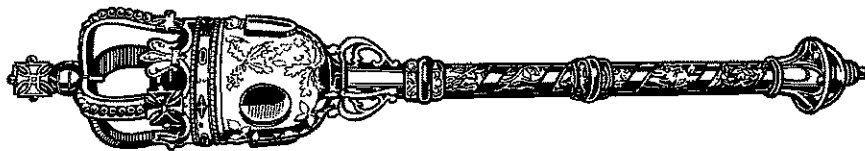


*Report of the
House Appropriations
Subcommittee*

on

*Commerce, Agriculture,
& Natural Resources*



House Bill 1400

February 5, 2023

REPORT OF THE SUBCOMMITTEE
on
COMMERCE, AGRICULTURE, AND NATURAL
RESOURCES

Mr. Chairman and Members of the Committee:

The report of the Commerce, Agriculture, and Natural Resources Subcommittee focuses on infrastructure investments that will lead to business investment, job creation, stronger communities, and a healthier Chesapeake Bay. The report before you, Mr. Chairman, recommends an investment of over \$1.2 billion in infrastructure-related spending. I would like to take the next few minutes to highlight some of these historic investments for the Committee.

Mr. Chairman, the Subcommittee report builds on last year's notable investment in business ready sites by providing an additional \$500 million for site development, bringing the state's total biennial investment to just over \$600 million. Included in this unprecedented proposal for site development is a recommendation to capitalize a new fund and program for the state to acquire land for economic development. With these significant investments, the Commonwealth will be in a strong position to attract new business investment into the state and to create jobs.

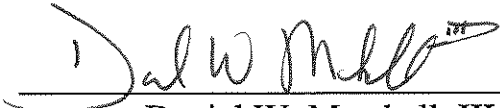
Additionally, Mr. Chairman, the Subcommittee report includes a recommendation to add \$7.0 million to the state's Industrial Revitalization Fund, which supports community projects to redevelop deteriorated industrial and commercial properties. The Subcommittee report recommends investing \$11.5 million in funds that help communities with the restoration and revitalization of brownfields sites or previously coal mined lands in Virginia.

Mr. Chairman, I am pleased to report that the Subcommittee's recommendations include major investments in meeting the Commonwealth's Chesapeake Bay cleanup goals. The Subcommittee report

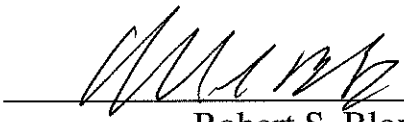
recommends fully funding our agricultural best management practices goal by supporting an additional \$137.1 million for the Water Quality Improvement Fund. The Subcommittee report also recommends \$237 million be provided for high-priority wastewater treatment plant upgrades, as well as providing \$10 million for the Stormwater Local Assistance Fund to support the needs assessment for funding local stormwater improvement projects.

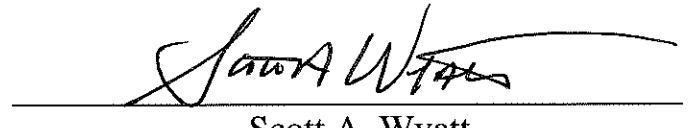
The Subcommittee's report is contained within the attachment before you. Committee staff will review the report in more detail at this time, and I hope it will be the Committee's pleasure to adopt the report.

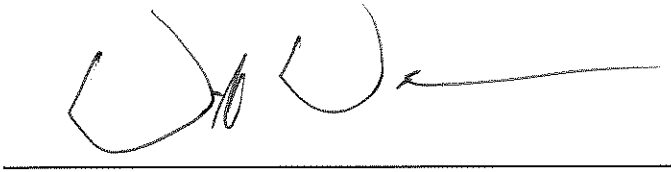
Respectfully Submitted by the House Appropriations Subcommittee on Commerce,
Agriculture, & Natural Resources

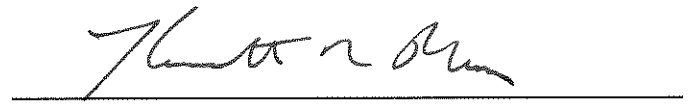

Daniel W. Marshall, III, Chair

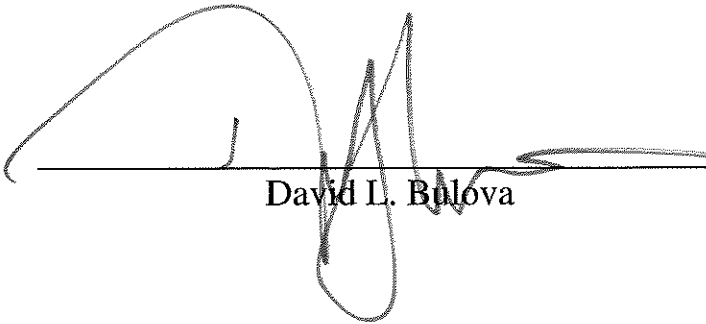

C. Matthew Fariss

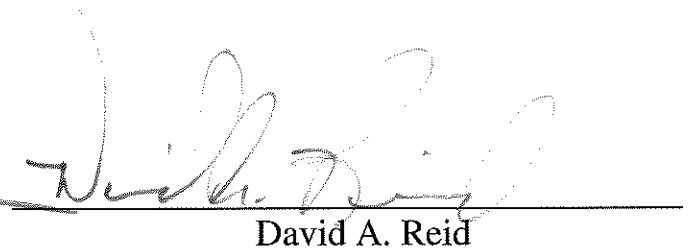

Robert S. Bloxom, Jr.


Scott A. Wyatt


William C. Wampler, III


Kenneth R. Plum


David L. Bulova


David A. Reid

**HB 1400
Amendments**

2022-24 BIENNIAL TOTAL	
General Fund	Nongeneral Fund

COMMERCE AND TRADE

Commerce and Trade

Economic Development Study for Roadway Expansion

Language

Economic Development Incentive Payments

MEI Project Thresholds for Instate Relocation Projects

Language

Virginia Sites Program Funding

Language

Inland Port Development

\$ 55,000,000

Cloud Computing Cluster Infrastructure Grant Fund

Language

Disbursement of Funds for MEI Project

Language

Department of Housing and Community Development

Increase Funding for Victims of Flooding

\$ 6,600,000

Additional Support for DHCD's Housing Division

\$ 500,000

Talent Pathways Program

\$ (5,025,000)

Workforce, Innovation, Skills Hub (WISH) in Fairfax County

\$ 400,000

Industrial Revitalization Fund

\$ 7,000,000

HB 1411: Community Development Financial Institution Fund

\$ 5,300,000

Additional Funding for the Center for Rural Virginia

\$ 355,000

Line Extension Customer Assistance Program

Language

Broadband Funding for Central Shenandoah Planning District Commission

Language

Authorization to Use Federal Broadband Funding

Language

Virginia Main Street Program

\$ (500,000)

Permitting for Broadband Project

Language

Building Permit Pilot Program

Language

Department of Energy

Virginia Brightfield Program

\$ 5,000,000

Virginia Power Innovation Fund

Language

Fort Monroe Authority

Development Director/Grant Writer

\$ 150,000

Strengthen Security at Fort Monroe

\$ 362,216

Increase Surveillance at Fort Monroe

\$ 480,000

Virginia Economic Development Partnership

International Trade Plan Update

Language

Virginia Office of Economics Education

\$ 1,100,000

Sites Administration

Language

Increase Funding for Virginia Brownfields Fund

\$ 2,000,000

Virginia Tourism Authority

Increase Visitors to the Carter Family Fold

\$ 500,000

Historic Study of the Green Book in Virginia

\$ 97,000

Virginia Sports Hall of Fame

\$ 125,000

Smithfield VA Events

\$ 350,000

Virginia Innovation Partnership Authority

Authorization for Investment in Bioscience R&D Projects

Language

LABOR

Virginia Employment Commission

Deposit to the UI Trust Fund

\$ (100,000,000)

**HB 1400
Amendments**

2022-24 BIENNIAL TOTAL	
General Fund	Nongeneral Fund

CENTRAL ACCOUNTS

Update Contingent Spending Table	Language
Virginia Department of Workforce Development and Advancement	\$ 5,000,000
Relocation of the Washington Commanders to Virginia	Language
Line Extension Customer Assistance Program	Language
Redirect ARPA Funds for Petersburg	Language

PART 3

Transfer Funding from Virginia Bioscience Health Research Corporation	Language
Update Language for VEC Line of Credit Authorization	Language
Real Property Tax	Language

PART 4

Site Replacement Fund	Language
Virginia Football Stadium Authority Review Process	Language
Virginia Business Ready Sites Acquisition Program and Fund	Language

HB 1400 Amendments

2022-24 BIENNIAL TOTAL	
General Fund	Nongeneral Fund

AGRICULTURE AND NATURAL RESOURCES

Department Of Agriculture And Consumer Services

Vinifera-Style Wine Grape Breeding	\$ 125,000
AFID Grants to Support Increasing Meat Processing Capacity	\$ 1,250,000
HB 2258 - Virginia Beer Distribution Company	\$ 784,200
Dairy Producer Margin Coverage Premium Assistance	\$ 1,000,000
HB 1664 - Blue Catfish Processing, Flash Freezing, & Infrastr.	\$ 2,000,000
Additional Pesticide Inspector for SW Virginia Region	\$ 75,000

Department of Forestry

New Policy Position	\$ 175,000
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Virginia Racing Commission

Regulation of Historical Horse Racing, Consultant	\$ 250,000
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Department of Conservation and Recreation

Reduce Resilient Virginia Revolving Loan Deposit	\$ (100,000,000)
Lakeview Dam	\$ 250,000
Conservation Application Suite	\$ 1,000,000
Increase Support for Natural Heritage Program	\$ 593,352
Lake Anna Cyanobacteria Remediation	\$ 1,000,000
DCR Asst. to SWCDS for VACS Program	\$ 350,000
Anti-Littering Campaign	\$ 200,000
VACS Program - Cost-Share Distr. For Constr. In Planning	Language
Baseline Funding for Agricultural Water Quality Programs	Language
Breaks Interstate Park Maintenance and Operations Funding	\$ 287,500
Bear Creek Lake State Park Connector Trail	\$ 111,334
Lewis Ginter Botanical Garden	\$ 1,000,000
Technical: Virginia National Guard Passport Language	Language

Department of Environmental Quality

HB 1628 - Wetland and Stream Replacement Fund	\$ 450,000
Research to Reduce Salt in Surface and Groundwater Resources	\$ 200,000
VB Regional Stormwater Mgmt. Facility	\$ 10,000,000
VB Stormwater Encroachment Resilience Activities	\$ 7,000,000
Chincoteague Sewer Improvements	\$ 7,556,000
Middletown Sewer Improvements	\$ 2,000,000
Wachapreague Sewer Improvements	\$ 941,000
Stormwater Local Assistance Fund	\$ 10,000,000
Technical: Poor Creek Pump Station	Language
Bristol Landfill Assistance	\$ 2,000,000

Department of Historic Resources

Vietnam War and Foreign Conflicts Museum	\$ 2,000,000
Weston Manor	\$ 100,000
Gum Springs Museum and Cultural Center	\$ 200,000

HB 1400 Amendments

2022-24 BIENNIAL TOTAL	
General Fund	Nongeneral Fund

Greensville County Training School	\$ 175,000
New Market Battlefield - Land Acquisition	\$ 3,750,000
Culpeper Battlefield State Park Land Preservation	\$ 3,000,000
Shenandoah Valley Battlefields National Historic District	\$ 150,000
Buchanan Theater	\$ 500,000
Preservation of Arch. Evidence Near James Fort	\$ 500,000
Historic Fluvanna County Courthouse	\$ 307,985
Haller-Gibboney Rock House Museum	\$ 350,000
Pocahontas Cemetery	\$ 141,000
Jefferson School African American Heritage Center	\$ 500,000
Virginia Museum of Transportation	\$ 500,000
Marine Resources Commission	
Potomac Fisheries Commission	\$ (98,750)
Central Appropriations	
Indemnity Payments, Poultry Infectious Disease Outbreak	\$ 5,000,000

Vinifera-Style Wine Grape Breeding

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

Language:

Page 90, line 35, strike "\$25,275,307" and insert "\$25,400,307".

Page 91, line 39, strike "\$2,355,013" and insert "\$2,480,013".

Page 91, line 42, after "year", insert:

"and \$125,000 the second year".

Explanation:

(This amendment provides \$125,000 from the general fund the second year to support the Wine Board of Virginia for the purpose of breeding vinifera-style wine grapes adapted to the Mid-Atlantic US with a specified focus on combining vinifera fruit quality with downy mildew resistance, with an objective of commercializing the resulting variety within 10 to 15 years. The Winemakers Research Exchange and Wine Board have committed to raising \$125,000 each as a match to funds provided by the Commonwealth.)

HB 2258 - Virginia Beer Distribution Company

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$0	\$784,200	GF

Language:

Page 90, line 35, strike "\$25,275,307" and insert "\$26,059,507".

Page 92, after line 25, insert:

"M. Out of the amounts in this item, \$784,200 the second year from the general fund is provided for the Virginia Beer Distribution Company."

Explanation:

(This amendment provides \$784,200 from the general fund the second year for the Virginia Beer Distribution Company, pursuant to House Bill 2258.)

HB 1664 - Blue Catfish Processing, Flash Freezing, and Infrastructure Grant Program

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$0	\$2,000,000	GF

Language:

Page 92, line 27, strike "\$3,838,820" and insert "\$5,838,820".

Page 92, line 34, after "A." insert "1."

Page 92, line 35, strike "\$2,500,000" and insert "\$4,500,000".

Page 92, after line 43, insert:

"2. Out of the amounts in this item, \$2,000,000 the second year is provided for the Blue Catfish Processing, Flash Freezing, and Infrastructure Grant Program establish pursuant to House Bill 1664 of the 2023 Session of the General Assembly."

Explanation:

(This amendment provides \$2.0 million from the general fund in fiscal year 2024 to support the Blue Catfish Processing, Flash Freezing, and Infrastructure Grant Program, established pursuant to House Bill 1664.)

Extend Dairy Producer Margin Coverage Premium Assistance Program

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$0	\$1,000,000	GF

Language:

Page 92, line 27, strike "\$3,838,820" and insert "\$4,838,820".

Page 92, line 46, after "year" insert:

"and \$1,000,000 the second year".

Explanation:

(This amendment provides \$1.0 million from the general fund the second year to continue the Dairy Margin Coverage Premium Assistance Program. House Bill 1660 would remove the program's sunset and continue the program past its current statutory expiration date of July 1,

2023.)

Item 99 #3h

AFID Grants to Support Increasing Meat Processing Capacity

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$0	\$1,250,000	GF

Language:

Page 92, line 27, strike "\$3,838,820" and insert "\$5,088,820".

Page 92, line 35, strike "\$2,500,000" and insert "\$3,750,000".

Page 92, line 40, after "efficiency" insert:

"Also of this amount, up to \$1,250,000 the second year shall be used for grants to individuals and business that would increase meat processing capacity in the Commonwealth."

Explanation:

(This amendment provides an additional \$1.3 million from the general fund in fiscal year 2024 to the Agriculture and Forestry Industries Development Fund (AFID) and directs this amount to be used for grants to individuals and businesses that would increase meat processing capacity in the Commonwealth.)

Item 100 #1h

Additional Pesticide Inspector for Southwest Virginia Region

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$0 0.00	\$75,000 1.00	GF FTE

Language:

Page 93, line 4, strike "\$4,832,158" and insert "\$4,907,158".

Explanation:

(This amendment provides \$75,000 from the general fund the second year and one position for the Virginia Department of Agriculture and Consumer Services to employ an additional pesticide inspector to oversee pesticide use in the Southwest Virginia region.)

New Policy Position

Agriculture and Forestry	FY22-23	FY23-24	
Department of Forestry	\$0	\$175,000	GF
	0.00	1.00	FTE

Language:

Page 96, line 14, strike "\$39,041,707" and insert "\$39,216,707".

Explanation:

(This amendment provides \$175,000 from the general fund the second year and one position for the Department of Forestry to hire a policy analyst to support the agency's executive team with complex legislative, policy and administrative duties that are technical and legal in nature, due to the Department's increasing responsibilities in the analysis and development of policies related to environmental, economic, and social issues related to trees and forests.)

Regulation of Historical Horse Racing, Consultant

Agriculture and Forestry	FY22-23	FY23-24	
Virginia Racing Commission	\$0	\$250,000	GF

Language:

Page 98, line 20, strike "\$4,573,891" and insert "\$4,823,891".

Page 99, after line 30, insert:

"H. Out of this appropriation, \$250,000 the second year from the general fund is provided to engage an outside consultant with expertise in the regulating process of historical horse racing (HHR) to advise the Virginia Racing Commission (VRC) to ensure proper operations at HHR facilities and effectively minimize risks as per the recommendations of the JLARC study, "Oversight and Administration of Gaming in the Commonwealth." This consultation would include, inter alia, the establishment of internal control requirements for day-to-day operations of HHR facilities, requirements for the HHR operator to submit an annual independent financial audit, including the management letter, conducting regular, formal inspections of HHR facilities to identify and remedy any noncompliance, and creating mechanisms that can be used for enforcement. It would also include developing internal policies for ensuring the HHR operator's compliance with all applicable laws and regulations. At a minimum, the outside consultant should establish (i) procedures for inspecting HHR facilities, observing operations and wagering

at the facilities, and documenting any noncompliance; (ii) the aspects of operations and facilities to be inspected and observed and what constitutes a satisfactory inspection, (iii) procedures for routine financial and operational audits, and (iv) the frequency with which compliance activities will be conducted. Finally, it would include the development of policies detailing how it will participate in statewide efforts to prevent and treat problem gambling."

Explanation:

(This amendment provides \$250,000 from the general fund the second year for the Virginia Racing Commission to engage a consultant to provide recommendations to improve the Commission's oversight activities in relation to historical horse racing.)

Item 112 #1h

Economic Development Study for Roadway Expansion

Commerce and Trade

Secretary of Commerce and Trade

Language

Language:

Page 100, line 7, before "It" insert "A."

Page 100, after line 14, insert:

"B. The Secretary of Commerce and Trade and the Virginia Department of Transportation (VDOT) shall review the economic development, transportation, and public safety benefits of expanding Van Buren Road, North Extension in Prince William County. The review shall include representatives from Prince William County, the Northern Virginia Transportation Authority, and any private sector interests required to aid in the completion of this review. In addition to assessing the economic benefits of the expansion, the Secretary and VDOT shall determine and communicate any additional benefits, potential financing, and time table options for this project. The Secretary and VDOT shall report its findings to the Chairs of the House Committee on Appropriations and Senate Committee on Finance and Appropriations on or before August 1, 2023."

Explanation:

(This amendment directs the Secretary of Commerce and Trade and the Virginia Department of Transportation to review the economic development, transportation, and public safety benefits of expanding Van Buren Road in Prince William County.)

Item 113 #1h

MEI Project Thresholds for Instate Relocation Projects

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 102, strike lines 35 through 39, and insert:

"N. Notwithstanding any provision of § 30-310, Code of Virginia, the MEI Project Approval Commission shall only be required to review economic development incentive packages that incentivize the relocation of an existing Virginia company from one Virginia locality to another that include \$2,500,000 or more in state incentives, as defined in subsection A.1.(ii) of § 30-310, Code of Virginia."

Explanation:

(This amendment conforms existing budget language to the provisions of House Bill 1769, which requires the MEI Commission to review instate relocation economic development projects receiving incentives over \$2.5 million.)

Item 113 #2h

Virginia Sites Program Funding

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 102, line 44, strike "104,500,000" and insert "204,500,000".

Page 103, strike lines 24 through 56.

Page 104, strike lines 1 through 44, and insert:

"S. Out of this appropriation, \$100,000,000 the first year from the general fund shall be deposited to the Virginia Business Ready Sites Acquisition Fund.

T.1. Contingent upon actual general fund revenue collections for fiscal year 2023 being equal to or in excess of the official fiscal year 2023 revenue estimate included in this act, there is included in the general fund appropriation in this item \$150,000,000 in the second year for the Virginia Business Ready Sites Program Fund.

2. In the event that actual general fund revenue collections for fiscal year 2023 are less than the official fiscal year 2023 revenue estimate included in this act, \$150,000,000 shall be unallotted and made unavailable for spending pending a determination of available resources by the Governor pursuant to Paragraph P, Item 485 of this act.

U.1. Contingent upon actual general fund revenue collections for fiscal year 2023 being equal to or in excess of the official fiscal year 2023 revenue estimate included in this act, there is included in the general fund appropriation in this item \$100,000,000 in the second year for the Virginia Business Ready Sites Acquisition Fund.

2. In the event that actual general fund revenue collections for fiscal year 2023 are less than the official fiscal year 2023 revenue estimate included in this act, \$100,000,000 shall be unallotted and made unavailable for spending pending a determination of available resources by the Governor pursuant to Paragraph P, Item 485 of this act."

Explanation:

(This amendment provides \$250.0 million to the Virginia Business Ready Sites Program Fund and \$200.0 million to the Virginia Business Ready Sites Acquisition Fund over the biennium. Funding provided in the second year of the biennium for each of these site development programs is contingent on the Commonwealth meeting or exceeding its fiscal year 2023 revenue forecast.)

Item 113 #3h

Inland Port Development

Commerce and Trade	FY22-23	FY23-24	
Economic Development Incentive Payments	\$10,000,000	\$45,000,000	GF

Language:

Page 100, line 21, strike "\$442,743,083" and insert "\$452,743,083".

Page 100, line 21, strike "\$403,577,290" and insert "\$448,577,290".

Page 104, after line 44, insert:

U.1. Out of this appropriation, \$10,000,000 the first year and \$45,000,000 the second year from the general fund is provided for the construction of an inland port in the Mount Rogers Planning District. The Virginia Port Authority shall acquire, plan, design, and develop a site for the establishment of an inland port in the Mount Rogers Planning District. The Virginia Port Authority and the Virginia Economic Development Partnership Authority shall develop a business recruitment strategy for the inland port and the surrounding area to provide for rapid development and utilization of the facility. The Virginia Port Authority in consultation with the Virginia Economic Development Partnership Authority shall provide recommendations to the Governor, the Secretary of Transportation and the Secretary of Commerce and Trade and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees on any additional infrastructure improvements needed to maximize the economic benefit of the inland port by November 1, 2023.

2. The Director of the Department of Planning and Budget is authorized to transfer moneys from this fund on a quarterly basis to the Virginia Port Authority. The Virginia Port Authority shall verify to the Secretary of Finance and the Director of the Department of Planning and Budget estimated quarterly expenses prior to the release of these funds. The Virginia Port Authority may collaborate with the Virginia Department of Rail and Public Transportation, Virginia Department of Transportation, the Virginia Economic Development Partnership Authority, and any federal, state, or local agency as may be necessary to support the development and utilization of an inland port. Any funding remaining at the end of the fiscal years 2023 and 2024 shall be carried forward into the next fiscal year for the purposes described in this paragraph.

3. The Virginia Port Authority shall report quarterly to the Governor, the Secretary of Transportation, Secretary of Commerce and Trade, and Virginia Economic Development Authority, and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees on the timeline, progress to date, and overall cost for the construction of the inland port."

Explanation:

(This amendment provides \$55.0 million from the general fund in fiscal year 2024 for preliminary engineering and design, property acquisition, and construction and equipment costs to support the establishment of an inland port within the Mount Rogers Planning District. The Virginia Economic Development Partnership Authority shall support the Port in developing and advancing the marketing and key economic development aspects related to the inland port.)

Item 113 #4h

Cloud Computing Cluster Infrastructure Grant Fund

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 104, after line 44, insert

"U. Notwithstanding any other provision of law to the contrary, a data center operator that was approved by the MEI Project Approval Commission for a grant from the Cloud Computing Cluster Infrastructure Grant Fund on December 13, 2022, shall be eligible to receive grants beginning with the Commonwealth's fiscal year starting on July 1, 2025, and ending no later than the Commonwealth's fiscal year starting on July 1, 2044, and not to exceed \$140 million, subject to the terms of a memorandum of understanding (MOU) entered into between such data center operator and the Commonwealth. The amount of the grant payment in each fiscal year shall be calculated based upon an award of \$8,642 for each new full-time job that pays an

average annual wage of at least \$122,300 created by the qualified company in the prior calendar year, and an award of \$3,364 for each \$1 million of capital investment by the qualified company in the prior calendar year."

Explanation:

(This amendment clarifies Amazon Web Services (AWS) qualifies for a grant award from the Could Computer Cluster Infrastructure Grant Fund created by House Bill 2479 in the 2023 General Assembly Session. The MEI Project Approval Commission endorsed a \$140.0 million custom performance grant in December of 2022 for AWS.)

Item 113 #5h

Disbursement of Funds for MEI Project

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 104, after line 44, insert:

"U. Notwithstanding any provision of paragraph T. of Item 112 of Chapter 1 of the Acts of Assembly of 2022, Special Session I, to the contrary, approval from the National Aeronautics and Space Administration for a Return to Pad Landing by the guided missile and space vehicle parts manufacturing company described in such paragraph shall not be required to disburse funds to the Virginia Commercial Space Flight Authority pursuant to such paragraph."

Explanation:

(This amendment authorizes the distribution of \$15.0 million to the Virginia Commercial Space Flight Authority in accordance with a MEI approved project.)

Item 114 #1h

Increase Funding for Victims of Flooding

Commerce and Trade

FY22-23

FY23-24

Department of Housing and
Community Development

\$0
0.00

\$6,600,000
1.00 NGF
FTE

Language:

Page 105, line 9, strike "\$308,460,495" and insert "\$315,060,495".

Page 108, after line 1, insert:

"10. The department shall report to the General Assembly on the expenditure of funds from this paragraph within 90 days of the completion of this flood victim assistance program to include total assistance deployed by type of loss, total victims served, and completion of funded repairs or new residential or commercial construction."

Page 108, line 24, strike "11,400,000" and insert "18,000,000".

Page 109, after line 14, insert:

"10. The department shall report to the General Assembly on the expenditure of funds from this paragraph within 90 days of the completion of this flood victim assistance program to include total assistance deployed by type of loss, total victims served, and completion of funded repairs or new residential or commercial construction."

Explanation:

(This amendment increases the amount of relief provided for the victims of flooding in Tazewell and Buchanan counties in July of 2022 to \$18.0 million. This amendment authorizes the Department of Housing and Community Development (DHDC) to hire a temporary position to help administer this flood relief program. It also requires the DHCD to report on the outcomes of flood relief programs for the Hurley and Whitewood floods.)

Item 114 #2h

Additional Support for DHCD's Housing Division

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	\$0	\$500,000	GF

Language:

Page 105, line 9, strike "\$308,460,495" and insert "\$308,960,495".

Page 109, after line 14, insert:

"P. Out of this appropriation, \$500,000 the second year from the general fund is provided for the department to expand capacity in its housing division to support housing studies directed by the General Assembly and Virginia Housing Commission, a statewide housing needs assessment and plan, and the expansion of the Livable Homes Tax Credit."

Explanation:

(This amendment provides additional support to the Department of Housing and Community Development to assist in the department's delivery and support of housing studies directed by the General Assembly and the Virginia Housing Commission, the housing needs assessment and plans of House Bill 2046 of the 2023 General Assembly, and the proposed expansion of the Livable Homes Tax Credit in House Bill 2099.)

Talent Pathways Program

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	\$0 0.00	(\$5,025,000) 1.00	GF FTE

Language:

Page 109, line 16, strike "\$187,160,442" and insert "\$182,135,442".

Page 113, line 14, after "N.2." insert ", O., P. and Q."

Page 113, line 14, after "in" strike "paragraph" and insert "paragraphs".

Page 113, line 16, after "population," strike "and".

Page 113, line 17, after "basis" insert:

", amounts allocated to talent pathways programming and agriculture technology workforce initiatives".

Page 113, line 19, after "N.2." insert:

"and balances of the talent pathways programs of paragraphs O. and P. of this item and the agriculture technology workforce initiatives of paragraph Q."

Page 113, after line 28, insert:

"O.1. The department shall continue the talent pathways planning grant program established in Item 114, Paragraph S. in Chapter 1, 2022 General Assembly, Special Session I. The Department may use a portion of funds not allocated to regions to support development and implementation of the regional plans.

P.1. Out of the amounts in this item, \$21,000,000 the second year from the general fund shall be deposited to the Virginia Growth and Opportunity Fund for the purposes of establishing the Talent Pathways Program.

2. After the Virginia Initiative for Growth and Opportunity Board (the Board) approves the plan submitted by a regional council developed pursuant paragraph O. of this item, the Board may make talent pathways development grants to the regional council to facilitate the collaborative creation of talent pathways in regional industry clusters identified in the report and in alignment with the region's growth and diversification plan. Funds may be used to foster talent pathways development between businesses and the providers of education and training programs in the region, including primary and secondary schools, community colleges, public and private colleges and universities, industry-focused training consortia, local governments, and other organizations engaged in workforce training, for the purpose of addressing the current and future workforce needs of industry clusters identified as priorities in the region's report. Funds may be used to administer this talent pathways development program by the department.

3. Of these amounts, \$3,500,000 the second year from the general fund shall be allocated by the

Board to qualifying regions to support organizational, administrative, and capacity building activities, which, notwithstanding § 2.2-2489, Code of Virginia, shall not require matching funds.

4. Of these amounts, \$17,500,000 the second year from the general fund shall be allocated to qualifying regions to support talent pathways aligned to the report of paragraph O. of this item, submitted to the Board. Grants shall require a match as provided by § 2.2-2489, Code of Virginia. Each region may seek grants to support the development of talent pathways for not more than three targeted industry clusters in an amount per cluster to be determined by the Board. Collaborations among regions may seek grants in an amount per joint industry cluster to be determined by the Board. Talent pathways development grants shall be made within or among the regions for the purposes of fostering business-education collaboration, aligning educational and training curricula with existing or projected workforce needs, incorporating work-based learning in curricula to the fullest extent practicable, and providing students with opportunities for full-time employment in the industry cluster in the region or with another Virginia-based employer. Priority shall be given to traded sector industry clusters, and the creation of new or enhanced job opportunities. The Board may make grants that are phased over time and tied to the achievement of development milestones established by the Board. To facilitate development of talent pathways that remedy current workforce shortages and unemployment or under-employment in the Commonwealth, talent pathways facilitated by this program shall emphasize alignment with programs that support transition of veterans into full-time employment in Virginia and programs that address reskilling or upskilling of adults for workforce needs and employment opportunities in Virginia. Grant funds may be used for the marketing of the program and resulting pathways. Grant funds may be awarded over more than one year.

5. Regional councils shall regularly report to the Board on the progress and results of talent pathways facilitated by this program. Such reports shall identify existing, expected, or proposed funding sources to support sustained implementation of the talent pathways after development, including support for marketing the pathways to students and employers, expanding access to internships, apprenticeships, and other work-based learning opportunities, and ongoing analysis and updating of pathways based on labor market data. The reports shall also detail job creation facilitated by the grants and how funded talent pathways are mitigating outmigration of talent and creating new opportunities for Virginians or attracting talent to the Commonwealth.

6. The Board shall convene a working group to develop guidelines for the distribution of funds pursuant to this paragraph. Such guidelines shall require that the award of such grants include provisions to facilitate repeatable and shareable curricula across educational institutions, active business engagement in development of such curricula, leverage of other public and private sources to support the programs, the ability to scale up existing successful programs and to enhance supply chain activities, the recruitment of and access for under-represented populations in talent pathways initiatives, and the retention for full-time employment in the Commonwealth of college graduates, returning veterans, and other identified sources of talent. The department shall support efforts to share best practices and provide other such direction to the regions to

assist with prioritizing initiatives and ensuring alignment with the state's economic development goals.

7. Out of the amounts in this Item, \$8,475,000 the second year from the general fund is provided to support emerging talent pathways programming. Prior to the award and release of these funds by the department, each region must submit to the department information on the proposed use of these funds to support the development and continuation of talent pathways programming.

a. The department shall provide \$2,500,000 to the GO Virginia Region 5 Council to advance workforce development initiatives related to shipbuilding, offshore wind, and road and tunnel construction. The department may award these funds to Region 5 for the purposes of supporting the Hampton Roads Regional Training System under the Hampton Roads Workforce Council.

b. The department shall provide \$2,500,000 to the GO Virginia Region 3 Council to expand the Great Opportunities in Technology and Engineering Centers Program administered by the Institute for Advanced Learning and Research.

c. The department shall provide \$2,500,000 to the GO Virginia Region 1 Council to grow the number of students in nursing and commercial drivers license credential programs.

d. The department shall provide \$975,000 to the GO Virginia Region 2 Council to support a talent attraction project for the technology sector. Notwithstanding the provisions of § 2.2-2488, Code of Virginia, the funds provided in this paragraph may be used by the region to offer recruitment incentives in order to increase the number of technology workers in the region and state.

Q. Out of the amounts in this Item, \$1,300,000 the second year from the general fund is provided for the department to award grants to certified regional councils established by § 2.2-2488, Code of Virginia to identify and address workforce needs in agricultural technology industries. The department shall work with the Virginia Initiative for Growth and Opportunity Board established by § 2.2-2485, Code of Virginia, the Department of Agriculture and Consumer Services (VDACS), and the Secretary of Agriculture and Forestry to distribute these funds. Grant awards must be recommended by staff of the department and VDACS with final approval by the GO Virginia Board.

Page 113, line 29, strike "O" and insert "R".

Page 113, line 35, strike "P" and insert "S".

Page 114, line 27, strike "P" and insert "S".

Page 114, line 37, strike "P" and insert "S".

Page 114, line 38, strike "Q" and insert "T".

Page 114, line 49, strike "R" and insert "U".

Page 114, line 54, strike "S" and insert "V".

Page 115, line 4, strike "T" and insert "W".

Page 115, line 32, strike "T" and insert "W".

Page 115, line 35, strike "T" and insert "W".

Page 115, line 42, strike "T" and insert "W".

Page 116, line 8, strike "T" and insert "W".
 Page 116, line 21, strike "T" and insert "W".
 Page 116, line 22, strike "U" and insert "V".
 Page 117, line 30, strike "V" and insert "X".
 Page 116, strike lines 22 through 56.
 Page 117, strike lines 1 through 29.
 Page 118, strike lines 7 through 37.

Explanation:

(This amendment provides over \$30.0 million in fiscal year 2024 to support workforce development through the GO Virginia program. These investments support the development of a new Talent Pathways Program, emerging talent pathways initiatives, and targeted workforce development efforts for the agriculture technology industry.)

Item 115 #2h

Workforce, Innovation, Skills Hub (WISH) in Fairfax County

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	\$0	\$400,000	GF

Language:

Page 109, line 16, strike "\$187,160,442" and insert "\$187,560,442".
 Page 118, after line 37, insert:

"Z. Out of this appropriation, \$400,000 the second year from the general fund is provided to support the Fairfax County Workforce, Innovation, Skills Hub (WISH). The funding provided in this paragraph shall be used to support programming costs including tuition grants, transportation stipends, wraparound services, and consumables for WISH. The department in coordination with the agency responsible for the state's one-stop centers will examine the feasibility of implementing similar regional workforce center models throughout the state."

Explanation:

(This amendment provides \$400,000 in fiscal year 2024 from the general fund to support a workforce development model in Fairfax County.)

Item 115 #3h

Industrial Revitalization Fund

Commerce and Trade

FY22-23

FY23-24

Department of Housing and
Community Development

\$2,000,000

\$5,000,000 GF

Language:

Page 109, line 15, strike "\$176,626,786" and insert "\$178,626,786".

Page 109, line 16, strike "\$187,160,442" and insert "\$192,160,442".

Page 111, line 4, after "H." insert "1."

Page 111, line 4, after "Item" strike "3,000,000" and insert "5,000,000", and after "and" strike "3,000,000" and insert "8,000,000".

Page 111, after line 9, insert:

"2. Out of the amounts in this paragraph, \$2,000,000 the first year is provided for Charles City County to support the redevelopment and rehabilitation of a site on John Tyler Memorial Highway into a retail and public engagement space to increase visitation to the area. Notwithstanding § 36-155, Code of Virginia, the maximum grant award and local match requirements shall not apply to the amounts provided in this paragraph.

3. Out the amounts in this paragraph, \$3,000,000 the second year is provided for the City of Danville to develop property along the Dan River, known as White Mill. The funding provided in this paragraph may be used to establish a recreation and first responder training facility as a part of the overall redevelopment of White Mill, to promote tourism and market driven economic development activity in the city. The department shall require the city to provide a one for two match from non-state sources as certified by the department or a minimum investment of non-state funds of \$6,000,000 prior to releasing any of these funds. Notwithstanding § 36-155, Code of Virginia, the maximum grant award shall not apply to the amounts provided in this paragraph.

4. Out of the amounts in this paragraph, \$250,000 the second year is provided for Tappahannock to plan and rebuild a business district to reduce blight caused by major fire damage. Notwithstanding § 36-155, Code of Virginia, local match requirements shall not apply to the amounts provided in this paragraph.

5. Of the amounts in this paragraph, \$500,000 the second year is provided for Bedford County to complete a redevelopment plan for the site of a land fuel pipeline and associated fuel storage tanks no longer in operation in Montvale, Virginia. The redevelopment plan shall identify the market driven economic development opportunities the site is well positioned to accommodate and include an evaluation of the sites' potential for rail-centric economic development. The locality awarded these funds shall provide a copy of the redevelopment plan to the department on or before June 30, 2024. Notwithstanding § 36-155, Code of Virginia, local match requirements shall not apply to the amounts provided in this paragraph."

Explanation:

(This amendment provides \$7.0 million in additional funding for the Industrial Revitalization Fund.)

HB 1411: Community Development Financial Institutions Fund

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	\$0 0.00	\$5,300,000 2.00	GF FTE

Language:

Page 109, line 16, strike "\$187,160,442" and insert "\$192,460,442".

Page 114, line 38, after "Q." strike remainder of the line and insert:

"Out of this appropriation, \$5,300,000 the second year from the general fund is provided to effectuate the provisions of House Bill 1411 of the 2023 General Assembly and capitalize the Community Development Financial Institutions Fund. Of these amounts, the department is authorized to use up to \$300,000 to administer these funds."

Page 114, strike lines 39 through 48.

Explanation:

(This amendment provides \$5.3 million in fiscal year 2024 from the general fund to recapitalize the Community Development Financial Institutions Fund to invest in small businesses and housing projects.)

Additional Funding for the Center for Rural Virginia

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	\$0	\$355,000	GF

Language:

Page 109, line 16, strike "\$187,160,442" and insert "\$187,515,442".

Page 110, line 41, strike the second "\$95,000" and insert "\$450,000".

Explanation:

(This amendment provides additional funding for the Center for Rural Virginia. This additional funding will support programming including the Virginia Rural Leadership Institute.)

Line Extension Customer Assistance Program

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 112, after line 27, insert:

"N.1. Notwithstanding the provisions of Chapter 1, 2022 Special Session I, Item 479.20, paragraph B.2.b.3) and Item 486, paragraph A.2.b.2) of this act, the \$16,000,000 provided for the Line Extension Customer Assistance Program (LECAP) from the federal State and Local Recovery Fund of the American Rescue Plan Act shall be allocated as follows: \$8,000,000 for construction grants to extend existing broadband networks to residential buildings where residents have low to moderate income and \$8,000,000 for construction grants to extend existing broadband networks to residential buildings without regard to a resident's income. The department shall establish program guidelines to effectuate the provisions of this paragraph. The guidelines shall allow for applicants to attest that their income places them within the low-to-moderate income limits established by the department and determine a maximum grant award for applications without a consideration of income. If the funds appropriated in this paragraph remain unspent for its dedicated purpose by December 31, 2025, then the department may allocate any remaining funds between the purposes described above."

Page 112, line 28, strike "N" and insert "O".

Page 112, line 43, strike "N" and insert "O".

Page 113, line 14, strike "N" and insert "O".

Page 113, line 19, strike "N" and insert "O".

Page 113, line 29 strike "O" and insert "P".

Page 113, line 35, strike "P" and insert "Q".

Page 114, line 27, strike "P" and insert "Q".

Page 114, line 37, strike "P" and insert "Q".

Page 114, line 38, strike "Q" and insert "R".

Page 114, line 49, strike "R" and insert "S".

Page 114, line 54, strike "S" and insert "T".

Page 115, line 4, strike "T" and insert "U".

Page 115, line 32, strike "T" and insert "U".

Page 115, line 35, strike "T" and insert "U".

Page 115, line 42, strike "T" and insert "U".

Page 116, line 8, strike "T" and insert "U".

Page 116, line 21, strike "T" and insert "U".

Page 116, line 22, strike "U" and insert "V".

Page 117, line 30, strike "V" and insert "W".

Page 118, line 7, strike "W" and insert "X".

Page 118, line 15, strike "X" and insert "Z".

Explanation:

(This amendment updates language for the Line Extension Customer Assistance Program, funded with federal funds from the American Rescue Plan Act. It allocates \$16.0 million of federal funds provided for this program between serving low-to-moderate income households and all households that may need assistance to extend existing broadband networks to their homes.)

Item 115 #9h

Broadband Funding for Central Shenandoah Planning District Commission

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 112, after line 24, insert:

"7. The department in awarding funds from the amounts provided in this paragraph for fiscal years 2023 and 2024 shall prioritize grant funds for broadband projects in the Central Shenandoah Planning District Commission that did not receive a grant during the fiscal year 2022 Virginia Telecommunications Initiative award cycle."

Explanation:

(This amendment directs the Department of Housing and Community Development to prioritize Virginia Telecommunication Initiative grant funds for projects in the Central Shenandoah Planning District Commission region that did not receive a broadband grant award in fiscal year 2022.)

Item 115 #10h

Authorization to Use Federal Broadband Funding

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 112, after line 27, insert:

"N. The department is hereby authorized to use federal funding received by Virginia from the Broadband Equity, Access, and Deployment (BEAD) Program of the Federal Infrastructure and Jobs Act (Public Law 117-58)."

Page 112, line 28, strike "N" and insert "O".

Page 112, line 43, strike "N" and insert "O".

Page 113, line 14, strike "N" and insert "O".

Page 113, line 19, strike "N" and insert "O".

Page 113, line 29 strike "O" and insert "P".

Page 113, line 35, strike "P" and insert "Q".

Page 114, line 27, strike "P" and insert "Q".

Page 114, line 37, strike "P" and insert "Q".

Page 114, line 38, strike "Q" and insert "R".

Page 114, line 49, strike "R" and insert "S".

Page 114, line 54, strike "S" and insert "T".

Page 115, line 4, strike "T" and insert "U".

Page 115, line 32, strike "T" and insert "U".

Page 115, line 35, strike "T" and insert "U".

Page 115, line 42, strike "T" and insert "U".

Page 116, line 8, strike "T" and insert "U".

Page 116, line 21, strike "T" and insert "U".

Page 116, line 22, strike "U" and insert "V".

Page 117, line 30, strike "V" and insert "W".

Page 118, line 7, strike "W" and insert "X".

Page 118, line 15, strike "X" and insert "Z".

Explanation:

(This amendment ensures the Department of Housing and Community Development can deploy federal resources it receives from the newly created Broadband Equity, Access, and Deployment (BEAD) Program. At a minimum, Virginia is expected to receive at least \$100.0 million in broadband funding from this program.)

Item 115 #11h

Virginia Main Street Program

Commerce and Trade

FY22-23

FY23-24

Department of Housing and
Community Development

\$0

(\$500,000) GF

Language:

Page 109, line 16, strike "\$187,160,442" and insert "\$186,660,442".
Page 111, line 10, strike "\$2,500,000" and insert "\$2,000,000".

Explanation:

(This amendment directs \$1.5 million to the city of Petersburg for Virginia Main Street activities. It continues funding the base program at \$500,000 in fiscal year 2024.)

Item 115 #12h

Permitting for Broadband Project

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 112, line 27, after "Initiative." insert:

"The department shall use these funds to support localities in the permitting and citing of broadband projects supported with these funds, the funds provided in Item 479.20 of Chapter 1, 2021 General Assembly, Special Session I for broadband projects, and the funds Virginia receives for broadband from the Federal Infrastructure and Jobs Act (Public Law 117-58)."

Explanation:

(This amendment directs the Broadband Office of the Department of Housing and Community Development to support localities in the permitting and citing of projects to ensure broadband projects funded federal resources are completed within federally mandated spending deadlines.)

Item 117 #1h

Building Permit Pilot Program

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 119, strike lines 24 through 29, and insert:

"Out of the amounts in this item, \$10,000,000 the second year from the general fund is provided for a program to provide financial assistance to localities or planning district commissions acting on behalf of its member localities to increase capacity for and accelerate plan review and the review and issuance of building permits by local building departments. Financial assistance

shall be provided in the form of grant funding to support local building departments or regional activities including building code enforcement, plan review, and technology advancements. The department shall develop appropriate criteria and guidelines for the deployment and use of the funding for this pilot program based on a competitive scoring process that considers the need and fiscal stress of the locality or region and gives preference to projects that are regional, realize economies of scale, and prioritize solutions that address challenges with short-term state assistance."

Explanation:

(This amendment provides additional guidance for a short-term program to help expand capacity in local building permitting offices.)

Item 121 #1h

Virginia Brightfield Program

Commerce and Trade	FY22-23	FY23-24	
Department of Energy	\$0	\$5,000,000	GF

Language:

Page 120, line 46, strike "\$7,812,564" and insert "\$12,812,564".

Page 121, after line 29, insert:

"F. Out of this appropriation, \$5,000,000 the second year from the general fund is provided for the Virginia Brownfield and Coal Mine Renewable Energy Grant Fund. Notwithstanding the provisions of §45.2-1725 F, Code of Virginia, non-federal funds may be deposited to the Virginia Brownfield and Coal Mine Renewable Energy Grant Fund and the department may administer the grant program regardless of federal funding availability."

Explanation:

(This amendment provides \$5.0 million from the general fund the second year to support the Virginia Brightfields Program, to redevelop coalfields and brownfields as renewable energy generation sites.)

Item 122 #1h

Virginia Power Innovation Fund

Commerce and Trade

Department of Energy

Language

Language:

Page 121, strike lines 39 through 54, and insert:

"Out of the amounts in this item, \$10,000,000 the second year from the general fund shall be deposited into the Virginia Power Innovation Fund. Of these amounts, \$5,000,000 shall be used to create the Virginia Nuclear Innovation Hub."

Page 122, strike lines 1 through 6.

Explanation:

(This amendment modifies language included in the introduced budget, establishing the Virginia Power Innovation Fund. House Bill 2386 of the 2023 General Assembly creates this fund, and the budget language is no longer necessary. It also directs \$5.0 million of these funds to create the Virginia Nuclear Innovation Hub.)

Item 124 #1h

Development Director/Grant Writer

Commerce and Trade	FY22-23	FY23-24
Fort Monroe Authority	\$0	\$150,000 GF

Language:

Page 124, line 27, strike "\$6,808,351" and insert "\$6,958,351".

Page 125, after line 4, insert:

"C. Out of this appropriation, \$150,000 the second year from the general fund is provided to support the hiring of a Director of Development at the Fort Monroe Authority with responsibility for identifying funding partners and/or grant opportunities to support preservation and educational programs at Fort Monroe."

Explanation:

(This amendment provides \$150,000 in fiscal year 2024 from the general fund to support personnel costs for the Fort Monroe Authority to hire a Director of Development. This is temporary funding until the Fort Monroe Foundation can support the ongoing costs of this position.)

Item 124 #2h

Strengthen Security at Fort Monroe

Commerce and Trade	FY22-23	FY23-24
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Fort Monroe Authority

\$0

\$362,216 GF

Language:

Page 124, line 27, strike "\$6,808,351" and insert "\$7,170,567".

Page 125, after line 4, insert:

"C. Out of this appropriation, \$362,216 the second year from the general fund is provided to strengthen security at Fort Monroe. The authority may use these funds to increase the rate of compensation for its private security contractor and hire an additional security officer."

Explanation:

(This amendment provides \$362,216 in fiscal year 2024 from the general fund to strengthen security at Fort Monroe.)

Item 124 #3h

Increase Surveillance at Fort Monroe

Commerce and Trade

FY22-23

FY23-24

Fort Monroe Authority

\$0

\$480,000 GF

Language:

Page 124, line 27, strike "\$6,808,351" and insert "\$7,288,351".

Page 125, after line 4, insert:

"C. Out of this appropriation, \$480,000 the second year from the general fund is provided for the authority to install license plate reader cameras and surveillance cameras."

Explanation:

(This amendment provides \$480,000 in fiscal year 2024 from the general fund for the Fort Monroe Authority to install surveillance equipment to help investigate vandalism and other criminal activity.)

Item 125 #1h

International Trade Plan Update

Commerce and Trade

Virginia Economic Development Partnership

Language

Language:

Page 126, strike lines 48 through 49, and insert:

"The authority shall provide an update on the status of implementing the International Trade Plan and refresh the goals and initiatives of the plan based on current progress, priorities, and data. This update shall be submitted to the General Assembly by November 1, 2023."

Explanation:

(This amendment updates language included in Chapter 2 of the 2022 General Assembly Session, Special Session I requiring the Virginia Economic Development Authority to update the International Trade Plan.)

Item 125 #2h

Virginia Office of Economics Education

Commerce and Trade	FY22-23	FY23-24	
Virginia Economic Development Partnership	\$0	\$1,100,000	GF

Language:

Page 125, line 11, strike "\$51,979,192" and insert "\$53,079,192".

Page 126, line 31, strike the second "500,000" and insert "1,600,000".

Page 126, strike lines 34 through 45, and insert:

"2. Notwithstanding any provision of law, the Office of Labor Market Alignment (the Office) shall serve as a resource for education and workforce programs administered by state government to better inform programmatic decisions on workforce education and training. Additionally, the Office shall serve as a guide and resource for the Governor and the General Assembly in determining strategic education and workforce investments in current and future education and workforce training programs with a particular focus on those programs supported with state general fund dollars.

3. The Office shall develop and report an annual research agenda to the Governor and General Assembly on or before June 30th of each year in collaboration with the Secretaries of Education, Labor, and Commerce and Trade, the State Council of Higher Education for Virginia, institutions of higher education, the Virginia Department of Education, the Virginia Employment Commission, the Virginia Initiative for Growth and Opportunity Board, and the Department of Workforce Development and Advancement, members of or staff to the House Committee on Education, Senate Committee on Education and Health, House Committee on Appropriations, and Senate Committee on Finance and Appropriations.

4. The Virginia Economic Development Partnership shall include in its annual report, due on November 1st of each year, an update on the activities of the Office of Labor Market and Alignment."

Explanation:

(This amendment provides an additional \$1.1 million in fiscal year 2024 for the work of the Virginia Office of Education Economics.)

Item 125 #3h

Sites Administration

Commerce and Trade

Virginia Economic Development Partnership

Language

Language:

Page 126, line 29, after "Assembly" insert:
", House Bill 1842 of the 2023 General Assembly."

Explanation:

(This amendment clarifies that current administrative resources at the Virginia Economic Development Partnership Authority can be used to administer the proposed Virginia Business Ready Sites Acquisition Fund.)

Item 125 #4h

Increase Funding for Virginia Brownfields and Economic Redevelopment Assistance Fund

Commerce and Trade

FY22-23

FY23-24

Virginia Economic Development Partnership

\$0

\$2,000,000 GF

Language:

Page 125, line 11, strike "\$51,979,192" and insert "\$53,979,192".
Page 126, line 3, strike the second "\$2,250,000" and insert "\$4,250,000".
Page 126, line 11, after "grants" insert:
"The guidelines shall also allow these funds to be used for the demolition of concrete slabs and other clearance work that impede renovation and redevelopment."

Explanation:

(This amendment provides an additional \$2.0 million in fiscal year 2024 for the Virginia

Brownfields and Economic Redevelopment Assistance Fund. Additionally, this amendment requires the Virginia Economic Development Partnership Authority to allow program funding to be used for the removal of concrete slabs.)

Item 126 #1h

Increase Visitors to the Carter Family Fold

Commerce and Trade	FY22-23	FY23-24
Virginia Tourism Authority	\$0	\$500,000 GF

Language:

Page 128, line 10, strike "\$23,914,872" and insert "\$24,414,872".

Page 130, after line 3, insert:

"Q. Out of this appropriation, \$500,000 the second year from the general fund shall be used by the authority to develop a marketing and promotional campaign to increase visitation to the Carter Family Fold. The authority will develop, create, and manage the campaign and may coordinate with existing regional marketing organizations and other state tourism agencies to maximize the economic impact of this campaign."

Explanation:

(This amendment provides \$500,000 in fiscal year 2024 from the general fund for the Virginia Tourism Authority to develop a marketing campaign to increase visitation at the Carter Family Fold.)

Item 126 #2h

Historic Study of the Green Book in Virginia

Commerce and Trade	FY22-23	FY23-24
Virginia Tourism Authority	\$0	\$97,000 GF

Language:

Page 128, line 10, strike "\$23,914,872" and insert "\$24,011,872".

Page 129, line 45, after "O." insert "1."

Page 129, after line 53, insert:

"2. Of this appropriation, \$97,000 the second year from the general fund is provided for the authority and Department of Historic Resources (the department) to conduct a historic study describing the Green Book in Virginia by documenting surviving buildings. In conducting this

review, the authority and department shall develop an architectural survey to improve information for at least 60 existing Green Book properties. The authority and department shall complete this study and report its findings to the General Assembly on or before June 30, 2024 . The authority is authorized to transfer all or part of these amounts to the Department of Historic Resources to complete this study."

Explanation:

(This amendment provides \$97,000 in fiscal year 2024 from the general fund for the Virginia Tourism Authority and Department of Historic Resources to conduct a historic study describing Green Book sites in Virginia. The information gathered will accelerate and simplify the listing of these properties on the Virginia Landmarks Register, making them eligible for potential sources of funding, highway markers, and increase public education about the Green Book and Black History in Virginia.)

Item 126 #3h

Virginia Sports Hall of Fame

Commerce and Trade	FY22-23	FY23-24	
Virginia Tourism Authority	\$0	\$125,000	GF

Language:

Page 128, line 10, strike "\$23,914,872" and insert "\$24,039,872".
 Page 128, line 38, strike "\$3,100,000" and insert "\$3,225,000".
 Page 128, line 46, after "year" insert:
 "and \$125,000 the second year".

Explanation:

(This amendment provides \$125,000 in fiscal year 2024 for the Virginia Sports Hall of Fame.)

Item 126 #4h

Smithfield VA Events

Commerce and Trade	FY22-23	FY23-24	
Virginia Tourism Authority	\$0	\$350,000	GF

Language:

Page 128, line 10, strike "\$23,914,872" and insert "\$24,264,872".

Page 130, after line 3, insert:

"Q. Out of this appropriation, \$350,000 the second year from the general fund is provided to support Smithfield VA Events."

Explanation:

(This amendment provides \$350,000 in fiscal year 2024 for Smithfield VA Events, which helps drive tourism in the Smithfield community through event recruitment efforts.)

Item 127 #1h

Authorization for Investment in Bioscience Research and Development Projects

Commerce and Trade

Virginia Innovation Partnership Authority

Language

Language:

Page 133, after line 9, insert:

"9. Notwithstanding the provisions of Paragraph K.9. of Chapter 56 of the 2020 General Assembly, Special Session I, the Virginia Biosciences Health Research Corporation may invest remaining nongeneral funds authorized in Chapter 56 for the research and development of therapeutic drug treatments for COVID-19 in bioscience research and commercialization projects."

Explanation:

(This amendment authorizes the Virginia Biosciences Health Research Corporation to invest an estimated \$2.4 million originally provided for investment in research and development of therapeutic drug treatments for COVID-19 in biosciences research, development, and commercialization projects. A project funded under the COVID-19 therapeutic drug treatment program was canceled and funding remains uncommitted. A companion amendment transfers \$1.0 million of these funds authorized by the 2020 General Assembly, Special Session I to the general fund to offset investments in research and development projects in the agriculture technology industry.)

Item 370 #1h

Deposit to the UI Trust Fund

Labor

FY22-23

FY23-24

Virginia Employment Commission

(\$100,000,000)

\$0 GF

Language:

Page 452, line 28, strike "\$812,426,719" and insert "\$712,426,719".

Page 454, strike lines 23 through 24.

Explanation:

(This amendment removes a proposed deposit to the Unemployment Insurance (UI) Trust Fund. Virginia deposited close to \$1.4 billion in federal funds to the UI Trust Fund during the COVID-19 pandemic.)

Item 374 #1h

Remove Second Year Resilient Virginia Revolving Loan Fund Deposit

Natural and Historic Resources

FY22-23

FY23-24

Department of Conservation and Recreation

\$0

(\$100,000,000) GF

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$273,552,369".

Page 460, strike lines 45 through 52.

Explanation:

(This amendment removes the \$100.0 million from the general fund contingent deposit included in the introduced budget for the Resilient Virginia Revolving Loan Fund. This amendment preserves the \$100.0 million general fund deposit in the Fund included in the first year. According to the Department of Conservation and Recreation, when combined with the \$25.0 million nongeneral fund deposit included for the Fund in Chapter 2 of 2022 Special Session I, the total deposit of \$125.0 million is projected to support more than \$200.0 million in project funding provided over a 10 year period.)

Item 374 #2h

Lakeview Dam

Natural and Historic Resources

FY22-23

FY23-24

Department of Conservation and Recreation

\$0

\$250,000 GF

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$373,802,369".

Page 460, line 32, strike "\$732,147" and insert "\$982,147".

Page 460, after line 39, insert:

"3. Out of the appropriation in this item, \$250,000 the second year from the general fund is provided to the City of Colonial Heights for critical repairs to Lakeview Dam."

Explanation:

(This amendment provides \$250,000 from the general fund in fiscal year 2024 to the City of Colonial Heights to support needed repairs at Lakeview Dam.)

Item 374 #3h

Conservation Application Suite

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0	\$1,000,000	GF

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$374,552,369".

Page 461, after line 25, insert:

"V. Out of the appropriation in this item, \$1,000,000 the second year from the general fund is provided to support the upgrade, development, and continued maintenance of the Conservation Application Suite."

Explanation:

(This amendment provides \$1.0 million from the general fund in fiscal year 2024 for the upgrade and development of the Conservation Application Suite (CAS). CAS is used by the Department for tracking data related to the Virginia Agricultural Cost Share Program.)

Item 374 #4h

Increase Support for Natural Heritage Program

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0 0.00	\$593,352 5.00	GF FTE

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$374,145,721".
 Page 460, line 22, strike the second "\$500,000" and insert "\$1,093,352".

Explanation:

(This amendment provides an additional \$593,352 from the general fund the second year and five positions to increase support for the Department of Conservation and Recreation's Natural Heritage Program.)

Item 374 #5h

Lake Anna Cyanobacteria Mitigation and Remediation

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0	\$1,000,000	GF

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$374,552,369".
 Page 461, after line 25, insert:

"V. Out of the appropriation in this item, \$1,000,000 the second year from the general fund is provided to support cyanobacteria mitigation and remediation efforts at Lake Anna."

Explanation:

(This amendment provides \$1.0 million from the general fund in fiscal year 2024 to conduct cyanobacteria mitigation and remediation activities at Lake Anna.)

Item 374 #6h

DCR Assistance to SWCDs for VACS Program and Engineering Design

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0 0.00	\$350,000 2.00	GF FTE

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$373,902,369".
 Page 461, after line 25, insert:

"V. Out of the appropriation in this item, \$350,000 the second year from the general fund is provided for the Department to establish (i) a position to expedite the training and certification

of Soil and Water Conservation District employees to enable them to provide engineering, agronomic, and technical assistance for the preparation of all conservation practices in the Virginia Agricultural Cost share program; and, (ii) a position to expedite the provision of assistance to Soil and Water Conservation Districts with engineering designs for structural practices."

Explanation:

(This amendment provides \$350,000 from the general fund in fiscal year 2024 and two positions to allow the Department of Conservation and Recreation to expedite assistance it provides to Soil and Water Conservation Districts.)

Item 374 #7h

Anti-Littering Education Campaign

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0 0.00	\$200,000 1.00	GF FTE

Language:

Page 457, line 6, strike "\$373,552,369" and insert "\$373,752,369".

Page 461, after line 25, insert:

"V. Out of the appropriation in this item, \$200,000 the second year from the general fund is provided for the Department, in cooperation with local Soil and Water Conservation District offices, to create an anti-littering program focusing on educating elementary school children on the problem of littering."

Explanation:

(This amendment provides \$200,000 from the general fund the second year and one position for the Department of Conservation and Recreation to establish an anti-littering educational program focused on educating elementary school children.)

Item 374 #8h

VACS Program - Cost-Share Disbursement for Construction in Conjunction with Planning

Natural and Historic Resources

Department of Conservation and Recreation

Language

Language:

Page 461, after line 25, insert:

"V. Notwithstanding any other provision of law, the Department shall permit the disbursement of funds allocated for the Virginia Agricultural Cost Share Program (VACS) to be committed and disbursed as cost-share funding in conjunction with the planning and construction of livestock and poultry waste facilities prior to animals being on site if such projects would be otherwise eligible for funding and the applicant has a contract for animals to be placed within the project site within six months of the project's completion."

Explanation:

(This amendment directs the Department of Conservation and Recreation to permit the allocation of VACS funds in conjunction with construction and planning activity for certain specified livestock and poultry waste facilities.)

Item 374 #9h

Baseline Funding for Agricultural Water Quality Programs

Natural and Historic Resources

Department of Conservation and Recreation

Language

Language:

Page 461, after line 25, insert:

"V. The Department shall convene a stakeholder group to examine the necessary baselines for funding, training, marketing and resource needs, as well as explore new incentives, to ensure the Commonwealth meets its agricultural water quality obligations under Virginia's Phase III Chesapeake Bay Watershed Implementation Plan. Such review shall also consider the impact on the staffing and technical assistance needs of the Soil and Water Conservation Districts to ensure that staffing requirements do not fluctuate or exceed their annual ability to fully implement and oversee practices with the funding made available. The stakeholder group shall include, at a minimum: three members of the House of Delegates and two members of the Senate, representatives of the Virginia Farm Bureau Federation, the Virginia Association of Soil and Water Conservation Districts, the Virginia Agribusiness Council, the Chesapeake Bay Foundation, the James River Association, the Director of the Department of Conservation and Recreation or his designee, the Secretary of Natural Resources or her designee, and staff from the House Appropriations Committee, the Senate Finance and Appropriations Committee, and the Chesapeake Bay Commission. The General Assembly members shall consist of three members from the Chesapeake Bay Commission and two members from House Appropriations and Senate Finance and Appropriations Committees. The five General Assembly members shall be selected by the Joint Rules Committee. The Department shall report any recommendations to the Chairs of the House Appropriations and Senate Finance and Appropriations Committee, the

House Agriculture, Chesapeake and Natural Resources Committee and Senate Agriculture, Conservation and Natural Resources Committee no later than December 1, 2023."

Explanation:

(This amendment directs the Department of Conservation and Recreation to convene a work group to examine the necessary baseline funding and other needs for the Commonwealth to meet its agricultural water quality obligations under the Chesapeake Bay Watershed Implementation Plan. The funding need for baseline agricultural water quality programs was studied in 2017 and determined to be \$35 million per year. Since that time, given the agricultural water quality obligations under Virginia's Phase III Chesapeake Bay Watershed Implementation Plan, the program has become larger and more complex than ever, thus leading to the necessity to reinvestigate the baseline program to meet long-term needs.)

Item 375 #1h

Increase Breaks Interstate Park Maintenance and Operations Funding

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0	\$287,500	GF

Language:

Page 461, line 27, strike "\$93,301,537" and insert "\$93,589,037".

Page 462, line 17, strike the second "\$275,000" and insert "\$562,500".

Explanation:

(This amendment increases the support for operations and maintenance activities at Breaks Interstate Park by \$287,500 from the general fund in fiscal year 2024.)

Item 375 #2h

Cumberland Courthouse / Bear Creek Lake State Park Connector Trail

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0	\$111,334	GF

Language:

Page 461, line 27, strike "\$93,301,537" and insert "\$93,412,871".

Page 464, after line 8, insert:

"T. Included in the amounts for this item is \$111,334 the second year from the general fund to the County of Cumberland to support completion of the Cumberland Courthouse - Bear Creek Lake State Park Connector Trail."

Explanation:

(This amendment provides \$111,334 from the general fund the second year to Cumberland County to support construction of the Cumberland Courthouse - Bear Creek Lake State Park Connector Trail. These funds would provide matching funds for a \$218,000 grant provided by the Virginia Tobacco Region Revitalization Commission.)

Item 375 #3h

Lewis Ginter Botanical Garden

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$0	\$1,000,000	GF

Language:

Page 461, line 27, strike "\$93,301,537" and insert "\$94,301,537".

Page 464, after line 8, insert:

"T. Included in the amounts for this item is \$1,000,000 the second year from the general fund to the County of Henrico to support expansion projects at Lewis Ginter Botanical Garden."

Explanation:

(This amendment provides \$1.0 million from the general fund the second year to Henrico County to support expansion efforts at Lewis Ginter Botanical Garden.)

Item 375 #4h

Technical Amendment - Virginia National Guard Passport Language

Natural and Historic Resources

Department of Conservation and Recreation	Language
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Language:

Page 464, line 8, strike "the life of its holder" and insert:

"as long as the bearer is a member of the Virginia National Guard."

Explanation:

(This amendment makes a technical change to language included in the introduced budget to reflect the provisions of House Bill 1388, which establishes the passport program in the Code of Virginia.)

Item 378 #1h

Research to Reduce Salt Entering Virginia's Surface and Ground Water Resources

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$200,000	GF

Language:

Page 465, line 16, strike "\$56,851,232" and insert "\$57,051,232".

Page 467, after line 7, insert:

"M. Out of the amounts appropriate for this item, \$200,000 the second year from the general fund is provided to support a research project to assess the feasibility of capturing and temporarily storing stormwater runoff contained deicer laden water."

Explanation:

(This amendment provides \$200,000 from the general fund the second year to support a research project to field test a method to reduce the amount of salt entering Virginia's surface and groundwater resources from stormwater runoff.)

Item 378 #2h

HB 1628 - Wetland and Stream Replacement Fund

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$450,000	GF

Language:

Page 465, line 16, strike "\$56,851,232" and insert "\$57,301,232".

Page 467, after line 7, insert:

"M. Out of the amounts in this item, \$450,000 the second year from the general fund is provided for the Wetland and Stream Replacement Fund."

Explanation:

(This amendment provides \$450,000 from the general fund the second year for the Wetland and Stream Replacement Fund to assist in the implementation and operation of the Wetland and

Stream Replacement Fund, including the preparation and submittal of documentation required to obtain approval from the U.S. Army Corps of Engineers to operate the Fund. The Fund would provide an alternative method of satisfying state and federal permitting requirements for mitigating wetland and stream impacts.)

Item 380 #1h

Virginia Beach Regional Stormwater Management Facility

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$10,000,000	GF

Language:

Page 468, line 12, strike "\$222,694,040" and insert "\$232,694,040".

Page 470, after line 30, insert:

"P. Out of the amounts in this item, \$10,000,000 the second year from the general fund is provided to the City of Virginia Beach for the design and construction of a regional stormwater management facility."

Explanation:

(This amendment provides \$10.0 million from the general fund in fiscal year 2024 for the city of Virginia Beach to design and construct a regional stormwater management facility. The facility will provide water quality treatment and stormwater management improvements to redirect stormwater to a proposed holding pond. When completed, the project would collect stormwater currently discharged into the Lynnhaven River within the Chesapeake Bay Watershed a redirect such discharges into the Rudee Inlet Watershed, which drains directly into the Atlantic Ocean.)

Item 380 #2h

Virginia Beach Stormwater Encroachment Resilience Activities

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$7,000,000	GF

Language:

Page 468, line 12, strike "\$222,694,040" and insert "\$229,694,040".

Page 470, after line 30, insert:

"P. Out of the amounts in this item, \$7,000,000 the second year from the general fund is

provided to the City of Virginia Beach for stormwater encroachment resilience activities and natural space preservation in the Southern Rivers Watershed and Chowan River Basin."

Explanation:

(This amendment \$7.0 million from the general fund in fiscal year 2024 to Virginia Beach for resilience project to address unique wind tide and stormwater encroachment issues in the Southern Rivers Watershed and Chowan River Basin. The Southern Rivers Watershed has significant environmental, ecological, and economic value as it is home to distinctive rural communities, the City's agricultural industry, Back Bay National Wildlife Refuge, False Cape State Park, and two State Waterfowl Management areas.)

Item 380 #3h

Chincoteague Sewer Improvements

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$7,556,000	GF

Language:

Page 468, line 12, strike "\$222,694,040" and insert "\$230,250,040".

Page 470, after line 30, insert:

"P. Out of the amounts in this item, \$7,556,000 the second year from the general fund is provided to the Town of Chincoteague for sewer improvements."

Explanation:

(This amendment provides \$7.6 million from the general fund the second year for sewer improvements in the Town of Chincoteague.)

Item 380 #4h

Middletown Sewer Improvements

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$2,000,000	GF

Language:

Page 468, line 12, strike "\$222,694,040" and insert "\$224,694,040".

Page 470, after line 30, insert:

"P. Out of the amounts in this item, \$2,000,000 the second year from the general fund is

provided to the Town of Middletown for sewer improvements."

Explanation:

(This amendment provides \$2.0 million from the general fund the second year to the Town of Middletown to support a sewer improvement project.)

Item 380 #5h

Wachapreague Sewer Improvements

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$941,000	GF

Language:

Page 468, line 12, strike "\$222,694,040" and insert "\$223,635,040".

Page 470, after line 30, insert:

"P. Out of the amounts in this item, \$941,000 the second year from the general fund is provided to the Town of Wachapreague for sewer improvements."

Explanation:

(This amendment provides \$941,000 from the general fund the second year for sewer improvements in the Town of Wachapreague.)

Item 380 #6h

Stormwater Local Assistance Fund

Natural and Historic Resources	FY22-23	FY23-24	
Department of Environmental Quality	\$0	\$10,000,000	GF

Language:

Page 468, line 12, strike "\$222,694,040" and insert "\$232,694,040".

Page 470, after line 30, insert:

"P. Out of the amounts in this item, \$10,000,000 the second year from the general fund is provided for deposit in the Stormwater Local Assistance Fund."

Explanation:

(This amendment provides for the deposit of \$10.0 million from the general fund the second year in the Stormwater Local Assistance Fund.)

Item 380 #7h

Technical Amendment - Poor Creek Pump Station

Natural and Historic Resources

Department of Environmental Quality

Language

Language:

Page 470, line 27, after "Station" insert "Service Area".

Explanation:

(This amendment makes a technical change to language included in the introduced budget to direct \$5.5 million from the general fund the first year for wastewater upgrades to the Poor Creek Pump Station Service Area.)

Item 380 #8h

Bristol Landfill Assistance

Natural and Historic Resources

FY22-23

FY23-24

Department of Environmental Quality

\$2,000,000

\$0 GF

Language:

Page 468, line 12, strike "\$177,830,033" and insert "\$179,830,033".

Page 470, line 10, strike "\$2,000,000" and insert "\$4,000,000".

Explanation:

(This amendment increases from \$2.0 million from the general fund to \$4.0 million from the general fund the first year amount provided to the Department of Environmental Quality for use in the City of Bristol to continue to address environmental issues related to its landfill.)

Item 386 #1h

Vietnam War and Foreign Conflicts Museum

Natural and Historic Resources

FY22-23

FY23-24

Department of Historic Resources

\$0

\$2,000,000 GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$15,347,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in the item, \$2,000,000 the second year from the general fund is provided to the County of Nelson to support the acquisition of land for and development of the Vietnam War and Foreign Conflicts Museum, subject to the condition that an equal or greater amount of non-state matching funds be provided."

Explanation:

(This amendment provides \$2.0 million from the general fund in fiscal year 2024 to be matched by an equal or greater amount of non-state funds in order to acquire land and begin development of the Vietnam War and Foreign Conflicts Museum in Nelson County.)

Item 386 #2h

Weston Manor

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$100,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,447,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$100,000 the second year from the general fund to the City of Hopewell to support construction of a welcome center at Weston Manor."

Explanation:

(This amendment provides \$100,000 from the general fund in fiscal year 2024 to the City of Hopewell to support the construction of a welcome center, to include public restrooms, to accommodate events held at Weston Manor.)

Item 386 #3h

Gum Springs Museum and Cultural Center

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$200,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,547,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$200,000 the second year from the general fund is provided to the County of Fairfax to support preservation efforts of the Gum Springs Museum and Cultural Center. As a condition of receiving this amount, the County must provide no less than \$100,000 in local matching funds."

Explanation:

(This amendment provides \$200,000 from the general fund in fiscal year 2024 to Fairfax County to support preservation efforts at the Gum Springs Museum and Cultural Center, contingent upon provision of \$100,000 in matching funds by the County.)

Item 386 #4h

Greensville County Training School

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$175,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,522,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$175,000 the second year from the general fund is provided to the County of Greensville for preservation activities at the Greensville County Training School."

Explanation:

(This amendment provides \$175,000 from the general fund in fiscal year 2024 for the County of Greensville to support preservation activities undertaken at the Greensville County Training School, a historic Rosenwald school placed on the National Register of Historic Places in 2006.)

Item 386 #5h

New Market Battlefield - Land Acquisition

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$3,750,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$17,097,048".

Page 474, line 17, strike "\$5,250,000" and insert "\$9,000,000".

Page 474, after line 39, insert:

"4. From the amounts in this item, \$3,750,000 the second year shall be granted to the battlefield organization that manages the Shenandoah Valley Battlefields National Historic District in order that they may expeditiously acquire for permanent preservation and public enjoyment up to 75 additional acres of the New Market Battlefield; connect disadvantaged residents to the New Market Battlefield Park via the "History, Health and Wellness" greenway; and begin the documentation, restoration and interpretation of structures on the New Market Battlefield related to the Battlefield's African American history. Such grants shall be exempt from the matching fund and easement recordation requirements of § 10.1-2202.4, Code of Virginia."

Explanation:

(This amendment provides \$3.8 million from the general fund in fiscal year 2024 to support a grant for acquisition and preservation of up to 75 acres of the New Market Battlefield.)

Item 386 #6h

Support Culpeper Battlefield State Park Land Preservation

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$3,000,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$16,347,048".

Page 474, line 17, strike "\$5,250,000" and insert "\$8,250,000".

Page 474, line 23, strike the second "\$1,500,000" and insert "\$4,500,000".

Explanation:

(This amendment provides an additional \$3.0 million from the general fund in fiscal year 2024 to the Virginia Battlefield Preservation Fund to support the preservation of lands at the proposed Culpeper Battlefields State Park. The funding reflects the increased cost of preservation due to increasing land values relating to the construction of new data centers and industrial warehouses in Culpeper.)

Item 386 #7h

Shenandoah Valley Battlefields National Historic District

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$150,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,497,048".

Page 474, line 17, strike "\$5,250,000" and insert "\$5,400,000".

Page 474, after line 4, insert:

"4. From the amounts in this item, \$150,000 the second year shall be granted to the battlefield organization that manages the Shenandoah Valley Battlefields National Historic District to create the plans and establish the partnerships necessary to develop, maintain, and operate the historic Augusta County courthouse in the City of Staunton as a visitor center and museum that will promote tourism and feature revolving exhibits related to all of Augusta County's rich and varied history. Such grants shall be exempt from the matching fund and easement recordation requirements of § 10.1-2202.4, Code of Virginia."

Explanation:

(This amendment provides \$150,000 from the general fund the second year to develop plans to operate the historic Augusta County Courthouse in the City of Staunton as a visitor center and museum.)

Item 386 #8h

Buchanan Theater

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$500,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,847,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$500,000 the second year from the general fund is provided to the County of Botetourt to support improvements at the Buchanan Theater."

Explanation:

(This amendment provides \$500,000 from the general fund the second year to Botetourt County to support improvements at the Buchanan Theater.)

Item 386 #9h

Preservation of Archaeological Evidence Near James Fort

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$500,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,847,048".

Page 386, after line 23, insert:

"HH. Out of the amounts in this item, \$500,000 the second year from the general fund is provided to assist in the preservation of archaeological evidence in the area known as Smith's Field in the area around James Fort."

Explanation:

(This amendment provides \$500,000 from the general fund in fiscal year 2024 to assist in the preservation of archaeological evidence in the area known as Smith's Field in the area around James Fort, due to the ongoing threat of tidal flooding, sea level rise, and inundation in the area. The funding would assist Preservation Virginia and Jamestown Rediscovery Foundation to conduct research, catalogue features and artifacts, and care for recovered artifacts.)

Item 386 #10h

Historic Fluvanna County Courthouse

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$307,985	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,655,033".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$307,985 the second year from the general fund is provided to the County of Fluvanna for structural repair and stabilization of the historic Fluvanna County Courthouse."

Explanation:

(This amendment provides \$307,985 from the general fund in fiscal year 2024 to Fluvanna County for necessary structural repairs to stabilize the historic Fluvanna County Courthouse building, and make necessary repairs to address life-safety issues. The total estimated cost of completing necessary repairs is \$2.2 million.)

Item 386 #11h

Haller-Gibboney Rock House Museum

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$0	\$350,000 GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,697,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$350,000 the second year from the general fund is provided to the Town of Wytheville for structural rehabilitation of the Haller-Gibboney Rock House Museum."

Explanation:

(This amendment provides \$350,000 from the general fund in fiscal year 2024 to the Town of Wytheville for structural repairs to the Haller-Gibboney Rock House Museum.)

Item 386 #12h

Pocahontas Cemetery

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$0	\$141,000 GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,488,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$144,000 the second year from the general fund is provided to the Town of Pocahontas for renovation of Pocahontas Cemetery."

Explanation:

(This amendment provides \$141,000 the second year from the general fund to the Town of Pocahontas for renovation of Pocahontas Cemetery. The amount would support Phase I of the renovation project, which would address water and erosion control concerns.)

Item 386 #13h

Jefferson School African American Heritage Center

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$500,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,847,048".

Page 477, after line 23, insert:

"HH. Out of the amounts in this item, \$500,000 the second year from the general fund is provided to the City of Charlottesville for school-based public learning and engagement programs at the Jefferson School African American Heritage Center and the Center for Local Knowledge Programs."

Explanation:

(This amendment provides \$500,000 from the general fund in fiscal year 2024 to the City of Charlottesville for the Jefferson School African American Heritage Center in support of their school-based and public learning and engagement programs and the Center for Local Knowledge Programs.)

Item 386 #14h

Virginia Museum of Transportation

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$500,000	GF

Language:

Page 473, line 23, strike "\$13,347,048" and insert "\$13,847,048".

Page 477, line 5, after "year" insert:

"and \$500,000 the second year".

Explanation:

(This amendment provides \$500,000 from the general fund the second year to the City of Roanoke for improvements at the Virginia Museum of Transportation.)

Item 388 #1h

Adjust Appropriation for Potomac Fisheries Commission

Natural and Historic Resources	FY22-23	FY23-24	
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Marine Resources Commission \$0 (\$98,750) GF

Language:

Page 477, line 47, strike "\$26,646,291" and insert "\$26,547,541".
Page 478, line 21, strike the second "\$148,750" and insert "\$50,000".

Explanation:

(This amendment reduces the second year appropriation for the Potomac Fisheries Commission from \$148,750 to \$50,000 from the general fund, providing the amount required pursuant to the Potomac River Compact, Article VI, § 28.1-1001, Code of Virginia.)

Item 485 #1h

Indemnity Payments for Economic Losses Related to Livestock and Poultry Infectious Disease Outbreak

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	\$5,000,000	GF

Language:

Page 576, line 20, strike "\$26,448,901" and insert "\$31,448,901".
Page 577, line 7, strike "\$1,500,000" and insert "\$5,000,000".
Page 577, line 10, after "Commonwealth." strike the remainder of the line and insert:
"Such payments shall be made in accordance with guidelines established by the Department of Agriculture and Consumer Services. In developing the guidelines to allocate payments, the Commissioner of the Department of Agriculture and Consumer Services shall consult the representatives of the affected industries."
Page 577, strike lines 11 through 14.

Explanation:

(This amendment provides \$5.0 million from the general fund the second year and makes changes to the animal disease indemnification payment authorization. The language allows for indemnification payments to agricultural producers in the event of an animal disease outbreak, such as avian influenza, based on guidelines developed by VDACS in consultation with the affected industries.)

Item 485 #2h

Update Contingent Spending Table

Central Appropriations

Central Appropriations

Language

Language:

Page 579, line 30, after "T." insert "and U."

Page 579, strike lines 39 through 48, and insert:

"Priority

Agency

Item

1. Reduction in the top marginal individual income tax rate from 5.75% to 5.5% beginning in taxable year 2024	Department of Taxation	Enactment 22
2. Additional funding for the Virginia Business Ready Sites Acquisition Fund	Economic Development Incentive Payments	Item 113, Par. U.
3. Additional funding for the Virginia Business Ready Sites Program Fund	Economic Development Incentive Payments	Item 113, Par. T.
4. Additional funding for the Resilient Virginia Revolving Loan Fund	Department of Conservation and Recreation	Item 374, Par. S.
5. Employee Performance Bonus	Central Appropriations	Item 483, Par. BB.
6. Capital Cost Overruns	Central Capital Outlay	Item C-79.50 Par. A.2.b."

Explanation:

(This amendment updates the contingent spending table in House Bill 1400 to reflect the distribution of funding for economic development sites captured in a companion amendment to Item 113 of the budget.)

Item 485 #4h

Virginia Department of Workforce Development and Advancement

Central Appropriations

FY22-23

FY23-24

Central Appropriations

\$0

\$5,000,000 GF

Language:

Page 576, line 20, strike "\$26,448,901" and insert "\$31,448,901".

Page 580, after line 18, insert:

"R.1. Out of this appropriation, \$5,000,000 the second year from the general fund is provided to support costs related to the creation of the Virginia Department of Workforce Development and Advancement. The Director of the Department of Planning and Budget shall release the funds provided in this paragraph to the department on a quarterly basis to cover transition related expenses. Prior to the release of these funds by the Director, the Secretary of Finance shall approve of an estimated quarterly payment schedule based on anticipated transition costs. Any funding remaining at the end of the fiscal year 2024 shall be carried forward into the next fiscal year for the purposes described in this paragraph.

2. The Director of the Department of Workforce Development and Advancement shall report quarterly to the Governor, the Secretary of Labor, the Chief Transformation Officer, the Chairs of the House Appropriations and Senate Finance and Appropriations Committees, and the Director of the Department of Planning and Budget on the timeline and associated activities of the transition of workforce development programs to the department."

Explanation:

(This amendment provides \$5.0 million to cover start-up costs associated with the transition of programs into a new workforce development agency.)

Item 485 #6h

Relocation of the Washington Commanders to Virginia

Central Appropriations

Central Appropriations

Language

Language:

Page 579, strike lines 19 through 24, and insert:

"O. Out of this appropriation, \$500,000 the second year from the general fund is provided for the Secretary of Finance in collaboration with Secretary of Commerce and Trade to develop relevant capabilities, conduct planning, and evaluate potential economic development incentives related to the relocation of the Washington Commanders to the Commonwealth of Virginia. Any evaluation of economic development incentives shall include the components required by § 30-310, Code of Virginia with a particular focus on the return on investment to the Commonwealth of such relocation. Any proposed financing of the stadium through entitlements to sales taxes or through personal or corporate income tax incentives or modifications shall include a detailed analysis that illustrates the underlying assumptions on the taxable revenue eligible for recapture, total financing required to build the stadium and its surrounding facilities, and debt payment schedules for any debt to be issued by the Virginia Football Stadium Authority for the purposes of constructing the stadium or its surrounding facilities. Notwithstanding any other provision of law, any package of potential incentives, shall be

developed in the best interest of Virginia taxpayers. The Secretary in conducting this review shall do so in cooperation with the members of the MEI Project Approval Commission."

Explanation:

(This amendment updates study language included in the introduced budget related to the relocation of the Washington Commanders to the Commonwealth of Virginia.)

Item 486 #1h

Line Extension Customer Assistance Program

Central Appropriations

Central Appropriations

Language

Language:

Page 580, line 44, after "Program" strike remainder of the line and insert "."

Page 580, strike line 45.

Explanation:

(This amendment updates language for the Line Extension Customer Assistance Program, funded with federal funds from the American Rescue Plan Act. A companion amendment at the Department of Housing and Community Development allocates federal funds provided for this program between serving low-to-moderate income households and all households that may need assistance in extending existing broadband networks to their homes.)

Item 486 #2h

Redirect ARPA Funds for Petersburg

Central Appropriations

Central Appropriations

Language

Language:

Page 580, after line 45, insert:

"3) \$650,000 the second year to the Department of Housing and Community Development (165) to be used as match funding for construction of a fiber network for the entirety of an eligible locality and its school divisions in the Crater Planning District Commission or for select subsidized or affordable housing properties in that locality."

Page 581, line 2, strike "\$27,350,000" and insert "\$26,700,000".

Explanation:

(This amendment redirects \$650,000 of federal American Rescue Plan Act funds provided to the City of Petersburg for the demolition of the Ramada Inn last year to the construction of a wireless network or subsidized affordable housing.)

Item 3-1.01 #2h

Transfer Funding from Virginia Bioscience Health Research Corporation

Transfers

Interfund Transfers

Language

Language:

Page 646, after line 9, insert:

"MM. On or before June 30, 2023, the State Comptroller shall transfer to the general fund an amount estimated at \$1,000,000 from the Virginia Bioscience Health Research Corporation."

Explanation:

(This amendment transfers \$1.0 million in nongeneral funds from the Virginia Bioscience Health Research Corporation (VBHRC) to the general fund. Chapter 56 of the 2020 General Assembly, Special Session I provided \$5.0 million in resources to VBHRC to invest in public-private partnerships to help accelerate the research and development of therapeutic drug treatments for COVID-19. One of these projects with investment totaling \$3.4 million of these nongeneral fund resources was canceled. A companion amendment authorizes VBHRC to use the remaining \$2.4 million for additional investments in bioscience research. This general fund transfer is intended to offset spending under the Department of Agriculture and Consumer Services related to research and commercialization investments in the agricultural technology industry.)

Item 3-2.03 #1h

Update Language for VEC Line of Credit Authorization

Working Capital Funds and Lines of Credit

Lines of Credit

Language

Language:

Page 648, line 33, after "unemployment." insert:

"For the purposes of this paragraph, significant increases in unemployment shall mean the unemployment rate is five percent or higher and is one-hundred and twenty percent of the average unemployment rate for the same 13-week period in the two previous years."

Explanation:

(This amendment adds a definition for a significant increase in unemployment to determine the standard by which the Virginia Employment Commission can access a \$30 million line of credit. This is consistent with the U.S. Department of Labor's standard for accessing extended unemployment benefits.)

Item 3-5.29 #1h

Real Property Tax

Language

Language:

Page 655, after line 32, insert:

"§ 3.5-29 REAL PROPERTY TAX

A. Virginia Code § 58.1-3295.3 requires fixtures in a data center, when classified as real estate, to be valued by a locality based on the cost approach (cost less depreciation) rather than the income generated. Fixtures in a data center, when classified as real estate, are to be assessed at one-hundred percent fair market value as determined by the cost approach and consistent with § 58.1-3201."

Explanation:

(This amendment clarifies the provisions of § 58.1-3295.3, Code of Virginia related to real property valuations for data center equipment.)

Item 4-5.10 #1h

Site Replacement Fund

Special Conditions and Restrictions on Expenditures

Surplus Property Transfers for Economic Development

Language

Language:

Page 689, line 5, strike “2.2-1156 (D)” and insert “2.2-1156 (I)”.

Page 689, after line 5, insert:

c. There is hereby created in the state treasury a special subfund of the Virginia Business Ready Sites Program fund, known as the Site Replacement Fund. The Site Replacement Fund shall be established on the books of the Comptroller. Any gifts, donations, grants, bequests, and other funds received on its behalf shall be paid into the state treasury and credited to the Site Replacement Fund. Interest earned on moneys in the Site Replacement Fund shall remain in the Site Replacement Fund and be credited to it. In addition, notwithstanding the provisions of the preceding subsection b, for properties subject to a real estate purchase agreement pursuant to which sales proceeds in excess of fair market value, as determined in accordance with such agreements, are divided between the Commonwealth and an Industry Development Authority that is party to the agreement, the sales proceeds received by the Commonwealth in excess of the fair market value shall be deposited to the Site Replacement Fund. Moneys in the Site Replacement Fund shall be used in accordance with Section 2.2-2240.2:1, Code of Virginia and the guidelines established by the Virginia Economic Development Partnership Authority for the Virginia Business Ready Sites Fund, except that grants from the Site Replacement Fund shall be maintained for and made available only to an Industrial Development Authority created by the locality in which the properties subject to such agreement are located. Any grant to such Industrial Development Authority shall only be from moneys, and any interest thereon, deposited into the Site Replacement Fund for that local Industrial Development Authority, pursuant to sales of property within the locality that created such Industrial Development Authority. Moneys remaining in the Site Replacement Fund at the end of each fiscal year, including interest, shall not revert to the general fund, but shall remain in the Site Replacement Fund until the end of the fiscal year following the fifth anniversary of the deposit of such moneys."

Page 689, line 6, strike “c” and insert “d”.

Page 689, line 10, strike “d” and insert “e”.

Page 689, line 12, strike “e” and insert “f”.

Explanation:

(The proposed language provides that funds, over and above the fair market price determined by and retained by the Commonwealth, received from the sale of state property which is subject to joint agreements between the Commonwealth and an Industrial Development Authority, shall be deposited in a new Site Replacement Fund to support additional site and infrastructure development in that locality. Monies in the Fund would be subject to the existing requirements, including local match, of the Virginia Business Ready Sites Program. If funds were not spent by the locality within five years, the proceeds would revert to the general fund.)

Item 4-14 #3h

Virginia Football Stadium Authority Review Process

Effective Date

Language

Language:

Page 760, after line 48, insert:

"31. That the Code of Virginia is amended by adding in Title 15.2 a chapter numbered 58.1, consisting of §§ 15.2-5824 through 15.2-5827, as follows:

§ 15.2-5824. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Authority" means the Virginia Football Stadium Authority.

"Facility" means (i) a professional football stadium, (ii) practice fields or other areas where professional football teams may practice or perform, (iii) offices for the primary team, (iv) offices, restaurants, concessions, and retail and lodging facilities that are owned and operated in connection with a professional football stadium, and (v) any other directly related properties, including onsite and offsite parking lots, garages, and other properties, all located on a site specified by the primary team and consented to by the Authority and the county or city in which the site is located.

"Primary team" means the professional football team that is or will be the principal user of the facility.

"Professional football stadium" means a football stadium capable of hosting the home games of a professional football team.

"Professional football team" means a National Football League team.

§ 15.2-5825. Creation of Authority.

There is hereby established a body corporate and politic known as the Virginia Football Stadium Authority. The Authority is a political subdivision of the Commonwealth.

§ 15.2-5826. Members of Authority; chairman; terms.

A. The Authority shall consist of nine members who shall be appointed by the Governor, including the four members appointed pursuant to subsection B. The Governor shall designate one of the members as chair, provided that no member appointed pursuant to subsection B shall be designated as chair. The members of the Authority annually shall elect a vice-chair from their membership who shall perform the duties of the chair in his absence. In making appointments to the Authority, the Governor shall ensure that the geographic areas of the Commonwealth are represented; however, in the event that the location of the facility is proposed, at least three members of the Authority, other than those members appointed pursuant to subsection B, shall be residents of the county or city in which the facility is to be located. The

appointments of the members by the Governor pursuant to this section shall be confirmed in accordance with § 2.2-107.

B. In the event that the location of the facility is proposed, the Governor shall appoint four members of the Authority from a list of individuals proposed by the primary team. As the terms of such members end, or upon the resignation or removal of any of such members, the Governor shall appoint new members from a list proposed by the primary team.

C. Each member shall be a representative of the private sector and have the education, experience, and skills necessary to execute effectively the duties and responsibilities of a member of the Authority.

D. The term of a member of the Authority is five years. However, upon the initial appointment of the members of the Authority, the terms of the members shall be staggered as follows: The initial term of three of the members shall be five years; the initial term of three members shall be four years; and the initial term of the remaining three members shall be three years. The Governor shall designate the term to be served by each appointee at the time of appointment.

E. At the end of a term, a member shall continue to serve until a successor is appointed and qualifies. A member who is appointed after a term has begun serves only for the rest of the term and until a successor is appointed and qualifies. Upon the end of the term of a member, or upon the resignation or removal of a member, the Governor shall appoint a member to the Authority. The Governor may remove a member for cause in accordance with § 2.2-108. The members of the Authority shall receive no compensation for their services, but a member may be reimbursed by the Authority for reasonable expenses actually incurred in the performance of the duties of that office.

§ 15.2-5827. Quorum; actions of Authority; meetings.

Five members of the Authority shall constitute a quorum for the purpose of conducting business, however, if applicable, among those five, there shall at all times be at least one member appointed pursuant to subsection B of § 15.2-5826. The decision of a majority of those members present and voting shall constitute a decision of the Authority. No vacancy on the Authority shall impair the right of a quorum to exercise all rights and perform all the duties of the Authority. The Authority shall determine the times and places of its regular meetings. Special meetings of the Authority shall be held when requested by a quorum of the members of the Authority. Any such request for a special meeting shall be in writing, and the request shall specify the time and place of the meeting and the matters to be considered at the meeting. A reasonable effort shall be made to provide each member with notice of any special meeting. No matter not specified in the notice shall be considered at such special meeting unless all the members of the Authority are present.

32. That the provisions of the thirty-first enactment of this act shall expire if the Virginia Football Stadium Authority (the Authority) established under § 15.2-5825 of the Code of Virginia, as created by the thirty-first enactment of this act, has not (i) identified a primary team, as that term is defined in § 15.2-5824 of the Code of Virginia, as created by the thirty-first enactment of this act; (ii) been notified of the primary team's interest in the

construction of a facility, as that term is defined in § 15.2-5824 of the Code of Virginia, as created by the thirty-first enactment of this act; and (iii) presented a proposal for the construction of such facility to the MEI Project Approval Commission in accordance with the provisions of the thirty-third enactment of this act before July 1, 2024.

33. That in the event that a primary team notifies the Governor, the Virginia Football Stadium Authority (the Authority) established under § 15.2-5825 of the Code of Virginia, as created by the thirty-first enactment of this act, the Secretary of Finance, and the Secretary of Commerce and Trade of its interest in constructing a facility, as that term is defined in § 15.2-5824 of the Code of Virginia, as created by the thirty-first enactment of this act, in a locality of the Commonwealth, the Authority, the Secretary of Finance, and the Secretary of Commerce and Trade shall present to the MEI Project Approval Commission (the Commission) the terms of any proposal for the construction of such facility, including (i) the proposed financing of such facility and any use of public funds through economic development incentives or the recapture of sales and use, personal income, or corporate income taxes; (ii) the estimated return on investment to the Commonwealth; and (iii) the results of the study conducted pursuant to Item 485 of the first enactment of this act for the Secretary of Finance to develop relevant capabilities, conduct planning, and evaluate potential economic development incentives related to the relocation of a primary team to the Commonwealth. The Commission may recommend approval or denial of any such proposal to the General Assembly.

34. That the Virginia Football Stadium Authority (the Authority) established under § 15.2-5825 of the Code of Virginia, as created thirty-first enactment of this act, shall be prohibited from entering into any arrangement to construct a facility or any development agreement or lease agreement with a primary team unless (i) authorization to enter into such an arrangement or agreement is authorized by the General Assembly and (ii) the General Assembly has provided sufficient powers to the Authority to effectuate the terms of such an arrangement or agreement."

Page 760, line 49, strike "31" and insert "35".

Page 760, line 50, strike "32" and insert "36".

Page 761, line 1, strike "33" and insert "37."

Page 760, line 50, strike "and" and insert ",".

Page 760, line 50, after "second" insert:

"thirty-first, thirty-second, thirty-third, and thirty-fourth."

Explanation:

(This amendment creates the Virginia Football Stadium Authority and its governing board. It also establishes a process to review any proposed economic development incentives or financial arrangement related to the relocation of a NFL football team to the Commonwealth by the MEI Commission.)

Virginia Business Ready Sites Acquisition Program and Fund

Effective Date

Language

Language:

Page 760, after line 48, insert:

"31. That the Code of Virginia is amended by adding in Title 2.2 a chapter numbered 27.2, consisting of sections numbered 2.2-2760 through 2.2-2764, as follows:

§ 2.2-2760. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Authority" means the Virginia Economic Development Partnership Authority.

"Commission" means the MEI Project Approval Commission established by § 30-309.

"Department" means the Department of General Services.

"Development" means improvements designed to prepare a site for construction or higher use than was possible in the site's natural state or its state at the time of acquisition.

"Due diligence" means undertaking (i) necessary land title, valuation, environmental, engineering, or technical studies; (ii) professional or consulting services related to a site or site selection; or (iii) any other similar activities.

"Eligible acquisition site" means a site suitable to be marketed for economic development purposes. An eligible acquisition site shall meet, or be expected to meet, each of the following criteria: (i) the site is at least 250 contiguous acres and (ii) the site presents a significant opportunity for the Commonwealth to attract a large-scale economic development project. An eligible acquisition site need not be zoned for an economic development use to be considered an eligible acquisition site.

"Fund" means the Virginia Business Ready Sites Acquisition Fund established by § 2.2-2762

"Large-scale economic development project" means an economic development project that involves a capital investment of at least \$250 million and that creates at least 250 new jobs.

"Program" means the Virginia Business Ready Sites Acquisition Program established by § 2.2-2761.

"Project development agreement" means an agreement by which the Authority sells, leases, transfers, or otherwise disposes of an eligible acquisition site to a private employer for a large-scale economic development project. A project development agreement shall require that the new jobs created by the large-scale economic development project pay at least 100 percent of the prevailing wage for the region of the Commonwealth in which the project is located.

"Region" means the same as that term is defined in § 2.2-2484.

"Site acquisition activities" means the completion of due diligence activities, as well as the purchasing or optioning of an eligible acquisition site for purposes of the Program.

"Site development activities" means development of a site. Site development activities include clearing, grading, improving drainage, constructing pads, mitigating environmental concerns, providing road or rail access to the site, securing rights-of-way and easements, extending utilities to the site, and undertaking other similar activities.

§ 2.2-2761. Virginia Business Ready Sites Acquisition Program.

A. There is hereby established the Virginia Business Ready Sites Acquisition Program for the purpose of disbursing moneys from the Fund to (i) acquire or option eligible acquisition sites for the purpose of creating and maintaining a portfolio of project-ready sites to promote economic development in all regions of the Commonwealth, (ii) conduct site development activities to improve such sites in order to increase their marketability for large-scale economic development projects, or (iii) enter into project development agreements with private employers for large-scale economic development projects. Eligible acquisition sites may be acquired from public or private owners, provided that any such acquisition shall be a bona fide arm's length transaction freely entered into by the parties. Site acquisition activities, site development activities, and project development agreements shall be conducted in accordance with the guidelines, procedures, and objective criteria established pursuant to subsection C and the objective of the Program established in § 2.2-2763.

B. Administration of the Program shall be conducted by the Authority in cooperation with the Department in the manner provided by this subsection and subject to review by the Commission pursuant to § 2.2-2764.

1. The Authority, in cooperation with the Department, shall be responsible for identifying potential eligible acquisition sites and initiating, on behalf of the Commonwealth and in a manner that protects the Commonwealth's economic interests, the process of negotiating the purchase or optioning of a site.

2. The Department shall be responsible for completing the purchase or option of a site and holding the property or option on behalf of the Commonwealth. The Department shall be responsible for conducting all site development activities, in cooperation with the Authority.

3. The Authority shall be responsible for marketing sites to private employers to enter into project development agreements for large-scale economic development projects.

C. The Authority, in consultation with the Department, shall establish guidelines, procedures, and objective criteria for conducting the activities described in clauses (i), (ii), and (iii) of subsection A and the division of responsibilities described in subsection B. Such guidelines, procedures, and objective criteria shall be designed to meet the objective of the Program described in § 2.2-2763. The preparation of the guidelines shall be exempt from the requirements of Article 2 (§ 2.2-4006 et seq.) of the Administrative Process Act.VD. Any funds

received from the sale or long-term lease of properties purchased pursuant to this chapter shall be deposited to the general fund.

E. The Authority shall report annually by November 1 on site acquisition activities, site development activities, and project development agreements. The report shall include total appropriations made or transferred to the Fund, total acquisitions made, number and performance of project development agreements, cash balances, and balances available for future commitments. The Authority shall prepare the report required by this subsection in conjunction with the reports required under § 2.2-2237.1.

F. The Auditor of Public Accounts or his authorized representative shall audit the accounts of the Fund in accordance with generally accepted auditing standards as determined necessary by the Auditor of Public Accounts. The cost of such audit services shall be borne by the Fund.

§ 2.2-2762. Virginia Business Ready Sites Acquisition Fund.

There is hereby created in the state treasury a special nonreverting fund to be known as the Virginia Business Ready Sites Acquisition Fund, referred to in this section as "the Fund." The Fund shall be established on the books of the Comptroller. All moneys appropriated by the General Assembly for the Fund, and from any other sources, public or private, shall be paid into the state treasury and credited to the Fund. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. Moneys in the Fund shall be used solely for the purposes of this chapter. 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, pursuant to subdivision B 2 of § 2.2-2761 or the Authority, pursuant to subdivision B 1 or 3 of § 2.2-2761.

§ 2.2-2763. Objective of the Program.

The objective of the Program shall be to identify and fill gaps in the Commonwealth's current portfolio of industrial properties available for large-scale economic development projects in order to accelerate economic growth in all regions of the Commonwealth. In evaluating sites to acquire, option, develop, or market for purposes of the Program, the Authority shall consider (i) the potential of the site to fill a gap in the inventory of needed project-ready sites in the Commonwealth, (ii) the scope and cost of the work required to make the site project ready, (iii) the potential return on investment for the Commonwealth for the cost of acquiring and developing the site, and (iv) the type of industry or business for which the site would be suitable.

§ 2.2-2764. Review by MEI Commission.

A. 1. Before entering into an agreement to acquire or develop any site, the Authority and the Department shall jointly submit a proposal detailing their plans for acquisition and development to the Commission. The Commission shall review such proposal and determine whether the plan is consistent with the objective described in § 2.2-2763. If the Commission finds that the proposal meets such objective, the Commission shall certify the proposal. If the Commission finds that such proposal does not meet the objective of the Program, (i) the Commission shall

communicate its findings to the Governor and to the General Assembly and (ii) the Authority shall not implement the proposal unless the proposal, either in its original or revised form, is authorized by the General Assembly at its next session and enacted into law.

2. Before entering into any project development agreement, the Authority shall submit a proposal detailing such agreement to the Commission. The Commission shall review such proposal and determine whether the proposal is consistent with the objective described in § 2.2-2763. If the Commission finds that the proposal meets such objective, the Commission shall certify the proposal. If the Commission finds that such proposal does not meet the objective of the Program, (i) the Commission shall communicate its findings to the Governor and to the General Assembly and (ii) the Authority shall not implement the proposal unless either (a) the Authority resubmits a revised proposal to the Commission and receives a favorable recommendation or (b) the proposal, either in its original or revised form, is authorized by the General Assembly at its next session and enacted into law.

B. The Authority shall submit the guidelines, procedures, and objective criteria required by subsection C of § 2.2-2761, and any subsequent changes to such policies, to the Commission. The Commission may provide feedback on such guidelines, procedures, and objective criteria and recommend proposed changes to the Authority.VC. Notwithstanding the provisions of subsection B of § 30-310, an affirmative vote by a simple majority of the legislative members of the Commission shall be sufficient to render a decision of the Commission for purposes of subsection A or B.VD. A project development agreement subject to review pursuant to this section shall also be subject to review pursuant to Chapter 47 (§ 30-309 et seq.) of Title 30 if the project development agreement provides incentives that exceed the review thresholds prescribed by that chapter. The value of any property sold, leased, transferred, or otherwise provided to a private employer at below fair market value as part of a project development agreement shall be included in calculating the amount of incentives for purposes of review under Chapter 47 (§ 30-309 et seq.) of Title 30.

E. The chair of the Commission shall report annually by the first day of each regular session of the General Assembly on all decisions made by the Commission in the previous year."

Page 760, line 49, strike "31" and insert "32".

Page 760, line 50, strike "32" and insert "33".

Page 761, line 1, strike "33" and insert "34".

Page 761, line 3, strike "and"

Page 761, line 3, after "thirtieth", insert "and thirty-first".

Explanation:

(This amendment creates the Virginia Business Ready Sites Acquisition Fund and program, which will allow the state to acquire land for economic development purposes.)