43,789,387" and insert "\$44,039,387".

Page 327, line 36, strike "\$43,789,387" and insert "\$44,039,387".

Page 328, after line 38, insert:

Amendments to HB 5002

"H. Included in the appropriation for this item is \$250,000 the first year and \$250,000 the second year from the general fund for the department to evaluate environmental concerns in the upper reaches of Buchanan Creek, a tributary of the Western Branch of the Lynnhaven River in Virginia Beach. The study should address: (i) adequacy of the channel; (ii) evaluation of shoreline deterioration; (iii) and potential contamination from Birchwood Gardens former private sewage treatment facility. The study may require but not be limited to: an evaluation of historical land use records; permits; water quality testing and monitoring; soil sampling and other environmental testing and evaluation as required. The report will include recommendations for any corrective action as determined to be necessary and shall be submitted to the Governor and the General Assembly no later than October 1, 2019."

Explanation:

(This amendment directs DEQ to undertake an environmental evaluation of the upper reaches of Buchanan Creek, a tributary of the Lynnhaven River, and provides \$500,000 from the general fund over the biennium for the conduct of such work.)

Chief Patron: Hanger

Item 366 #2s

Natural Resources

Department of Environmental Quality

Language

Language:

Page 328, after line 38, insert:

"H. Notwithstanding any other provision of law, the department is authorized to charge a voluntary fee of \$30,000 for review of sites or areas within common plans of development or sale with land-disturbance acreage equal to or greater than 100 acres for an expedited stormwater impact review. Any individual or firm electing to pay the voluntary fee shall be guaranteed the total government review time shall not exceed 45 days excluding any applicant's time in responding to questions. The portion of the fee above the normal \$9,600 fee shall be used by DEQ to increase the staffing level of the reviewers of these applications."

Explanation:

(This amendment authorizes DEQ to provide a voluntary increase in the stormwater review fees of \$30,000 for land-disturbance acreage greater than 100 acres and allows the requestor an expedited stormwater review of no longer than 45 days. The portion of the fee above the existing \$9,600 fee can be used by DEQ to increase the staffing of the reviewers of these applications.)

Chief Patron: Hanger

Item 368 #1s

Natural Resources

FY18-19

FY19-20

Amendments to HB 5002

Department of Environmental Quality \$20,000,000 \$0 GF

Language:

Page 329, line 23, strike "\$61,313,511" and insert "\$81,313,511".

Page 329, line 54, after "General Assembly," insert:

"including \$20,000,000 from the general fund for the fiscal year beginning July 1, 2018,"

Explanation:

(This amendment provides a general fund cash appropriation of \$20.0 million in the first year for the Stormwater Local Assistance Fund.)

Chief Patron: Hanger

Item 368 #2s

Natural Resources

FY18-19

FY19-20

Department of Environmental Quality

\$319,200

\$0 GF

Language:

Page 329, line 23, strike "\$61,313,511" and insert "\$61,632,711".

Page 330, after line 51, insert:

"I. Out of the amounts appropriated in this item is \$319,200 the first year from the general fund to retire debt and interest incurred by the W.E. Skelton 4-H Educational Conference Center at Smith Mountain Lake to comply with a consent order to replace the wastewater system at the facility."

Explanation:

(This amendment would retire debt and interest incurred by W. E. Skelton Educational Conference Center at Smith Mountain Lake. In 2001, the Center voluntarily agreed to a consent order from DEQ to replace the lagoon wastewater system with a modern system, which was completed in 2005. In 2006, the General Assembly appropriated \$375,000 to pay for part of the Center's costs, and it was anticipated that the state would pay \$375,000, in 2007. That did not materialize. In 2013 the General Assembly appropriated an additional \$80,000. The Center has been burdened with this debt and interest load since 2007, hindering its ability to deliver its products. It is important to note that the lagoon system was directed and permitted by DEQ, which then changed the requirements.)

Chief Patron: Hanger

Item 370 #1s

Natural Resources

FY18-19

FY19-20

Department of Game and Inland
Fisheries

(\$1,350,000)

(\$1,350,000) NGF

Language:

Amendments to HB 5002

Page 331, line 32, strike "\$45,144,951" and insert "\$43,794,951".

Page 331, line 32, strike "\$45,144,951" and insert "\$43,794,951".

Explanation:

(This amendment reflects the reduced transfer of sales tax revenues to DGIF. \$1.35 million each year is instead appropriated to the Virginia Port Authority for boating and related recreational waterway improvements pursuant to the provisions of Chapter 642, 2018 General Assembly, which establishes the Virginia Waterway Maintenance Fund and Grant Program.)

Chief Patron: Hanger

Item 374 #1s

Natural Resources

FY18-19

FY19-20

Department of Historic Resources

\$1,550

\$1,550

GF

Language:

Page 332, line 42, strike "\$6,954,668" and insert "\$6,956,218".

Page 332, line 42, strike "\$6,854,668" and insert "\$6,856,218".

Page 334, after line 14, insert:

"3. Notwithstanding the provisions of § 10.1-2211.2, Code of Virginia, included in this item is \$1,330 the first year and \$1,330 the second year from the general fund to support the preservation and care of historical African American graves at the Mt. Calvary Cemetery in Portsmouth, Virginia.

4. Notwithstanding the provisions of § 10.1-2211.2, Code of Virginia, included in this item is \$220 the first year and \$220 the second year from the general fund to support the preservation and care of historical African American graves at the African-American Burial Ground for the Enslaved at Belmont in Loudoun County, Virginia."

Explanation:

(This amendment provides \$1,330 from the general fund in each year to implement Senate Bill 198/House Bill 527 which add the 266 graves at the Mt. Calvary Cemetery in Portsmouth and \$220 from the general fund in each year to implement the provisions of Senate Bill 163 which adds the 44 graves at the African-American Burial Ground for the Enslaved at Belmont in Loudoun County to the list of Historical African American cemeteries cared for pursuant to § 10.1-2211.2 of the Code of Virginia.)

Chief Patron: Hanger

Item 374 #2s

Natural Resources

FY18-19

FY19-20

Department of Historic Resources

\$20,250

\$20,250

GF

Amendments to HB 5002

Language:

Page 332, line 42, strike "\$6,954,668" and insert "\$6,974,918".

Page 332, line 42, strike "\$6,854,668" and insert "\$6,874,918".

Page 333. strike lines 29 through 31 and insert:

"D. Pursuant to the provisions of § 10.1-2211.1, Code of Virginia, as amended by Chapter 639, 2018 Session of the General Assembly, out of the amounts provided for Financial Preservation shall be paid \$23,100 the first year and \$23,100 the second year from the general fund grants to the Virginia Society of the Sons of the American Revolution (VASSAR) and the Revolutionary War memorial associations caring for cemeteries as set forth in subsection B of § 10.1-2211.1, Code of Virginia. Such sums shall be expended by the associations for the routine maintenance of their respective Revolutionary War cemeteries and graves and for the graves of Revolutionary War soldiers and sailors not otherwise cared for in other cemeteries; and in erecting and caring for markers, memorials, and monuments to the memory of such soldiers, sailors, and persons rendering service to the Patriot cause in the Revolutionary War."

Explanation:

(This amendment provides an additional \$20,250 each year from the general fund to provide \$5.00 per year per grave for Revolutionary War graves. It implements the provisions of Chapter 639, 2018 Session of the General Assembly, which increases the number of recognized graves from 150 up to a maximum of 4,200. The Virginia Society, Sons of the American Revolution, have identified 4,200 of such graves and any funds not dispersed to the group would be retained by the Department of Historic Resources and distributed at the discretion of the department to grants for maintenance, renovation, repair or reconstruction of cemeteries or graves or to erect and care for markers, memorials and monuments.)

Chief Patron: Hanger

Item 376 #1s

Natural Resources

FY18-19

FY19-20

Marine Resources Commission

\$750,000

\$1,000,000 GF

Language:

Page 334, line 37, strike "\$20,187,803" and insert "\$20,937,803".

Page 334, line 37, strike "\$20,187,803" and insert "\$21,187,803".

Page 335, line 25, strike "\$2,000,000" and "\$2,000,000" and insert:

"\$2,750,000" and "\$3,000,000".

Page 335, line 26, after, "replenishment", insert "and oyster restoration".

Page 335, line 26 after "activities." insert:

"From these amounts \$750,000 the first year and \$1,000,000 the second year from the general fund shall be used to provide support for oyster restoration."

Explanation:

Amendments to HB 5002

(This amendment increases the Marine Resources Commission's funding for oyster replenishment and restoration activities by \$750,000 the first year and \$1.0 million the second year.)

Chief Patron: Hanger

Item 377 #1s

Natural Resources

FY18-19

FY19-20

Marine Resources Commission

\$160,000

\$0 GF

Language:

Page 335, line 32, strike "\$2,769,820" and insert "\$2,929,820".

Page 335, after line 46, insert:

"C. Out of this appropriation, \$160,000 the first year from the general fund is designated for completion of the public boat ramp project RF16-11/RF16-11a1, including all necessary and reasonable improvements as may be required for public access."

Explanation:

(This amendment provides \$160,000 from the general fund to complete funding for a public access boat ramp.)

Chief Patron: Hanger

Item 377 #2s

Natural Resources

FY18-19

FY19-20

Marine Resources Commission

\$0

(\$190,000) GF

Language:

Page 335, line 32, strike "\$2,947,820" and insert "\$2,757,820".

Page 335, strike lines 45 through 46.

Explanation:

(This amendment eliminates a proposed initiative to use \$190,000 from the general fund in the second year to remove a derelict barge from Belmont Bay.)

Chief Patron: Hanger

Item 379 #1s

Natural Resources

FY18-19

FY19-20

Marine Resources Commission

\$175,000

\$225,000 GF

Language:

Page 336, line 5, strike "\$2,514,325" and insert "\$2,689,325".

Amendments to HB 5002

Page 336, line 5, strike "\$2,514,325" and insert "\$2,739,325".

Page 336, after line 24, insert:

"E. Out of this appropriation, \$175,000 the first year and \$225,000 the second year from the general fund is provided for relocation costs of the Virginia Marine Resources Commission headquarters and all operational facilities to publicly owned land at Ft. Monroe. It is the intent of the General Assembly that all operational assets of the Commission, including but not limited to communications, dispatch, and marine equipment storage remain co-located as part of the current relocation project. The Department of General Services, Division of Real Estate Services and the Fort Monroe Authority shall provide all necessary assistance, including but not limited to revisions to the Fort Monroe Authority Master Plan."

Explanation:

(This amendment provides adequate funding to VMRC to facilitate the full transfer of administration and operational facilities from Newport News to Ft. Monroe.)

Chief Patron: Hanger

Item 380 #1s

Natural Resources

FY18-19

FY19-20

Virginia Museum of Natural History

\$250,000

\$0 GF

Language:

Page 336, line 35, strike "\$3,272,111" and insert "\$3,522,111".

Page 336, after line 44, insert:

"A. Out of this appropriation, \$250,000 the first year from the general fund is provided for a preliminary planning study to establish a satellite location of the Virginia Natural History Museum in Waynesboro, Virginia."

Explanation:

(This amendment provides funding for a preliminary planning study to establish a Waynesboro satellite location of the Virginia Natural History Museum. An initial impact study has already been completed.)

Chief Patron: Hanger

Item 381 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Secretary of Public Safety and
Homeland Security

(\$850,000)

\$0 GF

Language:

Page 338, line 3, strike "\$2,173,142" and insert "\$1,323,142".

Pages 338, line 28, strike "\$1,000,000" and insert "\$150,000".

Amendments to HB 5002

Page 338, strike line 29.

Page 338, line 30, strike:

"Communications (COMLINC) system. Out of this appropriation up to \$150,000 may".

Page 338, line 32, after "interoperability." strike "The".

Page 338, strike line 33.

Page 338, line 34, strike:

"interoperability among state, local and federal communications systems."

Explanation:

(This amendment reduces the general fund appropriation to the Secretary of Public Safety and Homeland Security by \$850,000 in the first year. The introduced budget included \$1.0 million from the general fund the first year for the Secretary to (i) spend up to \$150,000 to identify the necessary system upgrades to ensure interoperability of state, local, and federal public safety radio systems, (ii) begin making identified upgrades, and (iii) report the findings of its evaluation to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2018. This amendment provides \$150,000 for evaluation of necessary upgrades, and requires the Secretary to provide the recommendations of the evaluation to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2018.)

Chief Patron: Hanger

Item 385 #1s

Public Safety and Homeland Security

Department of Alcoholic Beverage Control

Language

Language:

Page 339, line 43, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Page 340, line 17, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Explanation:

(This amendment is technical in nature, and replaces a reference to the Department of Alcoholic Beverage Control with a reference to the Alcoholic Beverage Control Authority.)

Chief Patron: Hanger

Item 385 #2s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Alcoholic Beverage Control

(\$1,060,248)

(\$1,060,248)

NGF

Language:

Amendments to HB 5002

Page 339, line 34, strike "\$715,950,057" and insert "\$714,889,809".

Page 339, line 34, strike "\$753,966,617" and insert "\$752,906,369".

Page 339, after line 33, insert:

"D. Included in this appropriation is \$839,752 in each year from the Enterprise Fund to be used to support civilian licensing technicians."

Explanation:

(This amendment reduces the nongeneral fund appropriation by \$1.1 million in each year to accurately align expenditures with projected revenues from legislation that would increase license fees.)

Chief Patron: Hanger

Item 390 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Corrections

\$0

\$3,000,000

GF

Language:

Page 343, line 11, strike "\$998,894,525" and insert "\$1,001,894,525".

Explanation:

(This amendment provides \$3.0 million the second year from the general fund to increase base operating support for the Department of Corrections. These amounts will reduce the number of vacancies the Department must maintain in order to fund its operating costs.)

Chief Patron: Hanger

Item 390 #2s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Corrections

\$5,734,996

\$0

GF

Language:

Page 343, line 11, strike "\$1,000,443,034" and insert "\$1,006,178,030".

Explanation:

(This amendment restores \$5.7 million the first year from the general fund to the Department of Corrections for inmate medical costs based upon revised estimate of savings from Medicaid transformation.)

Chief Patron: Hanger

Item 391 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Amendments to HB 5002

Department of Corrections	\$71,503	\$37,400	GF
	\$420,993	\$112,200	NGF
	2.00	2.00	FTE

Language:

Page 345, line 18, strike "\$103,832,536" and insert "\$104,325,032".

Page 345, line 18, strike "\$103,482,536" and insert "\$103,632,136".

Page 347, after line 24, insert:

"O.1. Consistent with the provisions of Chapter 198 of the 2017 Session of the General Assembly, the Director, Department of Corrections, shall implement the recommendations relating to the Department of Corrections made by the Department of Medical Assistance Services in its November 30, 2017 report on streamlining the Medicaid application and enrollment process for incarcerated individuals.

2. For the purpose of implementing these recommendations, included in the appropriation for this item are \$71,503 the first year and \$37,400 the second year from the general fund, and \$420,993 the first year and \$112,200 the second year from nongeneral funds and two positions."

Explanation:

(This amendment requires the Department of Corrections to implement the recommendations of the November 30, 2017 report by the Department of Medical Services that made several recommendations for streamlining the Medicaid application and enrollment process for incarcerated individuals. The amendment also increases the general fund and nongeneral fund appropriation to the Department to implement the recommendations, and provides two positions.)

Chief Patron: Hanger

Item 391 #2s

Public Safety and Homeland Security

Department of Corrections

Language

Language:

Page 346, strike lines 15 through 19.

Explanation:

(This amendment removes proposed expansion of capital outlay authority that would have allowed the Department of Corrections to bypass the capital outlay processes required for all agencies under the Department of General Services.)

Chief Patron: Hanger

Item 391 #3s

Public Safety and Homeland Security

Department of Corrections

Language

Language:

Page 347, after line 24, insert:

"O. The Department of Corrections shall evaluate potential options to reduce the number of state-responsible inmates with serious mental illness who serve the entirety of their state-responsible sentences in, and are released directly from, local and regional jails. In its evaluation, and using the definition of serious mental illness in accordance with the American Correctional Association, the Department shall give consideration to (i) the number of state-responsible inmates identified by jail staff with serious mental illness held in regional jails, the jails in which they are held, their diagnostic category as delineated in the DSM-V, the length of their state-responsible sentence and the type of their offense, and whether they were assigned to a DBHDS facility from the jail for evaluation; (ii) which among these offenders should be prioritized for transfer to a state correctional facility; (iii) the current inmate population with serious mental illness held in state correctional facilities, their diagnosis and the acuity of their symptoms, and the length of their sentence and the type of their offenses; (iv) the facilities and services currently provided for the treatment of inmates with serious mental illness held in state correctional facilities; and, (v) what additional capital and operating resources would be needed by the Department to facilitate a reduction in the number of state-responsible inmates with serious mental illness serving the entirety of their sentence in local and regional jails. The Department shall provide the results of its evaluation to the Chairmen of the House Appropriations and Senate Finance Committees no later than October 15, 2018."

Explanation:

(This amendment requires the Department of Corrections to evaluate options to reduce the number of state-responsible inmates with serious mental illness serving the entirety of their state-responsible sentences in local and regional jails, and to report the findings of its evaluation to the Chairmen of the House Appropriations and Senate Finance Committees by October 15, 2018.)

Chief Patron: Hanger

Item 391 #4s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Corrections

(\$300,000)

\$0 GF

Language:

Page 345, line 18, strike "\$103,832,536" and insert "\$103,532,536".

Page 347, line 8, strike "\$350,000" and insert "\$50,000."

Page 347, strike lines 13 through 20, and insert:

"1. Chapter 549 -- \$50,000".

Explanation:

(This amendment authorizes the required deposit of \$50,000 into the Corrections Special Reserve Fund, pursuant to § 30-19.1:4 of the Code of Virginia, for sentencing legislation adopted during the 2018 General Assembly Session.)

Chief Patron: Hanger

Item 391 #5s

Public Safety and Homeland Security

Department of Corrections

Language

Language:

Page 347, after line 24, insert:

“O. The Department of Corrections shall assess its long-term facility needs with respect to providing appropriate levels of medical and mental health care to its offender population. At a minimum, the assessment shall include (i) a summary of the Department's existing clinical, geriatric, assisted living, and mental health capacity, and an assessment of the sufficiency of this existing capacity to meet the current and future needs of the Department's offender population; (ii) a prioritized list of capital projects which may be needed to address the Department's current or future needs for capacity in relation to (i) which shall include a discussion of the methodology used by the Department to prioritize projects and the estimated cost of each project; and, (iii) a short-term plan to house offenders in a manner which reduces the risks related to transmittable diseases. The Department shall provide the results of its assessment to the Director, Department of Planning and Budget, and the Chairmen of the House Appropriations and Senate Finance Committees no later than October 1, 2018.”

Explanation:

(This amendment requires the Department of Corrections to assess its capital needs for healthcare and report its findings to the Direct of the Department of Planning and Budget and Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2018.)

Chief Patron: Hanger

Item 391 #6s

Public Safety and Homeland Security

Department of Corrections

Language

Language:

Page 347, after line 24, insert:

"O. By September 1 of each year, the Department of Corrections shall remit data to the Director of the Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance Committees regarding medical treatment provided to offenders at each facility.

Amendments to HB 5002

The data shall include, as a proportion of average daily population at each facility, the levels of inmates who received care, including: the specific proportions of inmates from each facility who were treated as inpatients, the specific proportion of inmates from each facility who were treated as outpatients, data on prescription drug administration, and the proportion of inmates from each facility who received other discrete services. When negotiating contracts with healthcare vendors, the Department of Corrections shall include the reporting of data required under this paragraph as a requirement within the contract."

Explanation:

(This amendment requires the Department to provide data on healthcare services provided to offenders.)

Chief Patron: Hanger

Item 395 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Criminal Justice
Services

\$558,420

\$558,420 NGF

Language:

Page 348, line 22, strike "\$109,138,192" and insert "\$109,696,612".

Page 348, line 22, strike "\$109,138,192" and insert "\$109,696,612".

Page 351, line 26, strike "\$2,100,000" and replace with "\$2,658,420".

Page 351, line 27, strike "\$2,100,000" and replace with "\$2,658,420".

Page 351, line 29, strike "\$1,100,000" and "\$1,100,000" and insert:
"\$1,450,000" and "\$1,450,000".

Page 351, line 31, strike "\$1,000,000" and "\$1,000,000" and insert:
"\$1,208,420" and "\$1,208,420".

Explanation:

(This technical amendment adjusts nongeneral fund appropriation by \$0.6 million in each year in order to provide equal amounts to the Department of Criminal Justice Services to support the Southern Virginia Internet Crimes Against Children program, and to the Virginia State Police to support the Northern Virginia Internet Crimes Against Children program, consistent with statutory distribution levels.)

Chief Patron: Hanger

Item 395 #2s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Criminal Justice
Services

\$1,300,000

\$0 GF

Language:

Amendments to HB 5002

Page 348, line 22, strike "\$109,138,192" and insert "\$110,438,192".

Page 350, line 38, after "appropriation,", strike "\$1,700,000" and insert "\$3,000,000".

Explanation:

(This amendment provides an additional \$1.3 million the first year from general funds for additional grants to be distributed from the School Resource Officer Incentive Grants Fund.)

Chief Patron: Hanger

Item 395 #3s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Criminal Justice
Services

\$0

(\$2,500,000) GF

Language:

Page 348, line 22, strike "\$109,138,192" and insert "\$106,638,192".

Page 351, line 46, after "first year" strike "and \$2,500,000".

Page 351, line 47, strike "the second year".

Explanation:

(This amendment limits the extension of the jail mental health pilot program to a single year. The pilots were originally approved by the 2016 General Assembly, and were expected to last 18 months. The Governor's introduced budget included \$2.5 million from the general fund each year to extend the pilots to a total of 42 months. This amendment allows the pilot programs to operate for a total of 30 months, and will provide an opportunity for the General Assembly to review the performance and outcomes of these pilots when the Department of Criminal Justice services provides its evaluation in October 2018.)

Chief Patron: Hanger

Item 395 #4s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Criminal Justice
Services

\$100,000

\$100,000 GF

Language:

Page 348, line 22, strike "\$109,138,192" and insert "\$109,238,192".

Page 348, line 22, strike "\$109,138,192" and insert "\$109,238,192".

Page 351, after line 48, insert:

"K. Included in this appropriation is \$100,000 in each year from the general fund for the Department of Criminal Justice Services to make competitive grants to nonprofit organizations to support services for law enforcement, including post critical incident seminars and peer-supported critical incident stress management programs to promote officer safety and wellness,

Amendments to HB 5002

under guidelines to be established by the Department. The Department shall evaluate the effectiveness of the program and report on its findings to the Secretary of Public Safety and Homeland Security, the Director of the Department of Planning and Budget, and the Chairmen of the House Appropriations and Senate Finance Committees by July 1, 2020."

Explanation:

(The amendment provides \$100,000 from the general fund per year for the Department of Criminal Justice Services to make grants to nonprofit organizations to provide critical incident support services to law enforcement.)

Chief Patron: Hanger

Item 399 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Emergency
Management

(\$650,000)

(\$1,300,000) GF

Language:

Page 353, line 21, strike "\$27,228,746" and insert "\$26,578,746".

Page 353, line 21, strike "\$27,908,283" and insert "\$26,608,283".

Page 353, line 43, strike "\$1,150,000" and insert "\$500,000".

Page 353, line 43, strike "\$1,800,000" and insert "\$500,000".

Explanation:

(This amendment provides \$500,000 each year from the general fund for the Virginia Department of Emergency Management to conduct emergency preparedness training. The introduced budget included \$1.15 million the first year and \$1.8 million the second year for this purpose.)

Chief Patron: Hanger

Item 404 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Fire Programs

\$144,850
1.00

\$123,100 NGF
1.00 FTE

Language:

Page 356, line 29, strike "\$8,734,151" and insert "\$8,879,001".

Page 356, line 29, strike "\$8,734,151" and insert "\$8,857,251".

Page 356, line 42, before "Notwithstanding" insert "A. "

Page 356, after line 45, insert:

"B. Included in the amounts appropriation for this items is \$144,850 the first year and \$123,100 the second year from the Fire Programs Fund to implement a modular training program for

Amendments to HB 5002

volunteer firefighters in accordance with House Bill 729 of the 2018 Session of the General Assembly."

Explanation:

(This amendment provides \$144,850 the first year and \$123,100 the second year from the Fire Programs Fund and one position to implement training programs as required by House Bill 729.)

Chief Patron: Hanger

Item 407 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Forensic Science

\$144,336

\$144,336 GF

Language:

Page 357, line 20, strike "\$47,716,944" and insert "\$47,861,280".

Page 357, line 20, strike "\$48,072,444" and insert "\$48,216,780".

Page 358, after line 10, insert:

"D. Included in the appropriation for this item is \$144,336 each year from the general fund for the estimated costs of materials needed for the additional DNA testing required pursuant to Chapters 543 and 544 of the 2018 Session of the General Assembly."

Explanation:

(This amendment provides to the Department of Forensic Science \$144,336 each year from the general fund for additional DNA testing pursuant to the provisions of Chapters 543 and 544 of the 2018 Session of the General Assembly. An companion amendment to the front page reflects the \$104,388 in additional general fund revenue expected to be collected each year as a result of enacting the bill.)

Chief Patron: Hanger

Item 413 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Juvenile Justice

\$420,993
2.00

\$112,200 NGF
2.00 FTE

Language:

Page 362, line 7, strike "\$19,032,877" and insert "\$19,453,870".

Page 362, line 7, strike "\$19,032,877" and insert "\$19,145,077".

Page 362, after line 18, insert:

"A.1. Consistent with the provisions of Chapter 198 of the 2017 Session of the General Assembly, the Director, Department of Juvenile Justice, shall implement the recommendations relating to the Department of Juvenile Justice made by the Department of Medical Assistance

Amendments to HB 5002

Services in its November 30, 2017 report on streamlining the Medicaid application and enrollment process for incarcerated individuals.

2. For the purpose of implementing these recommendations, included in the amounts appropriated for this item is \$420,993 the first year and \$112,200 the second year from nongeneral funds and two positions."

Explanation:

(This amendment requires the Department of Juvenile Justice to implement the recommendations of the November 30, 2017 report by the Department of Medical Services that made several recommendations for streamlining the Medicaid application and enrollment process for incarcerated individuals.)

Chief Patron: Hanger

Item 416 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of Military Affairs

(\$100,000)

(\$100,000) GF

Language:

Page 362, line 46, strike "\$52,568,404" and insert "\$52,468,404".

Page 362, line 46, strike "\$52,568,404" and insert "\$52,468,404".

Explanation:

(This amendment removes new funding included in the introduced budget to reimburse the Department of Military Affairs for the conduct of cyber security assessments for state and local governments. The Department is currently reimbursed for the costs incurred for these assessments by the Center for Information Technology.)

Chief Patron: Hanger

Item 419 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of State Police

(\$392,356)

(\$523,141) GF

-7.00

-7.00 FTE

Language:

Page 364, line 10, strike "\$60,752,872" and insert "\$60,360,516".

Page 364, line 10, strike "\$60,883,657" and insert "\$60,360,516".

Explanation:

(This amendment removes funding and positions included in the introduced budget related to proposed legislation which would have required universal background checks for firearm

Amendments to HB 5002

purchases. The associated bills were not passed.)

Chief Patron: Hanger

Item 419 #2s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of State Police

\$1,678,929

\$262,329 GF

Language:

Page 364, line 10, strike "\$60,752,872" and insert "\$62,431,801".

Page 364, line 10, strike "\$60,883,657" and insert "\$61,145,986".

Page 365, after line 32, insert:

"K. Included in the amounts provided for this item is \$1,678,929 the first year and \$262,329 the second year from the general for the Department to implement and operate an electronic summons system in Division 7. The Department shall work in cooperation with the Office of the Executive Secretary of the Supreme Court to implement the system, and shall provide a report on the its activities and the outcomes of the system implementation by November 1, 2019."

Explanation:

(This amendment provides \$1.7 the first year and \$262,000 the second year from general funds for the Department of State Police to implement an electronic summons system in Division 7.)

Chief Patron: Hanger

Item 420 #1s

Public Safety and Homeland Security

FY18-19

FY19-20

Department of State Police

(\$1,862,632)

\$0 GF

Language:

Page 365, line 34, strike "\$286,506,138" and insert "\$284,643,506".

Page 367, line 21, after "Item," strike "\$3,406,365" and insert "\$1,543,733".

Explanation:

(This amendment reduces by \$1,862,632 the first year the general fund appropriation provided to State Police for replacement of two helicopters through the Commonwealth's Master Equipment Lease Program (MELP). Given delivery of the helicopters is expected in January 2020, the first MELP-related payment for the helicopters is not expected to occur until the second year.)

Chief Patron: Hanger

Item 420 #2s

Amendments to HB 5002

Public Safety and Homeland Security

FY18-19

FY19-20

Department of State Police

\$103,470

\$103,470

GF

1.00

1.00

FTE

Language:

Page 365, line 39, strike "\$286,506,138" and insert "\$286,609,608".

Page 365, line 39, strike "\$286,378,265" and insert "\$286,481,735".

Page 367, after line 34, insert:

"Q. Included in this appropriation is \$103,470 in each year from the general fund for the Department of State Police to hire an aviation mechanic for the Fourth Aviation Division in Abingdon."

Explanation:

(This amendment provides \$103,470 from the general fund per year for the Department to hire an aviation mechanic for the Fourth Division.)

Chief Patron: Hanger

Item 420 #3s

Public Safety and Homeland Security

Department of State Police

Language

Language:

Page 367, strike lines 33 and 34.

Page 367, line 32, after "\$1,129,554" insert:

"in the second year from the general fund to establish the second Special Operations Division, which shall serve the Sixth Division. Positions from the Sixth Division that are transferred into the Special Operations Sixth Division shall be backfilled in the Sixth Division."

Explanation:

(This amendment provides language to clarify intent of funding.)

Chief Patron: Hanger

Item 424 #1s

Technology

FY18-19

FY19-20

Secretary of Technology

(\$568,482)

(\$568,482)

GF

-5.00

5.00

FTE

Language:

Page 370, line 3, strike "\$568,482" and insert "\$0".

Page 370, line 3, strike "\$568,482" and insert "\$0".

Amendments to HB 5002

Page 370, strike lines 2 through 10.

Explanation:

(This amendment removes funding and positions from the Office of the Secretary of Technology to support the transfer of technology function to the Secretaries of Administration and Commerce and Trade. Companion amendments move funding and positions to the Offices of the Secretaries of Administration and Commerce and Trade.)

Chief Patron: Hanger

Item 425 #1s

Technology	FY18-19	FY19-20	
Innovation and Entrepreneurship Investment Authority	(\$10,546,485)	(\$10,546,485)	GF

Language:

Page 370, line 12, strike "\$10,546,485" and insert "\$0".

Page 370, line 12, strike "\$10,546,485" and insert "\$0".

Page 370, strike lines 11 through 45.

Page 371, strike lines 1 through 52.

Page 372, strike lines 1 through 54.

Page 373, strike lines 1 through 54.

Page 374, strike lines 1 through 53.

Explanation:

(This amendment removes the Innovation and Entrepreneurship Investment Authority (IEIA) from the Technology secretariat for the purposes of moving it to the Commerce and Trade secretariat. A companion amendment moves the IEIA to the Commerce and Trade secretariat.)

Chief Patron: Hanger

Item 426 #1s

Technology	FY18-19	FY19-20	
Virginia Information Technologies Agency	(\$2,740,163) -7.00	(\$2,740,163) -7.00	NGF FTE

Language:

Page 375, line 2, strike "\$2,740,163" and insert "\$0".

Page 375, line 2, strike "\$2,740,163" and insert "\$0".

Page 374, strike line 54.

Page 375, strike lines 1 through 48.

Explanation:

Amendments to HB 5002

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 427 #1s

Technology	FY18-19	FY19-20	
Virginia Information Technologies Agency	(\$22,896,338) -14.00	(\$22,896,338) -14.00	NGF FTE

Language:

Page 375, line 50, strike "\$22,896,338" and insert "\$0".

Page 375, line 50, strike "\$22,896,338" and insert "\$0".

Page 375, strike lines 49 through 54.

Page 376, strike lines 1 through 16.

Explanation:

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 428 #1s

Technology	FY18-19	FY19-20	
Virginia Information Technologies Agency	(\$329,182,128) -1.20	(\$329,182,128) -1.20	NGF FTE

Language:

Page 376, line 18, strike "\$329,182,128" and insert "\$0".

Page 376, line 18, strike "\$329,182,128" and insert "\$0".

Page 376, strike lines 17 through 51.

Page 377, strike lines 1 through 3.

Explanation:

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 429 #1s

Amendments to HB 5002

Technology	FY18-19	FY19-20	
Virginia Information Technologies Agency	(\$6,760,438) -17.05	(\$6,760,438) -17.05	NGF FTE

Language:

Page 377, line 5, strike "\$6,760,438" and insert "\$0".
Page 377, line 5, strike "\$6,760,438" and insert "\$0".
Page 377, strike lines 4 through 17.

Explanation:

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger Item 430 #1s

Technology	FY18-19	FY19-20	
Virginia Information Technologies Agency	(\$1,110,137) -3.60	(\$1,110,137) -3.60	NGF FTE

Language:

Page 377, line 19, strike "\$1,110,137" and insert "\$0".
Page 377, line 19, strike "\$1,110,137" and insert "\$0".
Page 377, strike lines 18 through 22.

Explanation:

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger Item 431 #1s

Technology	FY18-19	FY19-20	
Virginia Information Technologies Agency	(\$43,786,114) -160.70	(\$40,916,114) -160.70	NGF FTE

Language:

Page 377, line 23, strike "\$43,786,114" and insert "\$0".
Page 377, line 23, strike "\$40,916,114" and insert "\$0".
Page 377, strike lines 23 through 50.

Amendments to HB 5002

Page 378, strike lines 1 through 43.

Explanation:

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 432 #1s

Technology

FY18-19

FY19-20

Virginia Information Technologies Agency

(\$425,164)
(\$6,423,844)
-36.45

(\$425,164) GF
(\$6,382,284) NGF
-36.45 FTE

Language:

Page 378, line 44, strike "\$6,849,008" and insert "\$0".

Page 378, line 44, strike "\$6,807,448" and insert "\$0".

Page 378, strike lines 44 through 56.

Page 379, strike lines 1 through 57.

Page 380, strike lines 1 through 34.

Explanation:

(This amendment removes a portion of the Virginia Information Technologies Agency (VITA) from the Technology secretariat for the purposes of moving it to the Administration secretariat. Companion amendments move the remainder of VITA to the Administration secretariat.)

Chief Patron: Hanger

Item 432 #2s

Technology

Virginia Information Technologies Agency

Language

Language:

Page 379, line 11, after "scans," insert:

"However, no state agency shall be required to disable, in full or in part, any software system, process, or other tool the state agency utilizes to protect such public-facing websites and systems."

Explanation:

(This amendment is self-explanatory.)

Amendments to HB 5002

Chief Patron: Hanger

Item 439 #1s

Transportation

FY18-19

FY19-20

Department of Motor Vehicles

\$13,000,000

\$13,000,000 NGF

Language:

Page 385, line 43, strike "\$201,197,223" and insert "\$214,197,223".

Page 385, line 43, strike "\$198,657,741" and insert "\$211,657,741".

Page 386, line 46, strike "\$10" and insert "\$15".

Page 386, line 46, strike "replacement and supplemental".

Explanation:

(This amendment would adjust the fee on all motor vehicle titles to partially offset the impact of inflation. The title fee was originally set at \$10.00 in 1982. This is anticipated to generate approximately \$13.0 million in nongeneral fund resources for the department each year. Neighbor jurisdiction title fees average \$33.93. In Maryland the charge is \$100.00, in North Carolina it is \$52.00 for a mailed copy and \$98.00 for instant service, and in the District of Columbia it is \$26.00.)

Chief Patron: Hanger

Item 439 #2s

Transportation

Department of Motor Vehicles

Language

Language:

Page 387, after line 48, insert:

"P. The Commissioner of the Department of Motor Vehicles, in consultation with applicable stakeholder groups, shall report on the feasibility and advisability of outsourcing driver license road tests for adults. Such report shall be submitted to the Chairmen of the House and Senate Transportation Committees no later than November 15, 2018."

Explanation:

(This amendment would direct DMV to study the feasibility of privatizing driver license road tests.)

Chief Patron: Hanger

Item 439 #3s

Transportation

Department of Motor Vehicles

Language

Language:

Amendments to HB 5002

Page 387, line 38, strike "\$20,700,000" and insert "\$10,500,000".

Explanation:

(This amendment is one of a series of language amendments to phase-in the implementation of REAL ID and associated additional personnel and staffing costs.)

Chief Patron: Hanger

Item 439 #4s

Transportation

FY18-19

FY19-20

Department of Motor Vehicles

-29.00

-29.00 FTE

Language:

Page 387, strike line 47 through 48 and insert:

"2. At least 10 days prior to any draw downs from this line of credit, the Secretaries of Finance and Transportation shall report to the Chairmen of the House Appropriations and Senate Finance Committees the following: (i) the amount of any proposed draw down, (ii) the incremental and cumulative costs associated with system modifications and equipment, (iii) the incremental and cumulative number of full-time equivalent positions and part-time positions filled to support the implementation of the federal REAL ID Act and, (iv) the intended usage of any new draw downs. Subsequent to October 1, 2018, the department shall report on a quarterly basis to the Chairmen of the House Appropriations and Senate Finance Committees on the number of REAL ID compliant credentials that have been issued and any changes in average wait times at DMV offices that have resulted from the increased workload. The first report shall be submitted by January 1, 2019 for the period October 1, 2018 through December 31, 2018, and additional reports shall be submitted every three months thereafter."

Explanation:

(This amendment reduces the number of new FTE positions authorized to implement the federal REAL ID Act by 29 positions, leaving 42 new full-time personnel available. While a multi-year effort with up-front costs, the implementation of federally compliant identification should not rely on permanent employees given that we cannot accurately estimate how many will chose to pay for the voluntary credential, nor the timing of when citizens choose to obtain such credentials. House Bill 5002 as introduced authorized an increase of 25.0 FTE positions in fiscal year 2018 and increased that number to 71.0 FTE positions in fiscal year 2019 and fiscal year 2020 to support this effort. This amendment reduces the position request and includes a number of reporting requirements to allow for greater General Assembly oversight of the process. If DMV sees a degradation of its service levels, the 2019 General Assembly could choose to address this issue by authorizing additional personnel.)

Chief Patron: Hanger

Item 443 #1s

Transportation

Department of Motor Vehicles Transfer Payments

Language

Language:

Page 388, line 38, before "Funds", insert "A."

Page 388, line 41, after".", insert:

"B. Notwithstanding any other provision of law, the Commissioner may divulge tax information collected pursuant to § 58.1-2291 et seq., Code of Virginia, to the executive director or designee of the Northern Virginia Transportation Commission, the Potomac and Rappahannock Transportation Commission, and the Hampton Roads Transportation Accountability Commission for their confidential use of such tax information as may be necessary to facilitate the collection of the taxes collected in the respective member jurisdictions. Any person to whom tax information is divulged pursuant to this section shall be subject to the prohibitions and penalties prescribed in § 58.1-3, Code of Virginia, as though that person were a tax official as defined in that section."

Explanation:

(This amendment directs DMV to provide all relevant information including price and volume of fuels sold in Hampton Roads and Northern Virginia to which the regional motor fuels tax is calculated in each region.)

Chief Patron: Hanger

Item 443 #2s

Transportation

Department of Motor Vehicles Transfer Payments

Language

Language:

Page 388, at the beginning of line 38 insert:

"The amounts generated from the sales tax on fuel in certain transportation districts in this item are estimated at \$61,200,000 to the Northern Virginia Transportation Commission, \$40,800,000 to the Potomac and Rappahannock Transportation Commission, and \$49,500,000 to the Hampton Roads Transportation Accountability Commission in the first year and \$62,000,000 to the Northern Virginia Transportation Commission, \$41,400,000 to the Potomac and Rappahannock Transportation Commission, and \$50,300,000 to the Hampton Roads Transportation Accountability Commission in the second year. These estimates are listed for informational purposes only."

Explanation:

(This amendment simply lists the amounts estimated to be generated by the regional sales tax on motor fuel so that the public and General Assembly can more easily find the amounts generated in each district.)

Chief Patron: Hanger

Item 445 #1s

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 390, line 9, strike "Item 436 B. 5." and insert "Item 433 B. 5".

Page 390, line 27, strike "58.1-638 A. 4. e." and insert "58.1-638 A. 4. b.".

Page 390, line 36, strike "33.2-241" and insert "33.2-214".

Page 390, line 55, strike "58.1-638 A. 4. b. 1. (c)" and insert "58.1-638 A. 4. b. 1."

Explanation:

(This amendment corrects inaccurate item and Code section references contained in this item.)

Chief Patron: Hanger

Item 445 #2s

Transportation

FY18-19

FY19-20

Department of Rail and Public
Transportation

\$0

(\$110,000,000) NGF

Language:

Page 389, line 16, strike "\$553,248,455" and insert "\$443,248,455".

Page 391, strike lines 6 through line 17 and insert:

"G.1. The Department of Rail and Public Transportation, in conjunction with the Department of Treasury and the Department of General Services shall investigate options to develop a program for the financing of statewide transit capital needs using the Master Equipment Leasing Program currently operated through the Department of the Treasury as a model to facilitate group purchases of mass transit equipment. The goal of the program would be twofold: (i) to achieve cost savings through bulk purchases and (ii) to establish a revolving fund to meet transit capital replacement needs that does not rely on the use of longer-term debt for items with a limited life cycle.

2. As part of this effort, the department shall convene a work group that includes representatives from the Northern Virginia, Rappahannock and Potomac, and Hampton Roads Transportation District Commissions, at least one transit property that is not a member of a Transportation District Commission, the Virginia Municipal League and the Virginia Association of Counties. The work group shall utilize the Report of the Transit Capital Revenue Advisory Board findings relating to state of good repair needs to develop and estimate of the amount of transit capital funding needed annually and shall also identify potential sources within the Transportation Trust Fund that could be used to provide lease payments for the program.

3. The Director of the Department of Rail and Public Transportation shall submit a report on the proposed program, including legal requirements, terms, rates and operational structure to the Governor, the Chairman of the House Appropriations Committee and the Senate Finance Committee by November 1, 2018."

Explanation:

(This amendment eliminates a proposed \$110.0 million bond authorization for transit capital improvements that is included in House Bill 5002 as introduced in fiscal year 2020. It is premature to issue bonds for this purpose before implementing the transit capital project prioritization process similar to that which is used for highway projects under "Smart Scale." Further, the bonds do not fully expire until fiscal year 2021, with the commitment under PRIIA funded with bonds through fiscal year 2020. The bond language is replaced with a directive that DRPT investigate options to establish a MELP program which could serve as a revolving fund for the purchase of this equipment which has a limited lifetime and is not suited for longer-term bonds.)

Chief Patron: Hanger

Item 445 #3s

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 389, strike lines 24 through 50, and insert:

"A.1. Except as provided in Item 447, the Commonwealth Transportation Board shall allocate all monies in the Commonwealth Mass Transit Fund, as provided herein and in § 33.2-1526.1, Code of Virginia. The total appropriation for the Commonwealth Mass Transit Fund is estimated to be \$296,028,000 the first year and \$296,079,000 the second year from the Transportation Trust Fund. From these funds, the following estimated allocations shall be made:

a. \$90,932,000 the first year and \$90,948,000 the second year to statewide Operating Assistance as provided in § 33.2-1526.1.C.1., Code of Virginia.

b. \$36,666,000 the first year and \$36,672,000 the second year from the Commonwealth Mass Transit Fund to statewide Capital Assistance.

c. \$156,930,000 the first year and \$156,958,000 the second year from the Commonwealth Mass Transit Fund to the Northern Virginia Transportation Commission to support the operating and capital costs of the Washington Metropolitan Area Transit Authority.

d. Notwithstanding the provisions of paragraph A.1.a, A.1.b, and A.1.c of this item, prior to the annual adoption of the Six-Year Improvement Program, the Commonwealth Transportation Board may allocate funding from the Commonwealth Mass Transit Fund to implement the transit and transportation demand management improvements identified for the I-95 corridor.

Amendments to HB 5002

Such costs shall include only direct transit capital and operating costs as well as transportation demand management activities. Costs associated with additional park and ride lots required to be funded by the Commonwealth under the provisions of the Comprehensive Agreement for the Interstate 95 High Occupancy Toll Lanes project shall be borne by the Department of Transportation as set out in Item 450 of this act.

2. Included in this item is \$1,500,000 the first year and \$1,500,000 the second year from the Commonwealth Mass Transit Trust Fund. These allocations are designated for “paratransit” capital projects and enhanced transportation services for the elderly and disabled.

3. Included in this item is an amount estimated at \$1,200,000 the first year and \$1,200,000 the second year from the Commonwealth Mass Transit Trust Fund. These allocations are designated for federally mandated state safety oversight of fixed rail guideway transit agencies located in the Commonwealth.

4. a. From the amounts appropriated in this item from the Commonwealth Mass Transit Fund, \$8,800,000 the first year and \$8,801,000 the second year is the estimated allocation to statewide Special Programs as provided in § 33.2-1526.1, Code of Virginia.

b. From the amounts provided for Special Programs, the Commonwealth Transportation Board shall operate a program entitled the Transportation Efficiency Improvement Fund (TEIF). The purpose of the TEIF program is to reduce traffic congestion by supporting transportation demand management programs and projects designed to reduce the movement of passengers and freight on Virginia's highway system.

5. The amount allocated for public transportation purposes according to Item 436B 5 is an amount estimated at \$25,583,000 the first year and \$25,583,000 the second year from federal sources for the Surface Transportation Block Grant (STBG) program.

B. Funds from a stable and reliable source, as required in Public Law 96-184, as amended, are to be provided to Metro from payments authorized and allocated in this program and pursuant to §§ 58.1-1720 and 58.1-2295, Code of Virginia. Notwithstanding any other provision of law, funds allocated to Metro under this program may be disbursed by the Department of Rail and Public Transportation directly to Metro or to any other transportation entity that has an agreement to provide funding to Metro as deemed appropriate by the Department. In appointing the Virginia members of the board of directors of the Washington Metropolitan Area Transit Authority (WMATA), the Northern Virginia Transportation Commission shall include the Secretary of Transportation or his designee as a principal member on the WMATA board of directors.

C. All Commonwealth Mass Transit Funds appropriated for Financial Assistance for Public Transportation shall be used only for public transportation purposes as defined by the Federal Transit Administration or outlined in § 58.1-638 A.4. or in § 33.2-156.1, Code of Virginia.

D. It is the intent of the General Assembly that no transit operating assistance funding, as provided in A.1.a. of this item, be used to support any new transit system or route at a level higher than such project would be eligible for under the allocation formula set out in § 33.2-

Amendments to HB 5002

1526.1.C.1., Code of Virginia, beyond the first two years of its operation.
Page 390, strike lines 1 through 42.

Explanation:

(This amendment sets out a separate allocation for Metro to ensure that funding for other statewide transit properties is not impacted by changing Metro allocations and makes other technical corrections to the language in Item 445 as included in House Bill 5002 as introduced. The funding suballocations mirror language included in Chapters 854 and 856, 2018 Session of the General Assembly.)

Chief Patron: Hanger

Item 446 #1s

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 391, line 31, strike "souce" and insert "source".

Explanation:

(This amendment is a technical correction relating to a misspelling in this item.)

Chief Patron: Hanger

Item 450 #1s

Transportation

Department of Transportation

Language

Language:

Page 394, after line 40, insert:

"H. The Commonwealth Transportation Board shall, no later than December 1, 2018, review and report to the Chairmen of the House and Senate Committees on Transportation, the Joint Transportation Accountability Commission, the House Committee on Appropriations and the Senate Committees on Finance, on the overall condition and funding needs of large and unique bridge and tunnel structures in the Commonwealth. As part of the review, the Board shall make recommendations addressing funding of such projects within the State of Good Repair program. In developing these recommendations the Board shall assess the impact of establishing a set aside from the State of Good Repair funding pot, limited use of the provisions of § 33.2-369 B., Code of Virginia, which allows for the waiving of district minimum caps in a single year, or such other options as they might identify."

Explanation:

Amendments to HB 5002

(This amendment directs the Commonwealth Transportation Board to assess conditions and estimate potential costs for funding infrastructure needs of special structures, including unique bridges and tunnels.)

Chief Patron: Hanger

Item 450 #2s

Transportation

FY18-19

FY19-20

Department of Transportation

(\$10,600,000)

(\$10,800,000) NGF

Language:

Page 393, line 25, strike "\$2,605,551,490" and insert "\$2,594,951,490".

Page 393, line 25, strike "\$2,184,395,205" and insert "\$2,173,595,205".

Page 393, line 28, strike "\$79,543,750" and insert "\$59,943,750".

Page 393, line 28, strike "\$49,600,246" and insert "\$38,800,246".

Explanation:

(This amendment reflects the transfer of the motor vehicle rental tax to WMATA pursuant to the provisions of legislation adopted by the 2018 General Assembly. Companion amendments reflect the increase in Item 453.)

Chief Patron: Hanger

Item 452 #1s

Transportation

Department of Transportation

Language

Language:

Page 395, line 17, before "Included" insert "A."

Page 395, after line 18, insert:

"B. It is the intent of the General Assembly that the toll revenues, and any bond proceeds or concession payments backed by such toll revenues, derived from the express lanes on Interstate 64 between the interchange of Interstate 64 with Interstate 664 and the interchange of Interstate 64 with Interstate 564 be used to reduce the necessary contribution from the Hampton Roads Transportation Accountability Commission established pursuant Chapter 26 of Title 33.2, Code of Virginia, for a project to expand the capacity of Interstate 64 between the interchange of Interstate 64 with Interstate 664 and the interchange of Interstate 64 with Interstate 564."

Explanation:

(This amendment directs the Virginia Department of Transportation to dedicate any toll revenues, bond proceeds, or concession payments derived from the Hampton Roads express lanes to reducing the contributions of the Hampton Roads Transportation Accountability

Amendments to HB 5002

Commission towards interstate capacity expansion projects in Hampton Roads.)

Chief Patron: Hanger

Item 453 #1s

Transportation

Department of Transportation

Language

Language:

Page 395, line 24, strike "\$68,923,856" and insert "\$69,287,562".

Page 395, line 24, strike "\$68,551,205" and insert "\$68,914,911".

Page 395, line 26, strike "\$15,551,924" and insert "\$15,188,218".

Page 395, line 26, strike "\$15,748,226" and insert "\$15,384,520".

Page 396, after line 32, insert:

"F. Consistent with § 33.2-366, Code of Virginia, the Commonwealth Transportation Board, when establishing annual rates of payments to Counties that have elected to withdraw from the secondary highway system, shall adjust such rate annually with i) procedures established for adjusting payments to cities, and ii) lane mileage adjustments. It is the express intent of the General Assembly, that under no circumstance shall the addition of lane miles to one jurisdiction result in the direct or indirect reduction in the calculation of payment to any other jurisdiction receiving payment from funds appropriated for Financial Assistance for County Road Maintenance (60702)."

Explanation:

(This amendment clarifies the legislative intent of the Code of Virginia for the Commonwealth Transportation Board and the Virginia Department of Transportation when calculating annual rates of payment for counties that have elected to withdraw from the secondary highway system. An erroneous interpretation by the Board, at the recommendation of VDOT's Local Assistance Division, in June 2017 resulted in a one-time reduction in the calculation of maintenance payments to Henrico County due to an unanticipated increase in the lane miles in Arlington County.)

Chief Patron: Hanger

Item 453 #2s

Transportation

FY18-19

FY19-20

Department of Transportation

\$10,766,667

\$24,366,397 NGF

Language:

Page 395, line 20, strike "\$1,055,137,057" and insert "\$1,065,903,724".

Page 395, line 20, strike "\$1,048,970,884" and insert "\$1,073,337,281".

Page 395, line 28, strike "\$415,033,333" and insert "\$266,800,000".

Page 395, line 28, strike "\$408,133,333" and insert "\$272,600,000".

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Page 395, line 30, strike "\$169,100,000" and insert "\$191,200,000".

Page 395, line 30, strike "\$172,100,000" and insert "\$194,200,000".

Page 395, after line 30, insert:

"Distribution of Washington Metropolitan Area Transit Authority Capital Fund Revenues (60708) \$127,400,000 \$128,200,000

Distribution of Certain Taxes to Certain Localities in Planning District 8 (60709) \$9,500,000 \$9,600,000".

Page 396, strike lines 13 through 32 and insert:

"E. Distribution of Washington Metropolitan Area Transit Authority Capital Fund Revenues represents direct payments, of the revenue collected and deposited into the Fund, to the Washington Metropolitan Area Transit Authority for uses pursuant to Chapter 34 of Title 33.2, Code of Virginia."

Explanation:

(This amendment removes funding for WMATA included in the introduced budget and adds funding generated for the regional transportation entities from the addition of the gas tax floor and the generation of funds to provide dedicated revenue for WMATA pursuant to legislation adopted by the 2018 General Assembly. It is the intent of the General Assembly that any additional shifting of funds among VDOT and DRPT programs required to reflect Chapters 854 and 856, 2018 Session of the General Assembly, be included in the Governor's amendments to the fiscal year 2018-2020 budget submitted in December, 2018.)

Chief Patron: Hanger

Item 461 #1s

Transportation

FY18-19

FY19-20

Virginia Port Authority

\$1,350,000

\$1,350,000 NGF

Language:

Page 404, line 29, strike "\$6,530,725" and insert "\$7,880,725".

Page 404, line 29, strike "\$6,531,925" and insert "\$7,881,925".

Page 405, after line 2, insert:

"D. Out of amounts in this item, \$1,350,000 the first year and \$1,350,000 the second year from amounts transferred to this item pursuant § 3-1.01 M. of this act, the Authority shall award a grant of funds to a qualified applicant or applicants to support a dredging project or projects that have been approved by the Authority. The source of the grant funds shall be the Virginia Waterway Maintenance Fund created pursuant to § 62.1-132.3:3. Applicants shall be limited to political subdivisions and the governing bodies of Virginia localities. The Authority shall develop guidelines establishing an application process as set out in Chapter 642, 2018 Session of the General Assembly. Projects for which the Authority may award grant funding include (i) feasibility and cost evaluations, pre-project engineering studies, and project permitting and contracting costs for a waterway project conducted by the Commonwealth; (ii) the state portion of a nonfederal sponsor funding requirement for a federal project, which may include the

Amendments to HB 5002

beneficial use of dredged materials that are not covered by federal funding; (iii) the Commonwealth's maintenance of shallow-draft navigable waterway channel maintenance dredging and the construction and management of areas for the placement of dredged material; and (iv) the beneficial use, for environmental restoration and the mitigation of coastal erosion or flooding, of dredged materials from waterway projects conducted by the Commonwealth. Special consideration shall be given to any locality which provides a three-to-one match for any requested funding in the first year."

Explanation:

(This amendment allocates \$1.35 million nongeneral fund each year for the Virginia Waterway Maintenance Fund established pursuant to Chapter 642, 2018 Session of the General Assembly.)

Chief Patron: Hanger

Item 461 #2s

Transportation

FY18-19

FY19-20

Virginia Port Authority

(\$2,000,000)

(\$2,000,000) GF

Language:

Page 404, line 29, strike "\$6,530,725" and insert "\$4,530,725".

Page 404, line 29, strike "\$6,531,925" and insert "\$4,531,925".

Page 404, line 48, strike "Out of this appropriation" and insert:
"Of the amounts authorized in Item 103 A.1."

Page 404, line 49, strike "shall" and insert "may".

Explanation:

(This amendment removes \$2.0 million from the general fund each year that is proposed for the Port Economic Development Zone Grant Funds and replaces it with authorization to utilize a like amount from the Commonwealth Opportunity Fund should appropriate projects eligible for these grants come available. This has been the practice for the past two years.)

Chief Patron: Hanger

Item 464 #1s

Veterans and Defense Affairs

Secretary of Veterans and Defense Affairs

Language

Language:

Page 406, strike lines 14 and 15.

Page 406, after line 13, insert:

"A.1. Any administrative reappropriations or other administrative appropriation increases pursuant to Item 458 of the Appropriation Act for the 2014-2016 biennium to address the

Amendments to HB 5002

encroachment of incompatible uses in localities in which the United States Navy Master Jet Base, an auxiliary landing field, or United States Air Force Base are located shall continue to be governed by the provisions contained in the 2014-2016 Appropriation Act. The recurring, dedicated special (nongeneral) fund component of the U.S. Navy Master Jet Base and Auxiliary Landing Field encroachment mitigation program is continued through June 30, 2020.

2. In the event that dedicated special revenues generated pursuant to the provisions of the 2014-16 Appropriations Act exceed the amounts needed to fund the requirements set out in that Act, any excess dedicated special fund revenue a total of \$3,000,000 is hereby appropriated as follows:

a. \$1,700,000 for encroachment mitigation activities in the vicinity of Naval Auxiliary Landing Field Fentress;

b. \$700,000 for encroachment mitigation activities in the vicinity of Langley Air Force Base; and

c. \$600,000 for encroachment mitigation activities in the vicinity of Naval Air Station Oceana.

3. The amounts identified in paragraph A.2. of this item shall be used to provide additional assistance to the locality in which the United States Navy Master Jet Base auxiliary landing field is located for the purpose of purchasing property or development rights and otherwise converting such property to an appropriate compatible use and prohibiting new uses or development which is deemed incompatible with air operations arising from such Master Jet Base."

Explanation:

(This amendment makes clarification regarding distributions of encroachment mitigation activities around Naval Auxiliary Landing Field Fentress, Langley Air Force Base, and Naval Air Station Oceana.)

Chief Patron: Hanger

Item 466 #1s

Veterans and Defense Affairs

FY18-19

FY19-20

Department of Veterans Services

\$73,303

\$22,609 GF

Language:

Page 406, line 39, strike "\$17,562,437" and insert "\$17,635,740".

Page 406, line 39, strike "\$17,873,835" and insert "\$17,896,444".

Explanation:

(This amendment provides \$73,000 the first year and \$23,000 the second year from the general fund to fully-fund the amounts requested by the Department of Veterans Services to establish a new position of Women Veterans Coordinator. The Department requested \$124,000 per year for

the position, but the Governor's introduced budget included \$51,000 the first year and \$101,000 the second year.)

Chief Patron: Hanger

Item 466 #2s

Veterans and Defense Affairs

Department of Veterans Services

Language

Language:

Page 407, after line 36, insert:

"D. For the Virginia Values Veterans Program, the Department is hereby directed to measure (i) the program's specific effect on employers' knowledge of how to appropriately recruit and retain veterans as civilian sector employees, (ii) the program's specific effect on employers' decisions to hire more veterans than if employers did not participate in the program, and (iii) the time and effort required by employers to participate in the program. The Department shall also develop a plan to improve the effect of the Virginia Values Veterans Program on employer knowledge and hiring decisions, and reduce the time and effort required of participating employers. The plan should evaluate whether improvements should be made to the program, or whether program resources could be more effectively used by other programs to help veterans. If it is determined that program improvements should be made, the plan shall define those specific changes to the program, as well as the roles, responsibilities, and costs to both Department staff and contractors in implementing any such recommended changes. The Department shall provide its assessment and recommended plan to the Chairmen of the House Appropriations and Senate Finance Committees no later than November 1, 2018."

Explanation:

(This amendment requires the Department of Veterans Services to develop a plan to improve the efficiency and effectiveness of the Virginia Values Veterans program, and report its findings and recommendations to the Chairmen of the House Appropriations and Senate Finance Committees no later than November 1, 2018.)

Chief Patron: Hanger

Item 474 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 412, after line 51, insert:

"7. The Department of Human Resource Management shall include language in all contracts, signed on or after July 1, 2018, with third party administrators of the state employee health plan requiring the third party administrators to: 1) maintain policies and procedures for transparency

Amendments to HB 5002

in their pharmacy benefit administration programs; 2) transparently provide information to state employees through an explanation of benefits regarding the cost of drug reimbursement; dispensing fees; copayments; coinsurance; the amount paid to the dispensing pharmacy for the claim; the amount charged to the third party administrator for the claim by the third party administrator's pharmacy benefit manager; and the amount charged by the third party administrator to the Commonwealth; and 3) provide a report to the Department of Human Resource Management of the aggregate difference in amounts between reimbursements made to pharmacies for claims covered by the state employee insurance plan, the amount charged to the third party administrator for the claim by the third party administrator's pharmacy benefit manager, and the amount charged by the third party administrator to the Commonwealth as well as an explanation for any difference. The department shall report to the Governor and the Chairmen of the House Appropriations and Senate Finance Committees on its implementation of this item by October 1, 2018."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item 474 #2s

Central Appropriations

FY18-19

FY19-20

Central Appropriations

\$9,752,617

\$100,860,471 GF

Language:

Page 411, line 7, strike "\$34,064,453" and insert "\$43,817,070".

Page 411, line 7, strike "\$140,835,833" and insert "\$241,696,304".

Page 412, line 27, strike "\$37,532,857" and insert "\$33,650,659".

Page 412, line 28, strike "\$94,574,904" and insert "\$84,583,369".

Page 412, line 34, after "employees." strike the remainder of the line.

Page 412, strike lines 35 and 36.

Page 417, strike line 54 and insert:

"S.1. The Governor is hereby authorized to allocate a sum of up to \$13,634,815 the first year and \$160,280,119 the second year from this appropriation to the extent necessary to offset any downward revisions of the general fund revenue estimate prepared for fiscal years 2019 and 2020 after the enactment by the General Assembly of the 2018 Special Session I Appropriation Act. If the forecast of general fund revenues for fiscal years 2019 and 2020 developed as the basis for the 2019 budget bill is no less than the revenues assumed in the 2018 Appropriation Act then such appropriation shall be used only for employee compensation purposes as stated in paragraphs T., U., V., W., X., Y., Z., and AA. below.

2. Furthermore, \$131,500,000 the second year from the general fund allocated to support the state share of a three percent salary adjustment for SOQ funded positions authorized in Item 136 of this act shall be unallotted if the provisions of paragraph S.1. are not met and the actions

Amendments to HB 5002

authorized in paragraphs T., U., V., W., X., Y., Z., and AA. of this item are not effectuated.

T.1. The base salary of the following employees shall be increased by two percent on June 10, 2019:

a. Full-time and other classified employees of the Executive Department subject to the Virginia Personnel Act;

b. Full-time employees of the Executive Department not subject to the Virginia Personnel Act, except officials elected by popular vote;

c. Any official whose salary is listed in § 4-6.01 of this act, subject to the ranges specified in the agency head salary levels in § 4-6.01 c;

d. Full-time staff of the Governor's Office, the Lieutenant Governor's Office, the Attorney General's Office, Cabinet Secretaries' Offices, including the Deputy Secretaries, the Virginia Liaison Office, and the Secretary of the Commonwealth's Office;

e. Heads of agencies in the Legislative Department;

f. Full-time employees in the Legislative Department, other than officials elected by popular vote;

g. Legislative Assistants as provided for in Item 1 of this act;

h. Judges and Justices in the Judicial Department;

i. Heads of agencies in the Judicial Department;

j. Full-time employees in the Judicial Department;

k. Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission, the Chief Executive Officer of the Virginia College Savings Plan, and the Directors of the Virginia Lottery and the Virginia Retirement System; and

l. Full-time employees of the State Corporation Commission, the Virginia College Savings Plan, the Virginia Lottery, Virginia Workers' Compensation Commission, and the Virginia Retirement System.

2.a. Employees in the Executive Department subject to the Virginia Personnel Act shall receive the salary increases authorized in this paragraph only if they attained at least a rating of "Contributor" on their latest performance evaluation.

b. Salary increases authorized in this paragraph for employees in the Judicial and Legislative Departments, employees of Independent agencies, and employees of the Executive Department not subject to the Virginia Personnel Act shall be consistent with the provisions of this paragraph, as determined by the appointing or governing authority. The appointing or governing authority shall certify to the Department of Human Resource Management that employees receiving the awards are performing at levels at least comparable to the eligible employees as set out in subparagraph 2.a. of this paragraph.

Amendments to HB 5002

3. The Department of Human Resource Management shall increase the minimum and maximum salary for each band within the Commonwealth's Classified Compensation Plan by four percent on June 10, 2019. No salary increase shall be granted to any employee as a result of this action. The department shall develop policies and procedures to be used in instances when employees fall below the entry level for a job classification due to poor performance. Movement through the revised pay band shall be based on employee performance.

4. Out of the amounts for Supplements to Employee Compensation is included \$68,791,336 the second year from the general fund to support the general fund portion of costs associated with the salary increase provided in this paragraph.

5. The following agency heads, at their discretion, may utilize agency funds or the funds provided pursuant to this paragraph to implement the provisions of new or existing performance-based pay plans:

- a. The heads of agencies in the Legislative and Judicial Departments;
- b. The Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission;
- c. The Attorney General;
- d. The Director of the Virginia Retirement System;
- e. The Director of the Virginia Lottery;
- f. The Director of the University of Virginia Medical Center;
- g. The Chief Executive Officer of the Virginia College Savings Plan;
- h. The Executive Director of the Virginia Port Authority; and
- i. The Chief Executive Officer of the Virginia Alcoholic Beverage Control Authority.

6. The base rates of pay, and related employee benefits, for wage employees may be increased up to two percent no earlier than June 10, 2019. The cost of such increases for wage employees shall be borne by existing funds appropriated to each agency.

U.1. The appropriations in this item include funds to increase the base salary of the following employees by two percent on July 1, 2019, provided that the governing authority of such employees use such funds to support salary increases for the following listed employees:

- a. Locally-elected constitutional officers;
- b. General Registrars and members of local electoral boards;
- c. Full-time employees of locally-elected constitutional officers and,
- d. Full-time employees of Community Services Boards, Centers for Independent Living, secure detention centers supported by Juvenile Block Grants, juvenile delinquency prevention and local court service units, local social services boards, local pretrial services act and

Amendments to HB 5002

comprehensive community corrections act employees, and local health departments where a memorandum of understanding exists with the Virginia Department of Health.

2. Out of the appropriation for Supplements to Employee Compensation is included \$17,882,376 the second year from the general fund to support the costs associated with the salary increase provided in this paragraph.

V.1. In addition to the salary increase authorized in paragraph T. of this item, the appropriation for this item includes \$38,040,000 from the general fund the second year to provide an additional two percent merit based salary adjustment for state employees with three or more years of continuous state service listed in paragraph T. of this item, except for faculty at institutions of higher education, appointed officials and employees designated as university staff at institutions of higher education, and judges and justices in the Judicial Department, and Officials whose salary is listed in § 4-6.01 of this act, effective June 10, 2019. Agency directors shall have the authority to provide individual employees a merit increase in excess of two percent provided the total cost of all merit increases for each agency does not exceed the two percent average.

2. The following agency heads, at their discretion, may utilize agency funds or the funds provided pursuant to this paragraph to implement the provisions of new or existing performance-based pay plans:

- a. The heads of agencies in the Legislative and Judicial Departments;
- b. The Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission;
- c. The Attorney General;
- d. The Director of the Virginia Retirement System;
- e. The Director of the Virginia Lottery;
- f. The Director of the University of Virginia Medical Center;
- g. The Chief Executive Officer of the Virginia College Savings Plan;
- h. The Executive Director of the Virginia Port Authority; and
- i. The Chief Executive Officer of the Virginia Alcoholic Beverage Control Authority.

W. The appropriations in this item includes \$6,670,930 the first year and \$17,949,110 the second year from the general fund to support the cost of a \$2,016 salary increase for Correctional Officers and Correctional Officer Seniors within the Department of Corrections effective January 10, 2019.

X. The appropriations in this item includes \$391,791 the first year and \$958,044 the second year from the general fund to support the cost of a \$1,846 salary increase for Correctional Officers and Correctional Officer Seniors within the Department of Juvenile Justice effective January 10, 2019.

Amendments to HB 5002

Y. Included in this appropriation is \$145,997 the first year and \$350,394 the second year from the general fund to support the cost of the following salary adjustment for all members of the Virginia Marine Police effective January 10, 2019:

- 1.) The starting salary for officers of the Virginia Marine Police shall be set at \$41,814.
- 2.) Consistent with current practice, officers of the Virginia Marine police shall receive a five percent salary adjustment after completing one year of service resulting in a salary of \$43,905.
- 3.) The salary for all current members of the Virginia Marine Police with more than one year of service shall be the greater of \$43,905 or their current salary adjusted for a 6.5 percent increase.

Z. The appropriations in this item includes \$5,083,333 the first year and \$12,200,000 the second year from the general fund to support the cost of increasing the salaries for direct service associates, licensed practical nurses, and registered nurses employed in facilities of the Department of Behavioral Health & Developmental Services to within three percent of the market median effective January 10, 2019."

AA. The appropriations in this item includes \$1,342,764 the first year and \$4,108,859 the second year from the general fund to support the cost of increasing the entry level pay for sworn deputy sheriffs in sheriffs' offices by \$871 effective February 1, 2019."

Page 418, strike lines 1 through 47.

Page 419, strike lines 1 through 28.

Explanation:

(This amendment provides funding, in a revenue reserve for employee compensation actions. The funding is contingent on the projected general fund revenues for fiscal year 2019 and 2020 not decreasing as part of the budget development process for the 2019 budget bill. A portion of the funding for the compensation increases comes from eliminating the proposal in the introduced budget to have the state pay the employee share of the increase in health insurance premiums for the projected fiscal year 2019 and fiscal year 2020 premium increases. The funding for DOC assumes savings of \$1.5 million in fiscal year 2019 and \$2.0 million in fiscal year 2020 from reduced overtime and provides the net new funding required.)

Chief Patron: Hanger

Item 474 #3s

Central Appropriations

Central Appropriations

Language

Language:

Page 417, strike lines 25 through 32.

Page 417, after line 24, insert:

"O.1. In addition to the contributions required under § 51.1-145 of the Code of Virginia, and notwithstanding any other contrary provisions of the Appropriation Act or of § 51.1-145, all

Amendments to HB 5002

institutions of higher education that have established their own optional retirement plan under § 51.1-126(B) shall, beginning October 1, 2018, pay contributions to the employer's retirement allowance account in an amount equal to the difference between the total retirement contribution rate required on behalf of State employees and the rate payable by the Commonwealth under § 51.1-126(F)(1) for Optional Retirement Plan for Higher Education employees who became a member on or after July 1, 2010. Such payment shall be made for each employee who began participating in an Optional Retirement Plan for Higher Education under § 51.1-126(B) on or after January 1, 2014, and who, as of that date, was not directly engaged in the performance of teaching duties, with the exception of employees of entities described in § 51.1-126.1, § 51.1-126.3, and Chapter 24 of Title 23.1.

2. Furthermore, the Department of Accounts, the Virginia Retirement System, and the universities of higher education shall work to develop a methodology to identify and report separately personnel services expenditures for university personnel in positions that use to be classified positions but have been transitioned to university staff positions.

3. The Virginia Retirement System and the universities of higher education shall submit a report to the Chairmen of the House Appropriations and Senate Finance Committees by November 15, 2018 on the approximate unfunded liability that maybe attributable to these positions and the level of additional contributions the system will realize from the surcharge."

Explanation:

(This amendment authorizes the Virginia Retirement System to adjust the contribution rate charged for university employees in positions that were transitioned from the defined benefit VRS program to an optional defined contribution retirement plan in order to recover stranded unfunded liability costs.)

Chief Patron: Hanger

Item 474 #4s

Central Appropriations

FY18-19

FY19-20

Central Appropriations

\$992,222

\$0 GF

Language:

Page 411, line 7, strike "\$34,064,453" and insert "\$35,056,675".

Page 412, after line 51, insert:

"7. In addition to the amounts cited in paragraph G.1 of this item, \$992,222 the first year from the general fund shall be provided for the Department of Human Resource Management for the repayment of costs incurred pursuant to the proposal to establish an optional statewide local employee health insurance program."

Explanation:

(This amendment provides \$992,222 from the general fund for the Department of Human

Amendments to HB 5002

Resource Management to cover costs that have been incurred, and charged to a line of credit, in an effort to develop an optional statewide pooled health insurance program for employees of political subdivisions.)

Chief Patron: Hanger

Item 474 #5s

Central Appropriations

Central Appropriations

Language

Language:

Page 412, after line 51, insert:

"7. Notwithstanding the provisions of § 38.2-3418.17 and any other provision of law, effective October 1, 2018, the Department of Human Resource Management shall provide coverage under the state employee health insurance program for the treatment of autism spectrum disorder through the age of eighteen."

Explanation:

(This amendment expand for the treatment of autism spectrum disorder to include children age eleven through eighteen. Currently children age ten and younger are covered.)

Chief Patron: Hanger

Item 475 #1s

Central Appropriations

FY18-19

FY19-20

Central Appropriations

\$0

\$303,103 GF

Language:

Page 419, line 30, strike "\$41,228,716" and insert "\$41,531,819".

Page 421, line 16, strike "\$27,128,293" and insert "\$27,414,371".

Page 423, line 44, strike "\$4,583" and insert "\$21,608".

Explanation:

(This amendment provides \$303,103 from the general fund in increased funding in fiscal year 2020 to reflect an increase in charges as a result of the salary actions authorized in Item 474 of this act.)

Chief Patron: Hanger

Item 475 #2s

Central Appropriations

Central Appropriations

Language

Amendments to HB 5002

Language:

Page 423, line 28, strike "432" and insert "84.70".

Explanation:

(This amendment updates the item reference to VITA, Item 84.70.)

Chief Patron: Hanger

Item 475 #3s

Central Appropriations

FY18-19

FY19-20

Central Appropriations

(\$1,000,000)

(\$1,000,000) GF

Language:

Page 419, line 30, strike "\$30,908,315" and insert "\$29,908,315".

Page 419, line 30, strike "\$41,228,716" and insert "\$40,228,716".

Page 420, line 27, strike "\$2,000,000" and "\$2,000,000" and insert:
"\$1,000,000" and "\$1,000,000".

Explanation:

(This amendment reduces the funding provided for unanticipated expenditures by \$1.0 million from the general fund each year.)

Chief Patron: Hanger

Item 478 #1s

Independent Agencies

FY18-19

FY19-20

State Corporation Commission

\$1,300,000

\$1,300,000 NGF

Language:

Page 426, line 24, strike "\$28,536,417" and insert "\$29,836,417".

Page 426, line 24, strike "\$28,721,897" and insert "\$30,021,897".

Explanation:

(This amendment restores Public Service Company Fee and Taxes and Federal Trust Appropriation.)

Chief Patron: Hanger

Item 481 #1s

Independent Agencies

FY18-19

FY19-20

State Corporation Commission

(\$100,000)

(\$100,000) GF

Language:

Amendments to HB 5002

Page 427, line 5, strike "\$201,278" and insert "\$101,278".
Page 427, line 5, strike "\$201,278" and insert "\$101,278".
Page 427, line 11, strike "\$201,278" and insert "\$101,278".
Page 427, line 12, strike "\$201,278" and insert "\$101,278".

Explanation:

(This amendment reduces the general fund support for the management of the federal health benefit exchange by \$100,000 from the general fund each year to reflect actual expenditure levels.)

Chief Patron: Hanger

Item 485 #1s

Independent Agencies

Virginia College Savings Plan

Language

Language:

Page 429, after line 5, insert:

"E. "The newly created Investment Director position at the Virginia College Savings Plan shall assist the CEO and Board in directing, managing, and administering the Plan's assets. The Investment Director shall serve at the pleasure of the Board and may be removed by a majority vote of the Board."

Explanation:

(This amendment requires that the newly created Investment Director report directly to the Virginia529 Board in order to ensure appropriate independence in the management of Virginia529 investments.)

Chief Patron: Hanger

Item 490 #1s

Independent Agencies

FY18-19

FY19-20

Virginia Workers' Compensation
Commission

\$173,960
2.00

\$148,160 NGF
2.00 FTE

Language:

Page 430, line 47, strike "\$40,386,167" and insert "\$40,560,127".
Page 430, line 47, strike "\$40,386,167" and insert "\$40,534,327".

Explanation:

(This amendment provides \$173,960 the first year and \$148,160 the second year in nongeneral funds and two positions pursuant to House Bill 483, which would require the Workers' Compensation Commission to locate victims for whom restitution is owed and for whom

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restitution amounts have been deposited into the Criminal Injuries Compensation Fund.)

Chief Patron: Hanger

Item C-0 #1s

General Conditions

General Conditions

Language

Language:

Page 436, line 14, after "operational-related", insert "or other".

Page 436, line 14, after "partnerships", insert "and leasehold financing arrangements".

Page 436, after line 27, insert:

"d. The University of Mary Washington is further authorized to convey fee simple title in and to one or more parcels of land to the University of Mary Washington Foundation (UMWF) which will develop and use the land for the purpose of developing and establishing residential housing for students, faculty, or staff, recreational, athletic, and/or operational related facilities including office, retail and commercial, student services, or other auxiliary activities."

Explanation:

(This amendment provides technical language changes to make the alternative financing authority consistent across institutions.)

Chief Patron: Hanger

Item C-8 #1s

Education: Higher Education

FY18-19

FY19-20

James Madison University

(\$77,000,000)

\$0 NGF

Language:

Page 439, line 27, strike "\$77,000,000" and insert "\$0".

Explanation:

(This amendment removes the Expand Warren Hall project which requires a significant fee increase.)

Chief Patron: Hanger

Item C-8.50 #1s

Education: Higher Education

FY18-19

FY19-20

Longwood University

\$1,378,000

\$0 NGF

Language:

Page 439, after line 31, insert:

Amendments to HB 5002

"§ 2-5.10 LONGWOOD UNIVERSITY (214)

C-8.50 Planning: Renovate / Expand Environmental Health & Safety and Facilities Annex Building		\$1,378,000	\$0
Fund Sources:	Higher Education Operating	\$1,378,000	\$0 "

Page 439, after line 31, insert:

"1. In accordance with Chapter 15.1 (§ 2.2-1515 et seq.) of Title 2.2 of the Code of Virginia, Longwood University shall submit its completed detailed planning documents to the Six-Year Capital Outlay Plan Advisory Committee for its review and recommendation. Longwood University is authorized to use additional higher education operating nongeneral funds to move to working drawings for this project. However, no planning documents pursuant to this item shall be submitted to the Governor or the General Assembly prior to July 1, 2019.

2. Longwood University shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase."

Explanation:

(This amendment provides nongeneral fund authority to plan the renovation and expansion of the Environmental Health & Safety and Facilities Annex Building.)

Chief Patron: Hanger

Item C-10.10 #1s

Education: Higher Education	FY18-19	FY19-20
Norfolk State University	\$3,500,000	\$0 NGF

Language:

Page 439, after line 37, insert:

"C-10.10 Planning: Science Building Replacement		\$3,500,000	\$0
Fund Sources:	Higher Education Operating	\$3,500,000	\$0 "

Page 439, after line 37, insert:

"1. In accordance with Chapter 15.1 (§ 2.2-1515 et seq.) of Title 2.2 of the Code of Virginia, Norfolk State University shall submit its completed detailed planning documents to the Six-Year Capital Outlay Plan Advisory Committee for its review and recommendation. Norfolk State University is authorized to use additional higher education operating nongeneral funds to move to working drawings for this project. However, no planning documents pursuant to this item shall be submitted to the Governor or the General Assembly prior to July 1, 2019.

2. Norfolk State University shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase."

Amendments to HB 5002

Explanation:

(This amendment provides nongeneral fund authority for Norfolk State University to plan for the Science Building replacement.)

Chief Patron: Hanger

Item C-11.50 #1s

Education: Higher Education

FY18-19

FY19-20

Radford University

\$4,000,000

\$0 NGF

Language:

Page 440, after line 7, insert:

"§ 2-7.10 RADFORD UNIVERSITY (217)

C-11.50 Planning: Renovation / Construction
Center of Adaptive Innovation and Creativity
(CAIC)

\$4,000,000

\$0

Fund Sources:

Higher Education
Operating

\$4,000,000

\$0 "

Page 440, after line 7, insert:

"1. In accordance with Chapter 15.1 (§ 2.2-1515 et seq.) of Title 2.2 of the Code of Virginia, Radford University shall submit its completed detailed planning documents to the Six-Year Capital Outlay Plan Advisory Committee for its review and recommendation. Radford University is authorized to use additional higher education operating nongeneral funds to move to working drawings for this project. However, no planning documents pursuant to this item shall be submitted to the Governor or the General Assembly prior to July 1, 2019.

2. Radford University shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase."

Explanation:

(This amendment provides nongeneral fund authority to plan for the Renovation / Construction of the Center of Adaptive Innovation and Creativity.)

Chief Patron: Hanger

Item C-16.10 #1s

Education: Higher Education

FY18-19

FY19-20

Virginia Military Institute

\$1,800,000

\$0 NGF

Language:

Page 440, after line 27, insert:

Amendments to HB 5002

"C-16.10 Planning: Physical Training Facility Phase 3 (Aquatic Center)		\$1,800,000	\$0
Fund Sources:	Higher Education Operating	\$1,800,000	\$0 "

Page 440, after line 27, insert:

"1. In accordance with Chapter 15.1 (§ 2.2-1515 et seq.) of Title 2.2 of the Code of Virginia, Virginia Military Institute shall submit its completed detailed planning documents to the Six-Year Capital Outlay Plan Advisory Committee for its review and recommendation. Virginia Military Institute is authorized to use additional higher education operating nongeneral funds to move to working drawings for this project. However, no planning documents pursuant to this item shall be submitted to the Governor or the General Assembly prior to July 1, 2019.
2. Virginia Military Institute shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase."

Explanation:

(This amendment provides nongeneral fund authority to plan for the construction of the Corps Physical Training Facility Phase 3 (Aquatic Center).)

Chief Patron: Hanger

Item C-16.10 #2s

Education: Higher Education	FY18-19	FY19-20
Virginia Military Institute	\$1,500,000	\$0 NGF

Language:

Page 440, after line 27, insert:

"C-16.10 Improvements: Expand / Improve Clarkson-McKenna Press Box		\$1,500,000	\$0
Fund Sources:	Bond Proceeds	\$1,500,000	\$0 "

Explanation:

(This amendment authorizes \$1.5 million in 9d bond proceeds in the first year at the Virginia Military Institute to expand and improve the Clarkson-McKenna Press Box to support ESPN 3 broadcasts and official replay. This is an NCAA Southern Conference requirement starting in 2019. Constructed in 1987 the top two floors of Clarkson-McKenna house the Press Box and Ferebee Lounge. A two story addition will be added on either side of the Press Box (a total of two additions) to provide the additional broadcasting space required and to ease space constraints in Ferebee Lounge. Associated building systems may also be improved.)

Chief Patron: Hanger

Item C-16.50 #1s

Amendments to HB 5002

Education: Higher Education	FY18-19	FY19-20
Virginia Military Institute	\$2,000,000	\$0 NGF

Language:

Page 440, after line 26, insert:

"C-16.50 Improvements: Renovate 412 Parade, Superintendents Quarters	\$2,000,000	\$0
Fund Sources: Higher Education Operating	\$2,000,000	\$0 "

Explanation:

(This amendment provides authorization for the Virginia Military Institute to spend \$2.0 million from the nongeneral fund the first year to renovate historic 412 Parade (Superintendents Quarters). Completed in 1862 and moved to its current location in 1914, the facility is listed on the National Register Property and is a National Historic Landmark. The facility requires improvements to core systems, the exterior envelope and other items to modernize the building. The exterior landscaping and associated garden will be improved. Overhead utilities located behind the facility will be buried as part of the project.)

Chief Patron: Hanger Item C-23 #1s

Health and Human Resources	FY18-19	FY19-20
Department of Behavioral Health and Developmental Services	(\$600,000)	\$0 NGF

Language:

Page 441, line 32, strike "\$10,000,000" and insert "\$9,400,000".

Explanation:

(This amendment reduces the total cost of this project from \$10.0 million in bond proceeds to \$9.4 million in bond proceeds in the first year.)

Chief Patron: Hanger Item C-24 #1s

Natural Resources	FY18-19	FY19-20
Department of Conservation and Recreation	(\$4,000,000)	\$0 NGF

Language:

Page 442, line 3, strike "\$4,000,000" and insert "\$0".

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Page 442, strike line 2 through line 4.

Page 442, line 2, insert "Omitted".

Explanation:

(This amendment eliminates \$4.0 million in proposed bond proceeds in the first year for various improvements to Virginia State Parks.)

Chief Patron: Hanger

Item C-25 #1s

Natural Resources

FY18-19

FY19-20

Department of Conservation and Recreation

\$120,000

\$0 GF

Language:

Page 442, line 6, strike "\$1,500,000" and insert "\$1,620,000".

Page 442, line 8, before "It", insert "A."

Page 442, line 11, after "False Cape" insert ", Natural Tunnel, New River,".

Page 442, after line 12, insert:

"B. Included in the amounts for this item is \$120,000 the first year from the general fund to acquire additional land abutting the New River State Park."

Explanation:

(This amendment adds Natural Tunnel and New River State Parks to the list of parks that the General Assembly has authorized the acquisition of additional land by gift or transfer. House Bill 669, 2018 Session of the General Assembly, provides authorization for DCR to accept 1.85 acres contiguous the Natural Tunnel State Park in Scott County.)

Chief Patron: Hanger

Item C-40.10 #1s

Transportation

FY18-19

FY19-20

Virginia Port Authority

\$330,000,000

\$0 NGF

Language:

Page 444, after line 34, insert:

"C-40.10 Improvements: Harbor Widening and Deepening

\$330,000,000

\$0

Fund Sources:

Bond Proceeds

\$330,000,000

\$0 "

Page 444, after line 34, insert:

"That pursuant to § 2.2-2263 of the Code of Virginia, the Virginia Public Building Authority is authorized to issue bonds in an aggregate amount not to exceed \$330,000,000 plus amounts

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needed to fund issuance costs, reserve funds, original issue discount, interest prior to and during acquisition, construction, or renovation and for one year after completion thereof, and other financing expenses. The proceeds of such bonds shall be used to fund capital projects related to the Port Harbor Widening and Deepening. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this enactment. Debt service on projects contained in this enactment shall be provided from appropriations to the Treasury Board.

Explanation:

(This amendment authorizes the projects associated with the improvements to the Port Harbor Widening and Deepening. Planning funds for this project is provided as part of Item C-36 of this act.)

Chief Patron: Hanger

Item C-42 #1s

Central Appropriations	FY18-19	FY19-20	
Central Capital Outlay	\$0	\$2,000,000	NGF

Language:

Page 445, line 11, strike "\$125,000,000" and insert "\$127,000,000".
Page 445, line 13, strike "\$125,000,000" and insert "\$127,000,000".
Page 445, line 27, strike "\$9,800,591" and insert "\$11,800,591".
Page 446, line 50, strike "\$125,000,000" and insert "\$127,000,000".
Page 448, line 1, after "year", insert:
"and \$2,000,000 the second year".

Explanation:

(This amendment provides \$2 million in maintenance reserve allocation for repairs and Fort Monroe in the second year. The introduced budget provided the allocation in the first year only.)

Chief Patron: Hanger

Item C-42 #2s

Central Appropriations	FY18-19	FY19-20	
Central Capital Outlay	\$1,566,436	\$1,566,436	NGF

Language:

Page 445, line 11, strike "\$127,000,000" and insert "\$128,566,436".
Page 445, line 11, strike "\$125,000,000" and insert "\$126,566,436".
Page 446, line 5, strike "\$537,135" and "\$537,135" and insert:
"\$600,000" and "\$600,000".
Page 446, line 31, strike "\$5,559,827" and "\$5,559,827" and insert:

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"\$6,759,827" and "\$6,759,827".

Page 446, after line 45, insert:

"New College Institute (938) 18132 \$303,571 \$303,571".

Page 448, after line 9, insert:

"M. Out of the amounts provided for the Department of Behavioral Health and Developmental Services (720), Project Code 10880, \$570,000 the first year is designated to begin the initial environmental remediation recommended in the initial environmental site assessment at the Central Virginia Training Center site."

Explanation:

(This amendment restores the maintenance reserve allocation for the New College Institute that was incorrectly removed in the budget as introduced and corrects the allocation for the Frontier Culture Museum. The amendment also increases the allocation to the Department of Behavioral Health and Developmental Services to address remediation at Central Virginia Training Center and life safety issues at Catawba.)

Chief Patron: Hanger

Item C-43 #1s

Central Appropriations

FY18-19

FY19-20

Central Capital Outlay

\$7,909,000

\$0 NGF

Language:

Page 448, line 11, strike "\$52,088,000" and insert "\$59,997,000".

Page 448, after line 36, insert:

"Virginia Tech (208)

VT Carilion Research Institute Biosciences Addition (18269)"

Page 448, after line 49, insert:

"Christopher Newport University (242)

New Library, Phase II (18074)".

Explanation:

(This amendment adds the VT Carilion Research Institute Biosciences Addition and the CNU New Library, Phase II to the list of buildings requiring equipment funding per the current capital outlay process.)

Chief Patron: Hanger

Item C-43.50 #1s

Central Appropriations

FY18-19

FY19-20

Central Capital Outlay

\$0

\$3,000,000 NGF

Language:

Amendments to HB 5002

Page 449, after line 2, insert:

"C-43.50 Planning: Replace Central State Hospital	\$0	\$3,000,000
Fund Sources: Special	\$0	\$3,000,000 "

Page 449, after line 2, insert:

"A. The Department of Behavioral Health and Developmental Services (DBHDS) and the Department of General Services (DGS) shall develop and deliver a plan to provide capital project options for a new Central State Hospital.

B. The Department of General Services (DGS) shall analyze and include phasing options in the DBHDS plan as part of the detailed planning process.

C. Project budgeting estimates pursuant to this item shall be delivered to the Governor, Chairmen of the House Appropriations and Senate Finance Committees, and the Six-Year Capital Outlay Plan Advisory Committee (§ 2.2-1516) by December 1, 2018.

D. DBHDS shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase."

Explanation:

(This amendment provides nongeneral fund authority to plan for a new Central State Hospital.)

Chief Patron: Hanger

Item C-44 #1s

Central Appropriations	FY18-19	FY19-20	
Central Capital Outlay	(\$10,000,000)	(\$5,000,000)	GF

Language:

Page 449, line 4, strike "\$10,000,000" and insert "\$0".

Page 449, line 4, strike "\$5,000,000" and insert "\$0".

Page 449, strike lines 3 through 40 and insert "Omitted".

Explanation:

(This amendment removes proposed new planning and repurposes the funding for other priorities.)

Chief Patron: Hanger

Item C-45 #1s

Central Appropriations	FY18-19	FY19-20	
Central Capital Outlay	\$164,912,500	\$0	NGF

Language:

Amendments to HB 5002

Page 449, line 42, strike "\$51,559,000" and insert "\$216,471,500".

Page 449, line 51, strike "\$51,559,000" and insert "\$216,471,500".

Page 450, line 13, strike "\$31,559,000" and insert "\$216,471,500".

Page 450, strike lines 16 through 45 and insert:

"Agency Code	Agency Title	Project Title
123	Department of Military Affairs	Replace Army Aviation Support Facility
146	Science Museum of Virginia	New Exhibits, Danville Science Center (18317)
156	Department of State Police	Construct Area 13 Barracks
194	Department of General Services	Seat of Government Swing Space and Repairs ABC Warehouse and Administrative Offices Acquire New NCI Facility Expand Consolidated Labs, 1st floor
229	Virginia Cooperative Extension and Agricultural Experiment Station	Construct Hampton Roads Agricultural Research and Extension Center (AREC)
236	Virginia Commonwealth University	Life Sciences Building Roof and HVAC Replacement
238	Virginia Museum of Fine Arts	Replace Roof and Drains on Pauley Center Replace Air Handling Units
702	Department for the Blind and Vision Impaired	Renovate Departmental Headquarters Building
799	Department of Corrections	Replace Hot Water and Heating Mechanical Systems--Sussex I & II and Red Onion Renovate Buckingham Wastewater Treatment Plant
885	Institute for Advanced Learning and Research	Construct Center for Manufacturing Advancement
948	Southwest Virginia Higher Education Center	Replace HVAC System"

Page 450, after line 45, insert:

"C. Pursuant to authorization in Item 246 C.1. and C.2 of this act, funds are appropriated in this item to the Department of General Services for the New College Institute to prepare and execute

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the necessary agreements to acquire a new facility for its administrative operations, programs, and instructional and research activities."

Explanation:

(This amendment adjusts the 2018 Capital Construction Pool.)

Chief Patron: Hanger

Item C-47 #1s

Central Appropriations

FY18-19

FY19-20

Central Capital Outlay

\$6,000,000

\$0 NGF

Language:

Page 451, line 11, strike "\$7,500,000" and insert "\$13,500,000".

Page 451, line 16, strike "\$7,500,000" and insert "\$13,500,000".

Page 451, strike lines 25 through 29 and insert:

"D. The title and scope of the capital project for the Department of Forensic Science, titled, "Expand Central Forensic Laboratory and Office of the Chief Medical Examiner Facility," authorized in Enactment 1, § 1 A. of Chapters 759 and 769 of the 2016 Acts of Assembly, is hereby changed to "Expand and Renovate Current or Construct New Central Forensic Laboratory and Office of the Chief Medical Examiner at its current site or another site that is determined by the Department to be more cost effective and operationally efficient."

E. The project previously authorized in Enactment 9 of Chapters 759 and 769, 2016 Acts of Assembly, Renovate the Post Library as a Visitor Center for Fort Monroe, is hereby included in the amounts authorized in Item C-43, D 1 of Chapter 665 of the Acts of Assembly of 2015.

F. 1. The title and scope of the capital project for the Department of Juvenile Justice, titled, "Construct New Juvenile Correctional Center, Chesapeake," authorized in Enactment 1, § 1 A. of Chapters 759 and 769 of the 2016 Acts of Assembly, is hereby changed to "Construct New Juvenile Correctional Center, Isle of Wight".

2. a. The Department of General Services (DGS), with the cooperation of the Department of Juvenile Justice (DJJ), shall construct the New Juvenile Correctional Center, Isle of Wight project authorized in F.1. The project is authorized as a 60 bed facility. DJJ will provide DGS facility program information and assistance as requested.

b. The capital project for the Department of Juvenile Justice, titled, "Renovate or Construct Juvenile Correctional Center, authorized in Enactment 4, § 1 A. of Chapters 759 and 769 of the 2016 Acts of Assembly is hereby rescinded.

c. The provisions of Enactment 4, § 1 B. of Chapters 759 and 769 of the 2016 Acts of Assembly are hereby rescinded.

3.a. DGS shall determine options for a second DJJ Juvenile Correctional Center to be located in Central Virginia. However, the property located in Central Virginia consisting of approximately

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427.97 acres along Old Bon Air Road and Rockaway Road in the Midlothian Magisterial District of Chesterfield County, Virginia, having a street address of 1900 Chatsworth Avenue, Bon Air, Virginia, and further designated as Chesterfield County Tax Parcel No. 752713101100000, shall be excluded from any option or consideration as a Central Virginia DJJ Juvenile Correctional Center location. DGS shall report location options for a Central Virginia DJJ Juvenile Correctional Center to the Chairmen of the House Appropriations, Senate Finance Committees and the Governor by October 31, 2018.

b. DGS, working with Chesterfield County, Virginia, shall determine a fair market value and the highest and best use of the DJJ site identified in 3.a of this section and report its preliminary findings to the Chairmen of House Appropriations, Senate Finance Committees, and the Governor by December 1, 2018.

c. In addition, the Department of General Services shall determine the highest and best use for the property located at 3500 Beaumont Road in Powhatan County. In determining such use DGS shall (i) estimate revenues and costs from any sale or development of the entire property or any portion thereof, and (ii) the viability of various options for potential use of the property by the Department of Corrections (DOC), Department of Conservation and Recreation (DCR), and/or DJJ, DOC, DCR, and DJJ will provide DGS information and assistance, if requested. DGS shall provide the results of its study to the Chairmen of the House Appropriations, Senate Finance Committees, and Governor by October 31, 2018.

d. All costs incurred by DGS to perform the requirements in item F., and all subsections under F., shall be funded by the capitol project authorized in F.1.

e. Should the property identified in 3a. be sold by the Commonwealth, any proceeds received from a sale shall be used to offset the capital costs of a DJJ Central Virginia Juvenile Correctional Center location.

G. The amounts provided by this item and Enactment 1, § 1 A. of Chapters 759 and 769 of the 2016 Acts of Assembly include funding for the development of Clinch River State Park by the Department of Conservation and Recreation.

H. The scope of the project, "Renovate Roanoke Readiness Center," for the Department of Military Affairs, authorized for detailed planning in Enactment 4, § 1 of Chapters 759 and 769, 2016 Acts of Assembly is expanded to include all planned phases of the overall project: (1) renovation of four existing buildings, (2) construction of a readiness center addition, and (3) construction of a combined support maintenance shop, as set out in the capital budget project request submitted by the Department of Military Affairs for the 2018-2020 budget."

Explanation:

(This amendment makes changes to the capital outlay pool authorized in Chapters 759 and 769 of the 2016 Acts of Assembly. The amendment: (1) provides a technical scope change for the Department of Forensic Science laboratory; (2) provides that out of amounts authorized for improvements to Fort Monroe appropriated in Item C-43 D 1 of Chapter 665, 2015 Acts of Assembly, include the renovation of the Post Library as a Visitor Center for Fort Monroe; (3)

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provides a scope change for the Department of Juvenile Justice project and rescinds a previously authorized DJJ projects; (4) provides a scope change for the Department of Military Affairs Roanoke Readiness Center project and (5) provides supplemental funding for the development of Clinch River State Park.)

Chief Patron: Hanger

Item C-48 #1s

Central Appropriations

FY18-19

FY19-20

Central Capital Outlay

\$27,000,000

\$0 NGF

Language:

Page 451, line 30, strike "\$16,883,000" and insert "\$43,883,000".

Page 451, line 35, strike "\$16,883,000" and insert "\$43,883,000".

Page 451, line 42, strike "\$16,883,000" and insert "\$43,883,000".

Page 451, line 47, after "D.", insert "1."

Page 452, after line 3, insert:

"2. The scope of the project previously authorized in Enactment 1, §2 of Chapters 759 and 769, 2016 Acts of Assembly, as "Christopher Newport University, Construct and Renovate Fine Arts and Rehearsal Space reflects 105,040 gross square feet to include 88,060 gross square feet of new construction and 16,980 gross square feet of renovation. Of the amount provided in Paragraph C. of this Item, \$4 million is allocated to this project to cover current scope and cost.

"3. The title and scope of the project previously authorized in Enactment 1, §2 of Chapters 759 and 769, 2016 Acts of Assembly, as "Virginia Institute of Marine Science, Replace Mechanical Systems and Repair Building Envelope of Chesapeake Bay Hall" are hereby changed to "Virginia Institute of Marine Science, Construct New Research Facility" in order to replace the existing Chesapeake Hall, for which a renovation is no longer a viable alternative, with a comparable sized new facility. Additional funding for this revised scope and cost is contained in Paragraph C. of this item.

Page 452, after line 3, insert:

"E. Virginia Commonwealth University is authorized to utilize nongeneral funds, to be reimbursed should construction funding be approved, to develop Detailed Plans for the STEM Building which consists of the STEM Class Laboratory Building, authorized in Chapter 759 and 769 (2016), and the Humanities and Sciences Phase II, Admin and Classroom Building, as a single facility. The proposed buildings will be located adjacent to each other on the site of the existing Franklin Street Gymnasium.

F. The title of the project, "Renovate Diggs/Moore/Harrison Complex, Hampton, Thomas Nelson," for the Virginia Community College System, authorized for detailed planning in Enactment 4, § 1 of Chapters 759 and 769, 2016 Acts of Assembly. is changed to "Replace Diggs/Moore/Harrison Complex, Hampton, Thomas Nelson."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Hanger

Item C-51 #1s

Central Appropriations

Central Capital Outlay

Language

Language:

Page 453, strike lines 10 through 16 and insert:

"The Virginia Alcoholic Beverage Control Authority and the Department of General Services (DGS) are authorized to execute an agreement for a capital project to acquire a new ABC warehouse and administrative offices pursuant to the competitive public solicitation process called for in Item C-52.45 of Chapter 836 of the 2017 Acts of Assembly. Terms of such agreement shall be cost effective and efficient to meet ABC's operational and business needs."

Explanation:

(This amendment makes technical changes to language authorizing the ABC Warehouse project.)

Chief Patron: Hanger

Item C-51.50 #1s

Central Appropriations

FY18-19

FY19-20

Central Capital Outlay

\$11,820,000

\$0 NGF

Language:

Page 453, after line 16, insert:

"C-51.50 Improvements: Capitol Complex
Infrastructure and Security (18081)

\$11,820,000

\$0

Fund Sources: Debt Service

\$11,820,000

\$0 "

Page 453, after line 16, insert:

"A. 1. Pursuant to projects authorized and funded in paragraphs B and E.1 of Item C-39.40 of Chapter 1 of the 2014 Special Session I, Virginia Acts of Assembly, the General Assembly appropriated funds to the Department of General Services (DGS) for Capitol Complex Infrastructure and Security construction projects. Project work includes security work to be performed, at North 9th Street, (in the area north of where Grace Street intersects 9th Street and south of where 9th Street intersects Broad Street), which is owned by the City of Richmond (City), and more specifically as determined by the DGS project team and in collaboration with the City with respect to North 9th Street. Accordingly, the City and DGS shall enter into a deed

Amendments to HB 5002

of easement whereby the City, without charge to the Commonwealth, shall grant to DGS, as agent of the Commonwealth, where mutually agreeable across, over, under and above North 9th Street, the perpetual right, privilege and easement to construct, install, use, operate, inspect, maintain, repair, replace, rebuild, improve, alter and remove any construction contracted for by DGS as part of the referenced construction projects and all equipment, accessories, utilities and appurtenances necessary to support the construction projects, as well as any necessary or appropriate temporary construction easements, upon terms approved by the City Council and the Governor (pursuant to § 2.2-1149, Code of Virginia).

2. The City, without expending City funds, shall cooperate with DGS (i) to support the referenced construction project work to be performed at North 9th Street, to relocate any utilities located in the agreed upon easement area, if necessary, and (ii) to coordinate any closure or other traffic flow controls of North 9th Street during the construction projects. At no time shall DGS make any permanent changes to the North 9th Street right-of-way without the prior approval of the Chief Administrative Officer of the City or the City hinder or delay construction of the referenced construction projects.

B. 1. Pursuant to projects authorized and funded in paragraph E.1 of Item C-39.40 of Chapter 1 of the Acts of Assembly of 2014, operations of the Virginia General Assembly have temporarily moved and now operate from the Pocahontas Building bounded by the following streets 9th to the west, 10th to the east, Bank to the north, and Main to the south in the City of Richmond. This temporary move has resulted in the Commonwealth's legislative activities to be concentrated in an area requiring traffic and pedestrian operational safety and security enhancements. As such, and pursuant to the responsibilities of the Department of General Services (DGS) (§ 2.2-1129) and the Division of Capitol Police (DCP) (§ 30-34.2:1), Bank Street from 9th to 12th Street in the City of Richmond shall be controlled by the DGS and the DCP year-round while General Assembly operations are located, and conducted, in the Pocahontas Building. Vehicular travel limitations and pedestrian management needs on and along Bank Street shall be determined jointly by the DGS and the DCP during that time. These determinations will be based on the recommendations outlined in the Bank Street Safety and Security Assessment prepared by Commonwealth Architects dated February 15, 2017 (the Assessment). Funding for materials and contract services needed to address pedestrian and vehicle management activities are available to DGS from the Chapter referenced in this item.

2. At no time, will DGS or DCP make permanent changes to Bank Street right-of-way (e.g. traffic control devices, security fixtures, street lighting, surface treatments) without the approval of the City of Richmond's Chief Administrative Officer. Additionally, at no time will the City prevent DGS and DCP from implementing and maintaining the recommendations outlined in the Assessment. Bank Street operations, as described in paragraph A, will remain under the control of DGS and DCP year-round until control of Bank Street l reverts to the City of Richmond upon the General Assembly, and its operations, vacating the Pocahontas Building, and the General Assembly, with approval of the Governor, authorizing control of Bank Street back to the City of Richmond."

Explanation:

Amendments to HB 5002

(This amendment provides a supplement to account for price escalation. In addition, language provides for the necessary easements to execute the project.)

Chief Patron: Hanger

Item 3-1.01 #1s

Transfers

Interfund Transfers

Language

Language:

Page 459, line 4, strike "\$586,673,186" and "\$586,673,186" and insert: "\$592,533,186" and "\$598,393,186".

Page 459, line 7, "\$586,673,186" and "\$586,673,186" and insert: "\$592,533,186" and "\$598,393,186".

Explanation:

(This language amendment updates the Lottery Proceeds Fund transfer amounts to reflect additional revenues in both years of the biennium.)

Chief Patron: Hanger

Item 3-1.01 #2s

Transfers

Interfund Transfers

Language

Language:

Page 457, line 7, after "below." insert:

"From these amounts \$2,583,531 the first year and \$2,583,531 the second year shall be deposited to the Virginia Water Quality Improvement Fund pursuant to § 10.1-2128.1, Code of Virginia, and designated for deposit to the reserve fund, for ongoing improvements of the Chesapeake Bay and its tributaries."

Page 457, line 10, strike "\$7,416,469" and insert "\$10,000,000".

Page 457, line 10, strike "\$7,416,469" and insert "\$10,000,000".

Explanation:

(This amendment provides a mechanism to stabilize funding for agricultural best management practices in furtherance of the intent of the existing transfer providing funding for projects of improvement of the Chesapeake Bay and its tributaries. The amount of the current transfer of un-refunded marine fuel sales has been unchanged since 2003.)

Chief Patron: Hanger

Item 3-1.01 #3s

Transfers

Interfund Transfers

Language

Language:

Page 460, line 4, strike "\$12,350,000" and "\$12,350,000" and insert: "\$11,000,000" and "\$11,000,000".

Page 460, at the end of line 4, insert:

"Notwithstanding § 58.1-638 E, on or before June 30 of the first year and June 30 of the second year, the State Comptroller shall transfer to the Virginia Port Authority \$1,350,000 of the general fund revenues collected pursuant to § 58.1-638 E, Code of Virginia, to enhance and improve recreation opportunities for boaters, including but not limited to land acquisition, capital projects, maintenance, and facilities for boating access to the waters of the Commonwealth pursuant to the provisions of Senate Bill 693, 2018 Session of the General Assembly."

Explanation:

(This amendment transfers a portion of the sales tax revenues generated from boating related activities to the Virginia Port Authority to undertake dredging projects to improve to access to public marinas and waterways.)

Chief Patron: Hanger

Item 3-1.01 #4s

Transfers

Interfund Transfers

Language

Language:

Page 456, line 30, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Page 456, line 42, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Page 456, line 44, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Page 458, line 20, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Page 460, line 23, strike "Department of Alcoholic Beverage Control", insert: "Alcoholic Beverage Control Authority".

Page 462, line 43, strike "Department of".

Page 462, line 43, after "Beverage", insert "Control Authority".

Page 462, line 44, strike "Control".

Explanation:

Amendments to HB 5002

(This amendment is technical in nature, and replaces six references to the Department of Alcoholic Beverage Control with references to the Alcoholic Beverage Control Authority.)

Chief Patron: Hanger

Item 3-2.03 #1s

Working Capital Funds and Lines of Credit

Lines of Credit

Language

Language:

Page 464, line 41, strike "\$20,700,000" and insert "\$10,500,000".

Explanation:

(This amendment is one of a series of amendments to phase-in implementation of REAL ID and the associated proposed increase in staffing levels.)

Chief Patron: Hanger

Item 3-2.03 #2s

Working Capital Funds and Lines of Credit

Lines of Credit

Language

Language:

Page 464, line 19, strike "Department of Alcoholic Beverage Control" and insert: "Alcoholic Beverage Control Authority".

Explanation:

(This amendment is technical in nature, and replaces a reference to the Department of Alcoholic Beverage Control with a reference to the Alcoholic Beverage Control Authority.)

Chief Patron: Hanger

Item 3-2.03 #3s

Working Capital Funds and Lines of Credit

Lines of Credit

Language

Language:

Page 464, line 32, after "Agency," strike "\$95,000,000" and insert "\$165,000,000".

Explanation:

(This amendment increases the line of credit available to the Virginia Information Technologies Agency.)

Chief Patron: Hanger

Item 3-3.02 #1s

General Fund Deposits

Utility Bill Credits

Language

Language:

Page 465, after line 24, insert:

"§ 3-3.02 UTILITY BILL CREDITS

"Utility bill credits pursuant to the provisions of House Bill 1558, 2018 Session of the General Assembly, in an amount estimated to be \$3,400,000 shall accrue to state agencies on or before June 30, 2019. Out of this amount, the Comptroller shall transfer into the Federal Repayment Reserve Fund an amount estimated to be sufficient to pay the federal government in anticipation of a federal repayment. The State Comptroller shall notify the Director, Department of Planning and Budget of the final federal repayment transfer amount prior to making the transfer into the Federal Repayment Reserve Fund. The Director, Department of Planning and Budget and the State Comptroller are authorized to utilize a combination of nongeneral fund cash transfers and general fund appropriation transfers from applicable state agencies in order to recover these rebate amounts to the general fund."

Explanation:

(This amendment reflects the assumed rebate revenue accruing to the Commonwealth for utility payments on state facilities, estimated to be \$3.4 million in fiscal year 2019.)

Chief Patron: Hanger

Item 3-5.15 #1s

Adjustments and Modifications to Tax Collections

Provider Assessment

Language

Language:

Page 468, line 34, after "A." insert:

The Department of Medical Assistance Services (DMAS) is authorized to levy an assessment upon private acute care hospitals operating in Virginia in accordance with this item.

Page 468, line 34, after "shall pay", strike "an assessment" and insert "a coverage assessment".

Page 468, line 34, after "beginning on", insert "or after".

Page 468, line 34, after "2018.", strike "The" and insert: "For the purposes of this coverage assessment, the

Page 468, line 36, after, "hospitals.", insert:

B.1. The coverage assessment shall be used only to cover the non-federal share of the full cost for expanded Medicaid coverage for newly eligible individuals pursuant to 42 U.S.C. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act, including the

Amendments to HB 5002

administrative costs of collecting the assessment, and implementing and operating the coverage for newly eligible adults."

Page 468, line 37, strike "B.1." and insert "2."

Page 468, line 37, strike "assessment", insert "coverage assessment".

Page 468, line 38, strike "assessment", insert "coverage assessment".

Page 468, line 39, strike "2" and insert "3".

Page 468, line 39, strike "assessment", insert "coverage assessment".

Page 468, line 44, strike "3" and insert "4".

Page 468, line 45, after "estimates the", insert "non-federal share of".

Page 468, line 47, strike "4" and insert "5".

Page 468, line 50, strike "5" and insert "6".

Page 468, line 51, strike "assessment", insert "coverage assessment".

Page 469, line 1, strike "C" and insert "7".

Page 469, line 1, strike the first "assessment", insert "coverage assessment".

Page 469, line 1, strike the second "assessment", insert "coverage assessment".

Page 469, line 2, strike "assessment", insert "coverage assessment".

Page 469, line 4, strike "assessment", insert "coverage assessment".

Page 469, line 4, strike "by" and insert "on or after".

Page 469, line 5, strike "assessment", insert "coverage assessment".

Page 469, line 7, strike "7" and insert "8".

Page 469, line 9, strike "assessment", insert "coverage assessment".

Page 469, line 10, strike "assessment", insert "coverage assessment".

Page 469, line 10, strike "the Virginia Health Care Fund." and insert: "the Health Care Coverage Assessment Fund."

Page 469, line 11, strike "D" and insert "9".

Page 469, line 11, strike "assessment", insert "coverage assessment".

Page 469, line 11, strike "the Virginia Health Care Fund. DMAS shall" and insert: "the Health Care Coverage Assessment Fund."

Page 469, strike line 12 and insert:

"Proceeds from the coverage assessment, including penalties, shall not be used for any other purpose than to cover the non-federal share of the full cost of enhanced Medicaid coverage for newly eligible individuals, pursuant to 42 U.S.S. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act, including the administrative costs of collecting the assessment, and implementing and operating the coverage for newly eligible adults."

Explanation:

(This amendment clarifies requirements related to the provider assessment included in the introduced budget to describe it as a coverage assessment, ensure the proceeds are deposited into a special non-reverting fund titled, the Health Care Coverage Assessment Fund, and ensure the assessment is used to pay for the non-federal share of the full costs of enhanced Medicaid coverage for newly eligible individuals pursuant to the federal Affordable Care Act and to ensure the funding is not used for any other purpose. A companion amendment adds language

Amendments to HB 5002

setting out the parameters of the Health Care Coverage Assessment Fund.)

Chief Patron: Hanger

Item 3-5.16 #1s

Adjustments and Modifications to Tax Collections

FY18-19

FY19-20

Tobacco Tax Study

Language:

Page 469, after line 14, insert:

"ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS

Tobacco Tax Study

3-5.16 Tobacco Tax Study

\$0

\$0

"§ 3-5.16 TOBACCO TAX STUDY

The Joint Subcommittee to Evaluate Tax Preferences is hereby directed to study options for the modernization of § 58.1-1001(A), Code of Virginia, to reflect advances in science and technology in the area of tobacco harm reduction, and the role innovative non-combustible tobacco products can play in reducing harm, including products that produce vapor or aerosol from heating tobacco or liquid nicotine. In addition, the Joint Subcommittee shall study possible reforms to the taxation of tobacco products that will provide fairness and equity for all local governments and also ensure stable tax revenues for the Commonwealth. The Joint Subcommittee shall complete its study and submit a final report with recommended reforms to the Finance Committees of the Virginia Senate and Virginia House of Delegates by November 1, 2018. All agencies of the Commonwealth shall provide assistance for this study, upon request."

Explanation:

(This amendment directs the Joint Subcommittee to Evaluate Tax Preferences to conduct a study and recommend reforms to the cigarette tax.)

Chief Patron: Hanger

Item 3-5.16 #2s

Adjustments and Modifications to Tax Collections

FY18-19

FY19-20

Historic Rehabilitation Tax Credit

Language:

Amendments to HB 5002

Page 469, after line 14, insert:

"ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS

Historic Rehabilitation Tax Credit

3-5.16 Limitation on the Amount of Historic Rehabilitation Tax Credits Claimed	\$0	\$0
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Notwithstanding § 58.1-339.2 or any other provision of law, effective for taxable years beginning on and after January 1, 2017, the amount of the Historic Rehabilitation Tax Credit that may be claimed by each taxpayer, including amounts carried over from prior taxable years, shall not exceed \$5 million for any taxable year."

Explanation:

(This amendment continues the annual limit on individual credits under the historic rehabilitation tax credit to \$5.0 million for any taxable year as contained in the current appropriation act.)

Chief Patron: Hanger

Item 3-5.16 #3s

Adjustments and Modifications to Tax Collections

FY18-19

FY19-20

Land Preservation Tax Credits Claimed

Language:

Page 469, after line 14, insert:

"ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS

Land Preservation Tax Credits Claimed

3-5.16 Limitation on Land Preservation Tax Credits Claimed	\$0	\$0
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Notwithstanding § 58.1-512 or any other provision of law, effective for the taxable year beginning on and after January 1, 2017, but before January 1, 2020, the amount of the Land Preservation Tax Credit that may be claimed by each taxpayer, including amounts carried over from prior taxable years, shall not exceed \$20,000."

Explanation:

(This amendment continues the per taxpayer cap of \$20,000 per year on the amount of land preservation tax credit that can be claimed in any one year that is contained in Chapter 836.)

Chief Patron: Hanger

Item 3-5.21 #1s

Health and Human Resources

FY18-19

FY19-20

Department of Medical Assistance
Services

Language:

Page 234, after line 29, insert:

"ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS

Provider Payment Rate Assessment

3-5.21 Provider Payment Rate Assessment	\$0	\$0
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"A. The Department of Medical Assistance Services (DMAS) is hereby authorized to levy a payment rate assessment upon private acute care hospitals operating in Virginia in accordance with this item. Private acute care hospitals operating in Virginia shall pay a payment rate assessment beginning on or after October 1, 2018 when all necessary state plan amendments are approved by the Centers for Medicare and Medicaid Services (CMS). For purposes of this assessment, the definition of private acute care hospitals shall exclude public hospitals, freestanding psychiatric and rehabilitation hospitals, children's hospitals, long stay hospitals, long-term acute care hospitals and critical access hospitals.

B.1. Proceeds from the payment rate assessment shall be disbursed to fund an increase in inpatient and outpatient payment rates paid to private acute care hospitals operating in Virginia up to the "upper payment limit" and to fill the "managed care organization hospital payment gap" for care provided to recipients of medical assistance services.

2. DMAS shall calculate each hospital's payment rate assessment annually by multiplying the "payment rate assessment percentage" times "net patient service revenue". Each hospital's "net patient service revenue" equals the amount reported in the most recent Virginia Health Information (VHI) "Hospital Detail Report" as of December 15 of each year. The "payment rate assessment percentage" for hospitals shall be calculated as (i) 1.00 times the non-federal share of funding the "upper payment limit gap" and the "managed care organization hospital payment gap" divided by (ii) the total "net patient service revenue" for hospitals subject to the assessment. Prior to calculating the payment rate assessment percentage, DMAS shall estimate the cost of the upper payment limit gap and the managed care organization hospital payment gap. Any estimated excess or shortfall of revenue from the previous year shall be deducted from or added to the calculation of the provider rate costs. By 14 days after the Appropriation Act for the upcoming fiscal year is signed, DMAS shall report the estimated payment rate assessment by hospital and all assessment percentage calculations for the upcoming fiscal year to the Director, Department of Planning and Budget, and Chairmen of the House Appropriations and Senate Finance Committees.

3. The "upper payment limit" means the limit on payment for inpatient services for recipients of

Amendments to HB 5002

medical assistance established in accordance with 42 C.F.R. § 447.272 and outpatient services for recipients of medical assistance pursuant to 42 C.F.R. § 447.321 for private hospitals. DMAS shall complete a calculation of the “upper payment limit” for each state fiscal year with a detailed analysis of how it was determined. The "upper payment limit payment gap" means the difference between the amount of the private hospital upper payment limit and the amount otherwise paid pursuant to the state plan for inpatient and outpatient services. The "managed care organization hospital payment gap" means the difference between the amount included in the capitation rates for inpatient and outpatient services based on historical paid claims and the amount that would be included when the projected hospital services furnished by private acute care hospitals operating in Virginia are priced according to the existing State Plan methodology but using 100% for the adjustment factors (including the capital reimbursement percentage) and full inflation subject to CMS approval under 42 C.F.R. section 438.6(c). As part of the development of the managed care capitation rates, the Department shall calculate a “Medicaid managed care organization (MCO) supplemental hospital capitation payment adjustment”. This is a distinct additional amount added to Medicaid MCO capitation rates to fund supplemental payments under this section to private acute care hospitals operating in Virginia for services to Medicaid recipients.

4. DMAS shall contractually direct Medicaid MCOs to disburse supplemental hospital capitation payment funds consistent with this section and 42 C.F.R. § 438.6(c), that ensure that all such funds are disbursed to private acute care hospitals operating in Virginia. In addition, DMAS shall contractually prohibit MCOs from making reductions to or supplanting hospital payments otherwise paid by MCOs.

5. DMAS shall make available monthly a report of the additional capitation payments that are made to each MCO pursuant to this subsection. Further, DMAS shall consider recommendations of the Medicaid Hospital Payment Policy and Advisory Council in designing and implementing the specific elements of the payment rate assessment and private acute care hospital supplemental payment program authorized by this item.

C. DMAS shall be responsible for collecting the payment rate assessment. Hospitals subject to the assessment shall make quarterly payments to the department equal to 25 percent of the annual “assessment” amount. In the first year, quarterly amounts for the remainder of the state fiscal year shall equal the hospital's total payment rate assessment for the fiscal year divided by the number of quarters in the remainder of the fiscal year after the effective date of the payment rates. The assessment are due not later than the first day of each quarter. In the first year, the first assessment payment shall be due on or after October 1, 2018. Hospitals that fail to make the assessment payments within 30 days of the due date shall incur a five percent penalty. Any unpaid assessment or penalty will be considered a debt to the Commonwealth and DMAS is authorized to recover it as such.

D. DMAS shall submit a report due September 1 of each year to the Director, Department of Planning and Budget and Chairmen of the House Appropriations and Senate Finance Committees. The report shall include, for the most recently completed fiscal year, the revenue collected from the payment rate assessment, expenditures for purposes authorized by this item,

and the year-end assessment balance in the Health Care Provider Payment Rate Assessment Fund.

E. All revenue from the payment rate assessment shall be deposited into the Health Care Provider Payment Rate Assessment Fund, a special non-reverting fund in the state treasury. Proceeds from the payment rate assessment, including penalties, shall not be used for any other purpose than to fund (i) an increase in inpatient and outpatient payment rates paid to private acute care hospitals operating in Virginia up to the private hospital "upper payment limit" and "managed care organization hospital payment gap" for care provided to recipients of medical assistance services, and (ii) the administrative costs of collecting the assessment and of implementing and operating the associated payment rate actions.

F. Any provision of this Section is contingent upon approval by the Centers for Medicare and Medicaid Services if necessary.

Explanation:

(This amendment adds language establishing a provider payment rate assessment on private acute care hospitals to enhance Medicaid payment rates for inpatient and outpatient services. The payment rate assessment will be imposed beginning on or after October 1, 2018, pursuant to federal approval. Language sets forth the methodology for determining the amount of the assessment. Proceeds from the provider payment rate assessment shall be deposited in the Health Care Provider Payment Rate Assessment Fund, a special non-reverting fund in the state treasury and cannot be used for any other purpose. Language requires the Department of Medical Assistance Services to submit an annual report on the revenue collected and expenditures for the rate enhancement. It is the intent of the General Assembly that the provider payment rate assessment be used to enhance private acute care hospital rates for inpatient and outpatient services above current payment rates and that they shall not be used to supplant state Medicaid payments to these providers for such services. A companion amendment adds language setting out the parameters of the Health Care Provider Payment Rate Assessment Fund.)

Chief Patron: Hanger

Item 3-6.04 #1s

Adjustments and Modifications to Fees

Assessment of Electronic Summons Fee by Localities

Language

Language:

Page 469, after line 28, insert:

"§ 3-6.04 ASSESSMENT OF ELECTRONIC SUMMONS FEE BY LOCALITIES

Nothing in § [17.1-279.1](#) of the Code of Virginia shall be construed to authorize any county, city, or town to assess the sum set forth therein upon any summons issued by a law-enforcement agency of the Commonwealth."

Explanation:

(This amendment provides guidance on collection of certain fees.)

Chief Patron: Hanger

Item 4-4.01 #1s

Capital Projects

General

Language

Language:

Page 488, line 1, after "All", insert "state agencies and"

Page 488, line 2, strike "\$2,000,000" and insert "\$3,000,000".

Page 490, strike lines 6 through 44.

Explanation:

(This amendment removes language that is no longer needed with passage of Chapter 699 / 704 of the 2017 Session and updates the capital outlay project threshold.)

Chief Patron: Hanger

Item 4-6.01 #1s

Special Conditions and Restrictions on Expenditures

Employee Compensation

Language

Language:

Page 502, strike line 9.

Explanation:

(This amendment removes the Secretary of Technology from the list of cabinet secretaries salaries.)

Chief Patron: Hanger

Item 4-6.01 #2s

Special Conditions and Restrictions on Expenditures

Employee Compensation

Language

Language:

Page 503, line 2, after "5." insert "a)".

Page 503, line 3, strike "the Jamestown-Yorktown Foundation,".

Page 503, after line 8, insert:

"b) The Board of Trustees of the Jamestown-Yorktown Foundation may supplement, using

nonstate funds, the salary of the Executive Director of the Foundation. In approving the supplement the Board should be guided by criteria which provides a reasonable limit on the total additional income and the criteria should include, without limitation, a consideration of the salaries paid to similar officials at comparable Foundations in other states. The Board shall report approved supplements to the Department of Human Resource Management for retention in its records."

Explanation:

(This amendment clarifies that the Jamestown-Yorktown Foundation Board of Trustees has the authority to set the level of additional compensation for the Foundation's executive director.)

Chief Patron: Hanger

Item 4-6.01 #3s

Special Conditions and Restrictions on Expenditures

Employee Compensation

Language

Language:

Page 503, line 13, strike "\$155,442 - \$212,661", "\$155,442 - \$212,661", and "\$155,442 - \$212,661" and insert:

"\$155,442 - \$235,000", "\$155,442 - \$ 235,000", and "\$155,442 - \$235,000".

Page 506, after line 24, insert:

"Director, Gunston Hall \$90,537 \$90,537 \$90,537".

Explanation:

(This amendment updates the agency head salary tables in part 4 of the act to increase the maximum salary for a level I agency head to \$235,000 per year and to move the director of Gunston Hall from a Level V agency head to a level IV agency head.)

Chief Patron: Hanger

Item 4-6.04 #1s

Special Conditions and Restrictions on Expenditures

Charges

Language

Language:

Page 512, after line 47, insert:

" 4. The assignment of 300 parking spaces in the Department of General Services parking facility to be built at the corner of 9th and Broad Streets in the City of Richmond, shall be under the control of the Committee on Joint Rules and administered by the Clerk of the House and the Clerk of the Senate. Such parking spaces shall be subject to the provisions of paragraph 1 of this

item."

Explanation:

(This amendment makes technical changes clarifying parking services in Capitol Square.)

Chief Patron: Hanger

Item 4-9.01 #1s

Higher Education Restructuring

Assessment of Institutional Performance

Language

Language:

Page 520, line 7, strike "Secretary of Technology" and insert:
"Secretary of Administration".

Explanation:

(This amendment changes the Secretary of Technology's review of higher education major information technology projects to the Secretary of Administration as part of the transfer of certain technology functions to the Administration secretariat.)

Chief Patron: Hanger

Item 4-14 #1s

Effective Date

Additional Enactments

Language

Language:

Page 525, after line 38 insert:

"4. Effective July 1, 2018, the authority and responsibilities of the Secretary of Technology included in the Code of Virginia shall be executed by the Secretary of Administration and the Secretary of Commerce and Trade pursuant to Item 65 and Item 102 of this act. Any authority or responsibilities of the Secretary of Technology not referenced in Item 65 and Item 102 of this act shall be executed by either the Secretary of Administration or the Secretary of Commerce and Trade as determined by the Governor."

Explanation:

(This amendment clarifies that the authority and responsibilities of the Secretary of Technology shall be executed by the Secretary of Administration and the Secretary of Commerce and Trade.)

Chief Patron: Hanger

Item 4-14 #2s

Effective Date

Additional Enactments

Language

Language:

Page 525, after line 36, insert:

"3. That the Code of Virginia is amended by adding in Article 1 of Chapter 10 of Title 32.1 sections numbered 32.1-332.01, and 32.1-332.02 as follows:

§ 32.1-331.01. Health Care Coverage Assessment Fund.

A. As used in this section:

"Covered hospital" means any in-state private acute care hospital other than a hospital classified as a public hospital, freestanding psychiatric and rehabilitation hospital, children's hospital, long stay hospital, long-term care hospital, or critical access hospital.

"Newly eligible adult" means an individual described in 42 U.S.C. §1396a(a)(10)(A)(i)(VIII).

"State Plan" means the state plan for medical assistance under Title XIX (§ 42 U.S.C. § 1396 et seq.) of the Social Security Act.

B. There is hereby created in the state treasury a special nonreverting fund to be known as the Health Care Coverage Assessment Fund, referred to in this section as "the Fund." The Fund shall be established on the books of the Comptroller. All revenues collected or received as a result of imposition of a health care coverage assessment on covered hospitals and any other such moneys, public or private, received for the administration of the health care coverage assessment shall be paid into the state treasury and credited to the Fund. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. Moneys deposited to the Fund shall be used solely for the nonfederal share of the cost of medical assistance for newly eligible adults, the administrative costs of collecting the assessment and implementing and operating the coverage for newly eligible adults. Such moneys shall be appropriated as provided in the general appropriation act. Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request signed by the Director of the Department of Medical Assistance Services.

§ 32.1-331.02. Health Care Provider Payment Rate Assessment Fund.

A. As used in this section:

"Covered hospital" means any in-state private acute care hospital other than a hospital classified as a public hospital, freestanding psychiatric and rehabilitation hospital, children's hospital, long stay hospital, long-term care hospital, or critical access hospital.

"Managed care organization hospital payment gap" means the difference between the amount included in rates for inpatient and outpatient services provided by covered hospitals, based on historical paid claims, and the amount that would be included when hospital services are priced according to the existing State Plan methodology but using 100 percent of the adjustment

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factors, including the capital reimbursement percentage, and full inflation subject to approval by the Centers for Medicare and Medicaid Services pursuant to 42 C.F.R. § 438.6(c).

"State Plan" means the state plan for medical assistance under Title XIX (§ 42 U.S.C. § 1396 et seq.) of the Social Security Act.

"Upper payment limit" means the amount equal to the maximum amount of payment for inpatient services for recipients of medical assistance services established in accordance with 42 C.F.R § 447.272 and outpatient services for recipients of medical assistance services pursuant to 42 CFR § 447.321.

B. There is hereby created in the state treasury a special nonreverting fund to be known as the Health Care Payment Rate Assessment Fund, referred to in this section as "the Fund." The Fund shall be established on the books of the Comptroller. All revenues collected or received as a result of imposition of a health care payment rate assessment on covered hospitals and any other such moneys, public or private, received for the administration of the health care payment assessment shall be paid into the state treasury and credited to the Fund. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. Moneys deposited to the Fund shall be used solely for the nonfederal share of the cost of payment rate actions associated with the payment rate assessment as provided in the general appropriation act and the administrative costs of collecting the assessment and of implementing and operating the associated payment rate actions. Such moneys shall be appropriated as provided in the general appropriation act. Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request signed by the Director of the Department of Medical Assistance Services."

Explanation:

(This amendment adds establishes the Health Care Coverage Assessment Fund, which consists of moneys from the imposition of a coverage assessment on private acute hospitals to fund the state share of the costs of providing Medicaid coverage for newly eligible individuals pursuant to 42 U.S.C. § 1396d(y)(1)[2010] of the Patient Protection and Affordable Care Act. Moneys deposited into the Health Care Coverage Assessment Fund cannot be used for other purposes. Language also establishes a Health Care Provider Payment Rate Assessment Fund which consists of moneys from the imposition of a payment rate assessment to fund an increase in inpatient and outpatient payment rates paid to private acute care hospitals operating in Virginia. Moneys deposited into the Health Care Provider Payment Rate Assessment Fund cannot be used for other purposes. Companion amendments in Part 3 set forth details regarding the implementation of coverage assessment and payment rate assessment.)

Effective Date

Additional Enactments

Language

Language:

Page 525, after line 36, insert:

"2. That §§ 33.2-1904, 33.2-1907 and 33.2-2502 of the Code of Virginia are amended and reenacted as follows:

§ 33.2-1904. Northern Virginia Transportation District and Commission.

A. There is hereby created the Northern Virginia Transportation District (the District), comprising the Counties of Arlington, Fairfax, and Loudoun; the Cities of Alexandria, Falls Church, and Fairfax; and such other county or city contiguous to the District that agrees to join the District.

B. There is hereby established the Northern Virginia Transportation Commission (the Commission) as a transportation commission pursuant to this chapter. The Commission shall consist of five nonlegislative citizen members from Fairfax County, three nonlegislative citizen members from Arlington County, two nonlegislative citizen members from Loudoun County, two nonlegislative citizen members from the City of Alexandria, one nonlegislative member from the City of Falls Church, one nonlegislative citizen member from the City of Fairfax, and the Chairman of the Commonwealth Transportation Board or his designee to serve ex officio with voting privileges. If a county or city contiguous to the District agrees to join the District, such locality shall appoint one nonlegislative citizen member to the Commission. Members from the counties and cities shall be appointed from their respective governing bodies. The Commission shall also include four members ~~of the House of Delegates~~ appointed by the Speaker of the House of Delegates *who may be members of the House of Delegates for terms coincident with their terms of office* and two members of the Senate appointed by the Senate Committee on Rules. *All legislative members shall serve for terms coincident with their terms of office.* Members may be reappointed for successive terms. All members shall be citizens of the Commonwealth. Except for the Chairman of the Commonwealth Transportation Board or his designee, all members of the Commission shall be residents of the localities composing the District. Vacancies occurring other than by expiration of a term shall be filled for the unexpired term. Vacancies shall be filled in the same manner as the original appointments.

§ 33.2-1907. Members of Transportation Commissions.

A. Any transportation district commission created pursuant to this chapter shall consist of the number of members the component governments shall agree upon, or as may otherwise be provided by law. The governing body of each participating county and city shall appoint from among its members the number of commissioners to which the county or city is entitled; however, for those commissions with powers as set forth in subsection A of § 33.2-1915, the governing body of each participating county or city is not limited to appointing commissioners from among its members. In addition, the governing body may appoint, from its number or otherwise, designated alternate members for those appointed to the commission who shall be able to exercise all of the powers and duties of a commission member when the regular member

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is absent from commission meetings. Each such appointee shall serve at the pleasure of the appointing body; however, no appointee to a commission with powers as set forth in subsection B of § 33.2-1915 may continue to serve when he is no longer a member of the appointing body. Each governing body shall inform the commission of its appointments to and removals from the commission by delivering to the commission a certified copy of the resolution making the appointment or causing the removal.

The Chairman of the Commonwealth Transportation Board, or his designee, shall be a member of each commission, ex officio with voting privileges. The Chairman of the Commonwealth Transportation Board may appoint an alternate member who may exercise all the powers and duties of the Chairman of the Commonwealth Transportation Board when neither the Chairman of the Commonwealth Transportation Board nor his designee is present at a commission meeting.

The Potomac and Rappahannock Transportation Commission shall also include two members *who reside within the boundaries of the transportation district of the House of Delegates and one member of the Senate from legislative districts located wholly or in part within the boundaries of the transportation district.* ~~The members of the House of Delegates shall be appointed by the Speaker of the House for terms coincident with their terms of office who may be members of the House of Delegates and the one member of the Senate shall be appointed by the Senate Committee on Rules. Each legislative member shall be from a legislative district located wholly or in part within the boundaries of the transportation district and shall serve for a term coincident with his term of office.~~ The members of the General Assembly shall be eligible for reappointment for successive terms. Vacancies occurring other than by expiration of a term shall be filled for the unexpired term. Vacancies shall be filled in the same manner as the original appointments.

The Transportation District Commission of Hampton Roads shall consist of one nonlegislative citizen member appointed by the Governor from each county and city embraced by the transportation district. However, for the gubernatorial appointments that will become effective July 1, 2016, three of the appointments shall be for initial terms of two years and three appointments shall be for terms of four years. Thereafter, all gubernatorial appointments shall be for terms of four years so as to stagger the terms of the gubernatorial appointees. The governing body of each such county or city may appoint either a member of its governing body or its county or city manager to serve as an ex officio member with voting privileges. Every such ex officio member shall be allowed to attend all meetings of the commission that other members may be required to attend. Vacancies shall be filled in the same manner as the original appointments.

B. The Secretary or his designee and any appointed member of the Northern Virginia Transportation Commission are authorized to serve as members of the board of directors of the Washington Metropolitan Area Transit Authority (§ 33.2-3100 et seq.) and while so serving the provisions of § 2.2-2800 shall not apply to such member. In appointing Virginia members of the board of directors of the Washington Metropolitan Area Transit Authority (WMATA), the Northern Virginia Transportation Commission shall include the Secretary or his designee as a

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principal member on the board of directors of WMATA. Any designee serving as the principal member must reside in a locality served by WMATA.

In selecting from its membership those members to serve on the board of directors of WMATA, the Northern Virginia Transportation Commission shall comply with the following requirements:

1. A board member shall not have been an employee of WMATA within one year of appointment to serve on the board of directors.
2. A board member shall have (i) experience in at least one of the fields of transit planning, transportation planning, or land use planning; transit or transportation management or other public sector management; engineering; finance; public safety; homeland security; human resources; or the law or (ii) knowledge of the region's transportation issues derived from working on regional transportation issue resolution.
3. A board member shall be a regular patron of the services provided by WMATA.
4. Board members shall serve a term of four years with a maximum of two consecutive terms. A board member's term or terms must coincide with his term on the body that appointed him to the Northern Virginia Transportation Commission. Any vacancy created if a board member cannot fulfill his term because his term on the appointing body has ended shall be filled for the unexpired term in the same manner as the member being replaced was appointed within 60 days of the vacancy. The initial appointments to a four-year term will be as follows: the Secretary, or his designee, for a term of four years; the second principal member for a term of three years; one alternate for a term of two years; and the remaining alternate for a term of one year. Thereafter, board members shall be appointed for terms of four years. Service on the WMATA board of directors prior to July 1, 2012, shall not be considered in determining length of service. Any person appointed to an initial one-year or two-year term, or appointed to an unexpired term in which two years or less is remaining, shall be eligible to serve two consecutive four-year terms after serving the initial or unexpired term.
5. Members may be removed from the board of directors of WMATA if they attend fewer than three-fourths of the meetings in a calendar year; if they are conflicted due to employment at WMATA; or if they are found to be in violation of the State and Local Government Conflict of Interests Act (§ 2.2-3100 et seq.). If a board member is removed during a term, the vacancy shall be filled pursuant to the provisions of subdivision 4.
6. Each member of the Northern Virginia Transportation Commission appointed to the board of directors of WMATA shall file semiannual reports with the Secretary's office beginning July 1, 2012. The reports shall include (i) the dates of attendance at WMATA board meetings, (ii) any reasons for not attending a specific meeting, and (iii) dates and attendance at other WMATA-related public events.
7. Each nonelected member of the Northern Virginia Transportation Commission appointed to the board of directors of WMATA shall be eligible to receive reasonable and necessary expenses and compensation pursuant to §§ 2.2-2813 and 2.2-2825 from the Northern Virginia

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Transportation Commission for attending meetings and for the performance of his official duties as a board member on that day.

Any entity that provides compensation to a WMATA board member for his service on the WMATA board shall be required to submit on July 1 of each year to the Secretary the amount of that compensation. Such letter will remain on file with the Secretary's office and be available for public review.

C. When the Northern Virginia Transportation Commission and the Potomac and Rappahannock Transportation Commission enter into an agreement to operate a commuter railway, the agreement governing the creation of the railway shall provide that the Chairman of the Commonwealth Transportation Board or his designee shall have one vote on the oversight board for the railway. For each year in which the state contribution to the railway is greater than or equal to the highest contribution from an individual locality, the total annual subsidy as provided by the member localities used to determine vote weights shall be recalculated to include the Commonwealth contributing an amount equal to the highest contributing locality. The vote weights shall be recalculated to provide the Chairman of the Commonwealth Transportation Board or his designee the same weight as the highest contributing locality. The revised vote weights shall be used in determining the passage of motions before the oversight board.

§ 33.2-2502. Composition of Authority; membership; terms.

The Authority shall consist of 17 members as follows:

1. The chief elected officer of the governing body of each county and city embraced by the Authority or, in the discretion of the chief elected officer, his designee, who shall be a current elected officer of such governing body;
2. Two members ~~of the House of Delegates~~ who reside in different counties or cities embraced by the Authority, appointed by the Speaker of the House *who may be and, to the extent practicable,* from the membership of the House Committee on Appropriations, the House Committee on Finance, or the House Committee on Transportation;
3. One member of the Senate who resides in a county or city embraced by the Authority, appointed by the Senate Committee on Rules and, to the extent practicable, from the membership of the Senate Committee on Finance and the Senate Committee on Transportation;
4. Two nonlegislative citizen members who reside in different counties or cities embraced by the Authority, appointed by the Governor. One such gubernatorial appointment shall be a member of the Commonwealth Transportation Board and one shall be a person who has significant experience in transportation planning, finance, engineering, construction, or management; and
5. The following three persons who shall serve as nonvoting ex officio members of the Authority: the Director of the Department of Rail and Public Transportation, or his designee; the Commissioner of Highways, or his designee; and the chief elected officer of one town in a county embraced by the Authority to be chosen by the Authority.

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All members of the Authority shall serve terms coincident with their terms of office, except that the gubernatorial appointee who is not a member of the Board shall serve for a term of four years. A vacancy occurring other than by expiration of a term shall be filled for the unexpired term. Vacancies shall be filled in the same manner as the original appointments. The Authority shall appoint a chairman and vice-chairman from among its members."

Page 525, line 39, strike "2." and insert "5."

Page 525, line 39, after "first" insert "and fourth"

Page 525, line 39, after "2020." insert:

"The provisions of the second and third enactments shall have no expiration date."

Explanation:

(This amendment changes the provisions governing the Speaker's appointment of members to the Northern Virginia Transportation Commission, the Potomac and Rappahannock Transportation Commission and the Northern Virginia Transportation Authority to permit him to appoint non-legislative members to the respective bodies. Currently, the Speaker's appointments must be legislators.)
