

2024 SPECIAL SESSION I

INTRODUCED

24200199D

SENATE BILL NO. 6005

Offered June 16, 2024

A BILL to amend and reenact Chapter 2 of the Acts of Assembly of 2024, Special Session I, which appropriates the public revenues for two years ending, respectively, on June 30, 2025, and June 30, 2026, by amending § 3 of the first enactment and Items 71, 113, 258, 292, and 4-5.01 and by adding items numbered 480.10 and C-50.10, relating to the general appropriation act; technical corrections to the front page, state office rent rate for fiscal year 2025, reimbursement for a previously announced economic development project, use of private tax collection funds for systems, language for Medicaid contracts, Virginia Military Survivors and Dependents Education Program tuition waivers, treasury loan authority for electronic gaming device oversight at Virginia Lottery, and the 2024 Public Educational Institution Capital Account Supplement pool.

Patron—Lucas

Referred to Committee on Finance and Appropriations

Be it enacted by the General Assembly of Virginia:

1. That § 3 of the first enactment and Items 71, 113, 258, 292, and 4-5.01 of Chapter 2 of the Acts of Assembly of 2024, Special Session I, are amended and reenacted and that Chapter 2 of the Acts of Assembly of 2024, Special Session I, is amended by adding items numbered 480.10 and C-50.10 as follows:

§ 3. The appropriations made in this act from the general fund are based upon the following:

	First Year	Second Year	Total
Unreserved Beginning Balance	\$2,989,627,272	\$0	\$2,989,627,272
Additions to Balance	\$47,000,000	(\$500,000)	\$46,500,000
Official Revenue Estimate	\$28,563,750,000	\$30,275,550,000	\$59,839,300,000 \$58,839,300,000
Transfer	\$1,128,073,149	\$1,714,755,410	\$2,842,828,559
Total General Fund Resources Available	\$32,728,450,421	\$31,989,805,410	\$64,718,255,831
for Appropriation			

The appropriations made in this act from nongeneral fund revenues are based upon the following:

	First Year	Second Year	Total
Balance, June 30, 2024	\$12,189,205,926	\$0	\$12,189,205,926
Official Revenue Estimates	\$50,242,785,460	\$52,470,704,871	\$102,713,490,331
Lottery Proceeds Fund	\$877,926,201 \$902,926,201	\$852,926,201	\$1,730,852,402 \$1,755,852,402
Internal Service Fund	\$2,547,892,953	\$2,613,216,074	\$5,161,109,027
Bond Proceeds	\$834,497,540 \$895,997,540	\$200,000,000	\$1,034,497,540 \$1,095,997,540
Total Nongeneral Fund Revenues	\$66,692,308,080	\$56,136,847,146	\$122,829,155,226
Available for Appropriation	\$66,778,808,080		\$122,915,655,226
TOTAL PROJECTED REVENUES	\$99,420,758,501 \$99,507,258,501	\$88,126,652,556	\$187,547,411,057 \$187,633,911,057

Item 71

	First Year-FY2025	Second Year-FY2026
Physical Plant Management Services (74100)	\$61,649,076	\$55,166,571
Parking Facilities Management (74105)	\$5,502,742	\$5,502,742
Statewide Building Management (74106)	\$47,770,536	\$41,788,031
Statewide Engineering and Architectural Services (74107)	\$7,247,997	\$6,747,997
Seat of Government Mail Services (74108)	\$1,127,801	\$1,127,801
Fund Sources		
General	\$3,628,101	\$3,128,101
Special	\$5,502,742	\$5,502,742
Internal Service	\$52,518,233	\$46,535,728

Authority: Title 2.2, Chapter 11, Articles 4, 6, and 8; § 58.1-3403, Code of Virginia.

A.1. Out of this appropriation, \$46,234,318 the first year and \$40,251,813 the second year for Statewide Building Management represent a sum sufficient internal service fund which shall be paid from revenues

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from rental charges assessed to occupants of seat of government buildings controlled, maintained, and operated by the Department of General Services and fees paid for other building maintenance and operation services provided through service agreements and special work orders. The internal service fund shall support the facilities at the seat of government and maintenance and operation of such other state-owned facilities as the Governor or department may direct, as otherwise provided by law.

2. The rent rate for occupants of office space in seat of government facilities operated and maintained by the Department of General Services, excluding the building occupants that currently have maintenance service agreements with the department, shall be ~~\$18.70~~ \$15.96 per square foot the first year and \$16.78 the second year.

3. On or before September 1 of each year, the Department of General Services shall report to the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees, the Secretary of Administration, and the Department of Planning and Budget regarding the operations and maintenance costs of all buildings controlled, maintained, and operated by the Department of General Services. The report shall include, but not be limited to, the cost and fund source associated with the following: utilities, maintenance and repairs, security, custodial services, groundskeeping, direct administration and other overhead, and any other operations or maintenance costs for the most recently concluded fiscal year. The amount of unleased space in each building shall also be reported.

4. Further, out of the estimated cost for Statewide Building Management, amounts estimated at \$3,061,776 the first year and \$3,061,776 the second year shall be paid for Payment in Lieu of Taxes. In addition to the amounts for Statewide Building Management, the following sums, estimated at the amounts shown for this purpose, are included in the appropriations for the agencies identified:

	FY 2025	FY 2026
Department of Motor Vehicles	\$252,815	\$252,815
Department of State Police	\$797	\$797
Department of Transportation	\$229,540	\$229,540
Department for the Blind and Vision Impaired	\$5,788	\$5,788
Science Museum of Virginia	\$102,171	\$102,171
Virginia Museum of Fine Arts	\$158,513	\$158,513
Virginia Retirement System	\$53,425	\$53,425
Veterans Services	\$174,799	\$174,799
TOTAL	\$977,848	\$979,848

B.1. Out of this appropriation, \$6,283,915 the first year and \$6,283,915 the second year for Statewide Engineering and Architectural Services provided by the Division of Engineering and Buildings represent a sum sufficient internal service fund which shall be paid from revenues from fees paid by state agencies and institutions of higher education for the review of architectural, mechanical, and life safety plans of capital outlay projects.

2. In administering this internal service fund, the Division of Engineering and Buildings (DEB) shall provide capital project cost review services to state agencies and institutions of higher education and produce capital project cost analysis work products for the Department of Planning and Budget. DEB shall collect fees, consistent with those fees authorized above in paragraph B.1, from state agencies and institutions of higher education for completed capital project cost review services or work products.

3. The hourly rate for engineering and architectural services shall be \$192.00 the first year and \$192.00 the second year, excluding contracted services and other special rates as authorized pursuant to § 4-5.03 of this act.

4. Out of the amounts appropriated in this Item, \$464,182 the first year and \$464,182 the second year from the general fund is provided for the Division of Engineering and Buildings to support the Commonwealth's capital budget and capital pool process for which fees authorized in this paragraph cannot otherwise be assessed.

C. Interest on the employee vehicle parking fund authorized by § 4-6.04 c of this act shall be added to the fund as earned.

D. The Department of General Services shall, in conjunction with affected agencies, develop, implement, and administer a consolidated mail function to process inbound and outbound mail for agencies located in the Richmond metropolitan area. The consolidated mail function shall include the establishment of a centralized mail receiving and outbound processing location or locations, and the enhancement of mail security capabilities within these location(s).

E. All new and renovated state-owned facilities, if the renovations are in excess of 50 percent of the structure's assessed value, that are over 5,000 gross square feet shall be designed and constructed consistent with energy performance standards at least as stringent as the U.S. Green Building Council's LEED rating system or the Green Globes rating system.

F. The total service charge for payment in lieu of taxes to the City of Richmond for the property known as the General Assembly Building and the State Capitol Building shall not exceed \$70,000 per fiscal year.

G. The Director of the Department of General Services shall work with the Commissioner of the Department of Transportation and other agencies to maximize the use of light-emitting diodes (LEDs) instead of traditional incandescent light bulbs when any state agency installs new outdoor lighting fixtures or replaces nonfunctioning light bulbs on existing outdoor lighting fixtures as long as the LEDs lights are determined to be cost effective.

H. Notwithstanding the provisions of Acts of Assembly 1889, Chapter 24, which is hereby repealed, the Department of General Services, in accordance with the direction and instruction of the Governor, shall remove and store the Robert E. Lee Monument or any part thereof.

I. Out of the appropriation in this item, \$500,000 the first year is provided for the assessment of existing systems associated with the management of Commonwealth capital assets for potential upgrades and increased capabilities.

Item 113	First Year-FY2025	Second Year-FY2026
Economic Development Services (53400)	\$52,951,862	\$53,451,862
Financial Assistance for Economic Development (53410)	\$5,374,070	\$5,874,070
Economic Development Services (53412)	\$47,577,792	\$47,577,792
Fund Sources		
General	\$52,951,862	\$53,451,862

Authority: Title 2.2, Chapter 22, Article 4 and Chapter 51; and § 15.2-941, Code of Virginia.

A. Upon authorization of the Governor, the Virginia Economic Development Partnership may transfer funds appropriated to it by this act to a nonstock corporation.

B. Prior to July 1 of each fiscal year, the Virginia Economic Development Partnership shall provide to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees and the Director, Department of Planning and Budget a report of its operational plan. Prior to November 1 of each fiscal year, the Partnership shall provide to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees and the Director, Department of Planning and Budget a detailed expenditure report and a listing of the salaries and bonuses for all partnership employees for the prior fiscal year. All three reports shall be prepared in the formats as previously approved by the Department of Planning and Budget.

C. In developing the criteria for any pay for performance plan, the board shall include, but not be limited to, these variables: 1) the number of economic development prospects committed to move to or expand operations in Virginia; 2) dollar investment made in Virginia for land acquisition, construction, buildings, and equipment; 3) number of full-time jobs directly related to an economic development project; and 4) location of the project. To that end, the pay for performance plan shall be weighted to recognize and reward employees who successfully recruit new economic development prospects or cause existing prospects to expand operations in localities with fiscal stress greater than the statewide average. Fiscal Stress shall be based on the Index published by the Commission on Local Government. If a prospect is physically located in more than one contiguous locality, the highest Fiscal Stress Index of the participating localities will be used.

D. The State Comptroller shall disburse the first and second year appropriations in twelve equal monthly installments. The Director, Department of Planning and Budget, may authorize an increase in disbursements for any month, not to exceed the total appropriation for the fiscal year, if such an advance is necessary to meet payment obligations.

E. The Virginia Economic Development Partnership shall provide administrative and support services for the Virginia Tourism Authority as prescribed in the Memorandum of Agreement until July 1, 2026, or until the authority is able to provide such services.

F. The Virginia Economic Development Partnership shall report one month after the close of each quarter to the Chairs of the Senate Finance and Appropriations and House Appropriations Committees on the Commonwealth's Development Opportunity Fund. The report shall include, but not be limited to, total appropriations made or transferred to the fund, total grants awarded, cash balances, and balances available for future commitments.

G. Prior to purchasing airline and hotel accommodations related to overseas trade shows, the Virginia Economic Development Partnership shall provide an itemized list of projected costs for review by the Secretary of Commerce and Trade.

H.1. Out of the amounts in this Item, \$2,250,000 in the first year and \$2,250,000 in the second year from the general fund shall be deposited in the Virginia Brownfields Restoration and Economic Redevelopment Assistance Fund established pursuant to § 10.1-1237, Code of Virginia.

2. Guidelines developed by the Virginia Economic Development Partnership, in consultation with the Department of Environmental Quality, governing the use of the Fund shall provide for grants of up to \$500,000 for site remediation and include a requirement that sites with potential for redevelopment and economic benefits to the surrounding community be prioritized for consideration of such grants.

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

179 Executive Officer of the Virginia Economic Development Partnership.

180 J. Out of the amounts in this Item, \$9,000,000 the first year and \$9,000,000 the second year from the
181 general fund is provided to support the development of a workforce program to provide training and
182 recruitment services to select companies locating or expanding in the Commonwealth.

183 K. Out of the amounts in this Item, \$1,562,500 the first year and \$1,562,500 the second year from the
184 general fund is provided for the Virginia Economic Development Partnership Authority to administer a
185 comprehensive Virginia Business Ready Sites program. The funds in this paragraph may be used to
186 administer the program established by § 2.2-2240.2:1, Code of Virginia, § 2.2-2761, Code of Virginia, and
187 House Bill 1125 of the 2024 General Assembly and characterize, inventory, develop, market and deploy
188 economic sites in the Commonwealth, which includes business investment activities.

189 L.1. Out of the amounts in this Item, \$1,983,600 the first year and \$2,233,600 the second year from the
190 general fund is provided to support the Office of Education and Labor Market Alignment in accordance with
191 § 2.2-2238, Code of Virginia.

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

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

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

207 M. Out of the amounts in this Item, \$4,600,000 the first year and \$4,600,000 the second year from the
208 general fund is provided to fully implement Virginia's International Trade Plan.

209 N. Out of this appropriation, \$1,158,969 the first year and \$1,158,969 the second year from the general
210 fund is provided to establish the Division of Incentives consistent with the provisions of § 2.2-2237.3, Code
211 of Virginia.

212 O. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund
213 is provided to establish an internal audit function for the authority, consistent with the provisions of § 2.2-
214 2236.1, Code of Virginia.

215 P. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund is
216 provided for the authority to enhance cyber security initiatives.

217 Q. Out of this appropriation, \$300,000 the first year and \$300,000 the second year from the general fund
218 is provided to support the opening of the Virginia-Taiwan Trade Office.

219 R. Notwithstanding any provision of subsection D of § 2.2-2237.1, Code of Virginia, to the contrary, the
220 Virginia Economic Development Partnership Authority may include in its annual report on its operational
221 plan the most recent audit report from the Auditor of Public Account's examination of the Authority's
222 accounts and books pursuant to § 2.2-2242, Code of Virginia, in lieu of the audited financial statements of the
223 Authority for the year ending the previous June 30.

224 S. Out of this appropriation, \$1,000,000 the first year and \$1,250,000 the second year from the general
225 fund is provided to support reorganizing economic development services at the authority.

226 T. Notwithstanding any other paragraph of this item or any other provision of law, up to \$3,700,000 from
227 the Commonwealth's Development Opportunity Fund may be used to reimburse the County of Wythe,
228 Virginia, for the expenses related to infrastructure improvements in Progress Park made pursuant to the
229 Infrastructure Improvements Agreement entered into on June 1, 2022, between the Commonwealth of
230 Virginia; Blue Star NRB, LLC; the County of Wythe, Virginia; and the Virginia Economic Development
231 Partnership Authority.

232	Item 258	First Year-FY2025	Second Year-FY2026
233	Revenue Administration Services (73200)	\$70,323,247	\$69,918,101
234	Tax Return Processing (73214)	\$7,428,573	\$7,392,923
235	Customer Services (73217)	\$15,014,313	\$15,014,313
236	Compliance Audit (73218)	\$26,718,919	\$26,718,919
237	Compliance Collections (73219)	\$16,186,507	\$16,186,507
238	Legal and Technical Services (73222)	\$4,974,935	\$4,605,439
239	Fund Sources		

240	General	\$58,592,613	\$58,074,467
241	Special	\$10,282,214	\$10,282,214
242	Dedicated Special Revenue	\$1,448,420	\$1,561,420

243 Authority: Title 3.2; Title 58.1, Code of Virginia.

244 A. Pursuant to § 58.1-1803, Code of Virginia, the Tax Commissioner is hereby authorized to contract with
 245 private collection agencies for the collection of delinquent accounts. The State Comptroller is hereby
 246 authorized to deposit collections from such agencies into the Contract Collector Fund (§ 58.1-1803, Code of
 247 Virginia). Revenue in the Contract Collector Fund may be used to pay private collection agencies/attorneys
 248 and perform oversight of their operations, upgrade audit and collection systems and data interfaces, and
 249 retain experts to perform analysis of receivables and collection techniques. Any balance in the fund
 250 remaining after such payment shall be deposited into the appropriate general, nongeneral, or local fund no
 251 later than June 30 of each year.

252 B.1. The Department of Taxation is authorized to retain, as special revenue, its reasonable share of any
 253 court fines and fees to reimburse the department for any ongoing operational collection expenses.

254 2. Any form of state debt assigned to the Department of Taxation for collection may be collected by the
 255 department in the same manner and means as state taxes may be collected pursuant to Title 58.1, Chapter 18,
 256 Code of Virginia.

257 C. The Department of Taxation is hereby appropriated revenues from the Communications Sales and Use
 258 Tax Trust Fund to recover the direct cost of administration incurred by the department in implementing and
 259 collecting this tax as provided by § 58.1-662, Code of Virginia.

260 D. The Tax Commissioner shall have the authority to waive penalties and grant extensions of time to file a
 261 return or pay a tax, or both, to any class of taxpayers when the Tax Commissioner in his discretion finds that
 262 the normal due date has, or would, cause undue hardship to taxpayers who were, or would be, unable to use
 263 electronic means to file a return or pay a tax because of a power or systems failure that causes the
 264 department's electronic filing or payment systems to be nonfunctional for all or a portion of a day on or about
 265 the due date for a return or payment.

266 E. The Department of Taxation is hereby appropriated Land Conservation Incentive Act fees imposed
 267 under § 58.1-513 C. 2., Code of Virginia, on the transferring of the value of the donated interest. The Code of
 268 Virginia specifies such fees will be used by the Departments of Taxation and Conservation and Recreation to
 269 recover the direct cost of administration incurred in implementing the Virginia Land Conservation Act.

270 F. In the event that the United States Congress adopts legislation allowing local governments, with the
 271 assistance of the Commonwealth, to collect delinquent local taxes using offsets from federal income taxes,
 272 the Department of Accounts shall provide a treasury loan to the Department of Taxation to finance the costs
 273 of modifying the agency's computer systems to implement this federal debt setoff program. This treasury loan
 274 shall be repaid from the proceeds collected from the offsets of federal income taxes collected on behalf of
 275 localities by the Department of Taxation.

276 G. 1. All revenue received by the Commonwealth pursuant to the provisions of § 58.1-645 et seq., Code
 277 of Virginia, shall be paid into the state treasury and deposited to the Virginia Communications Sales and Use
 278 Tax Fund and shall be distributed pursuant to § 58.1-662, Code of Virginia, and Items 251 and 270 of this
 279 act. For the purposes of the Comptroller's preliminary and final annual reports required by § 2.2-813, Code of
 280 Virginia, however, all deposits to and disbursements from the Fund shall be accounted for as part of the
 281 general fund of the state treasury.

282 2. It is the intent of the General Assembly that all such revenues be distributed to counties, cities, and
 283 towns, the Department for the Deaf and Hard-of-Hearing, and for the costs of administering the Virginia
 284 Communications Sales and Use Tax.

285 H. Notwithstanding the provisions of § 58.1-478, Code of Virginia, effective July 1, 2011, every employer
 286 whose average monthly liability can reasonably be expected to be \$1,000 or more and the aggregate amount
 287 required to be withheld by any employer exceeds \$500 shall file the annual report required by § 58.1-478,
 288 Code of Virginia, and all forms required by § 58.1-472, Code of Virginia, using an electronic medium using a
 289 format prescribed by the Tax Commissioner. Waivers shall be granted only if the Tax Commissioner finds
 290 that this requirement creates an unreasonable burden on the employer. All requests for waiver shall be
 291 submitted to the Tax Commissioner in writing.

292 I. Notwithstanding the provisions of § 58.1-214, Code of Virginia, the department shall not be required to
 293 mail its forms and instructions unless requested by a taxpayer or his representative.

294 J.1. Notwithstanding the provisions of § 58.1-609.12, Code of Virginia, no report on the fiscal, economic
 295 and policy impact of the miscellaneous Retail Sales and Use Tax exemptions under § 58.1-609.10, Code of
 296 Virginia, shall be required after the completion of the final report in the first five-year cycle of the study, due
 297 December 1, 2011. The Department of Taxation shall satisfy the requirement of § 58.1-609.12 that it study
 298 and report on the annual fiscal impact of the Retail Sales and Use Tax exemptions for nonprofit entities
 299 provided for in § 58.1-609.11, Code of Virginia, by publishing such fiscal impact on its website.

300 2. Notwithstanding the provisions of § 58.1-202, Code of Virginia, no report detailing the total amount of

corporate income tax relief provided in Virginia shall be required after the completion of such report due on October 1, 2013. The Department of Taxation shall satisfy the requirement of § 58.1-202 that it issue an annual report detailing the total amount of corporate income tax relief provided in Virginia by publishing its Annual Report on its website.

K. 1. Notwithstanding any provision of the Code of Virginia or this act to the contrary,

a. Effective January 1, 2013, all corporations are required to file estimated tax payments and their annual income tax return and final payment using an electronic medium in a format prescribed by the Tax Commissioner.

b. Effective July 1, 2013, every employer shall file the annual report required by § 58.1-478 and all forms required by § 58.1-472, Code of Virginia, using an electronic medium in a format prescribed by the Tax Commissioner.

c. Effective January 1, 2015, for taxable years beginning on and after January 1, 2014, every pass-through entity shall file the annual return required by § 58.1-392, Code of Virginia, and make related payments using an electronic medium in a format prescribed by the Tax Commissioner.

d. i. Effective until January 1, 2020, all estates and trusts are required to file estimated tax payments pursuant to § 58.1-490 et seq., Code of Virginia, and their annual income tax return pursuant to § 58.1-381, Code of Virginia, and final payment using an electronic medium in a format prescribed by the Tax Commissioner.

ii. Effective January 1, 2020, annual income tax returns of estates and trusts required pursuant to § 58.1-381, Code of Virginia, that are prepared by an income tax return preparer, as defined in § 58.1-302, Code of Virginia, must be filed using an electronic medium in a format prescribed by the Tax Commissioner.

e. Taxpayers subject to the taxes imposed pursuant to § 58.1-320 and required to pay estimated tax pursuant to § 58.1-490 et seq., shall be required to file and remit using an electronic medium in a format prescribed by the Tax Commissioner all installment payments of estimated tax and all payments made with regard to a return or an extension of time to file if (i) any one such payment exceeds or is required to exceed \$1,500, or if (ii) the taxpayer's total tax liability exceeds or can be reasonably expected to exceed \$6,000 in any taxable year beginning on or after January 1, 2022. This requirement shall apply to any payments made on and after July 1, 2022. The Department of Taxation shall provide reasonable advanced notice to taxpayers affected by this requirement.

2. The Tax Commissioner shall have the authority to waive the requirement to file or pay by electronic means. Waivers shall be granted only if the Tax Commissioner finds that this requirement creates an unreasonable burden on the person required to use an electronic medium. All requests for waiver shall be submitted to the Tax Commissioner in writing.

L.1. Notwithstanding any other provision of law, Retail Sales and Use Tax returns and payments shall be made using an electronic medium prescribed by the Tax Commissioner beginning with the June 2012 return, due July 2012, for monthly filers and, for less frequent filers, with the first return they are required to file after July 1, 2013.

2. Notwithstanding any other provision of law, Out-of-State Dealer's Use Tax and Business Consumer's Use Tax returns and payments shall be made using an electronic medium prescribed by the Tax Commissioner beginning with the July 2017 return, due August 2017, for monthly filers and, for less frequent filers, with the first return they are required to file after August 1, 2017.

3. The Tax Commissioner shall have the authority to waive the requirement to file by electronic means upon a determination that the requirement would cause an undue hardship. All requests for waiver shall be transmitted to the Tax Commissioner in writing.

M. The Department of Taxation is hereby appropriated revenues from the Virginia Motor Vehicle Rental Tax to recover the direct cost of administration incurred by the department in implementing and collecting this tax as provided by § 58.1-1741, Code of Virginia.

N. Notwithstanding the provisions of § 58.1-490 et seq., Code of Virginia,

1. Effective for taxable years beginning on or after January 1, 2015, a taxpayer shall be permitted to file a declaration of estimated tax with the Department of Taxation instead of with the commissioner of the revenue and notwithstanding the provisions of § 58.1-306, Code of Virginia, the department may so advise taxpayers.

2. Effective January 1, 2015, every treasurer who receives an estimated income tax return, declaration or voucher pursuant to § 58.1-495 of the Code of Virginia shall transmit such return, declaration or voucher to the Department of Taxation using an electronic medium in a format prescribed by the Tax Commissioner.

O. Notwithstanding any provision of the Code of Virginia or this act to the contrary, the Department of Taxation is authorized to provide Form 1099 in an electronic format to taxpayers. The Tax Commissioner shall ensure that taxpayers may elect to receive the electronic version of the form.

P. The Department of Taxation is hereby appropriated revenues from the E-911 Wireless Tax to recover the direct cost of administration incurred by the department in implementing and collecting this tax as provided by § 56-484.17:1, Code of Virginia.

Q. The Department of Taxation is hereby appropriated revenues from the assessment for expenses

pursuant to §§ 38.2-400 and 38.2-403, Code of Virginia, to recover any costs related to the Insurance Premiums License Tax that are incurred by the Department of Taxation, as provided in § 58.1-2533, Code of Virginia.

R. The Department of Taxation is authorized to recover the administrative costs associated with debt collection initiatives under the U.S. Treasury Offset Program authorized by § 2.2-4809, not to exceed twenty percent of revenues generated pursuant to such debt collection initiatives. Such sums are in addition to any fees charged by outside collections contractors and/or enhanced collection revenues returned to the Commonwealth.

S.1. Notwithstanding any other provision of the Code of Virginia or this act to the contrary, effective July 1, 2015, the Department of Taxation is hereby authorized to charge a fee of \$5.00 per copy of a tax return requested by a taxpayer or a representative thereof.

2. The Tax Commissioner shall have the authority to waive such fee. Waivers shall be granted only if the Tax Commissioner finds that this requirement creates an unreasonable burden on the person requesting such copies. All requests for waiver shall be submitted to the Tax Commissioner in writing.

T. Notwithstanding any other provision of the Code of Virginia or this act to the contrary, effective January 1, 2016, the Department of Taxation shall not provide to the local commissioners of the revenue or any other local officials copies of federal tax forms or schedules, including but not limited to, federal Schedules C (1040), C-EZ (1040), D (1040), E (1040), or F (1040), or federal Forms 4562 or 2106, or copies of Virginia Schedule 500FED, unless such schedules or forms are attached to a Virginia income tax return and submitted to the department in an electronic format by the taxpayer.

U.1. Notwithstanding any other provision of law, Vending Machine Dealer's Sales Tax, Motor Vehicle Rental Tax and Fee, Communications Taxes, and Tobacco Products Tax returns shall be filed using an electronic medium prescribed by the Tax Commissioner beginning with the July 2016 return, due August 2016, for monthly filers and, for less frequent filers, with the first return they are required to file after July 1, 2016.

2. Notwithstanding any other provision of law, Litter Tax returns shall be filed and any payments shall be made using an electronic medium prescribed by the Tax Commissioner beginning with the first return required to be filed after January 1, 2018.

3. Notwithstanding any other provision of law, Form R-1 Business Registration Form shall be filed using an electronic medium prescribed by the Tax Commissioner beginning July 1, 2024.

4. The Tax Commissioner shall have the authority to waive the requirement to file by electronic means upon a determination that the requirement would cause an undue hardship. All requests for waiver shall be transmitted to the Tax Commissioner in writing.

V.1. Notwithstanding any other provision of law, effective July 1, 2017, the Department of Taxation shall charge a fee of \$275 for each request, except those requested by the local assessing officer, for a letter ruling to be issued pursuant to § 58.1-203, Code of Virginia, or for an advisory opinion issued pursuant to §§ 58.1-3701 or 58.1-3983.1, Code of Virginia; \$50 for each request for an offer in compromise with respect to doubtful collectability authorized by § 58.1-105, Code of Virginia; and \$100 for each request for permission to change a corporation's filing method pursuant to § 58.1-442, Code of Virginia.

2. The Tax Commissioner shall have the authority to waive such fees. Waivers shall be granted only if the Tax Commissioner finds that such fee creates an unreasonable burden on the person making such request. All requests for waiver shall be submitted to the Tax Commissioner in writing.

3. Revenues received from the above fees shall be deposited into the general fund in the state treasury.

W. Notwithstanding the provisions of § 38.2-5601, Code of Virginia, the Department of Taxation shall not be required to update the Virginia Medical Savings Account Plan report after the completion of such report due on December 31, 2016.

X.1. Every payment settlement entity required to file information returns under § 6050W of the Internal Revenue Code shall, within thirty days of the relevant federal deadline for filing such returns, submit to the Department of Taxation electronically either (i) a duplicate of all such information returns or (ii) a duplicate of such information returns related to participating payees with a Virginia state address or Virginia state taxpayers.

2. The Tax Commissioner shall have the authority to waive the requirement to submit this information upon a determination that the requirement would cause an unreasonable burden. In addition, the Tax Commissioner shall have the authority to waive the requirement to submit this information electronically upon a determination that the requirement would cause an unreasonable burden. All requests for waiver shall be transmitted to the Tax Commissioner in writing.

Y. The Department of Taxation is hereby appropriated revenues from the Disposable Plastic Bag Tax to recover any administrative costs for collecting the tax incurred by the Department of Taxation as provided by § 58.1-3835 (C), Code of Virginia.

Z. The Department of Taxation is hereby appropriated revenues from the tobacco products tax imposed under § 58.1-1021.02 of the Code of Virginia to recover any administrative costs for implementing the tax on

heated tobacco products incurred by the Department of Taxation as provided by Item 3-5.19(D) of this Act.

AA.1. Notwithstanding § 58.1-1803 A, or any other provision of law, the Department of Taxation may appoint a collector in any county or city, including the treasurer thereof, to collect delinquent state taxes at any time, even if such delinquent state taxes were not assessed at least 90 days previously therein.

2. Notwithstanding § 58.1-1803 B, or any other provision of law, the Department of Taxation may appoint collectors or contract with collection agencies to collect delinquent state taxes at any time, even if such delinquent state taxes were not assessed at least 90 days previously therein.

BB. In order to carry out the provisions of § 58.1-4200 et seq., Code of Virginia, there is hereby appropriated a sum sufficient amount of nongeneral fund revenues estimated at \$16,700,000 in the first year and \$23,000,000 in the second year equal to the revenues collected pursuant to § 58.1-4216, Code of Virginia, from the gross receipts tax on skill game machines.

CC. Notwithstanding the provisions of § 4-3.02 of this act, the State Comptroller may authorize an interest-free treasury loan for the Department of Taxation to fund costs associated with the implementation of skill game oversight as enacted by the 2024 General Assembly of Virginia. The amount of the treasury loan may include costs as estimated to be incurred by the Department for the administration, regulation, enforcement, and oversight of skill game machines in accordance with legislation passed by the 2024 General Assembly. The Secretary of Finance may extend the repayment plan for any such interest-free treasury loan for a period of longer than twelve months as needed to support state costs associated with the administration and regulation of skill game machines. Intended repayment of the treasury loan is with revenues anticipated from fines, fees, and taxes collected pursuant to the legislation.

DD. The Director, Department of Planning and Budget, is authorized to provide nongeneral fund appropriation to the Authority in the amounts necessary to reflect expenditures in accordance with this paragraph.

EE. Out of this appropriation, \$658,000 the first year and \$771,000 the second year from the Electronic Nicotine Delivery Systems Fund, which shall be transferred from the Office of the Attorney General, shall be used for the costs associated with the implementation of House Bill 790 and Senate Bill 582 from the 2024 Session.

Item 292	First Year-FY2025	Second Year-FY2026
Administrative Support Services (49900)	\$317,165,151	\$350,856,604
General Management and Direction (49901)	\$298,478,415	\$332,169,868
Administrative Support for the Family Access to Medical Insurance Security Plan (49932)	\$16,186,736	\$16,186,736
CHIP Heal Services Initiatives (49936)	\$2,500,000	\$2,500,000
Fund Sources		
General	\$80,776,137	\$85,824,654
Special	\$7,329,800	\$7,329,800
Dedicated Special Revenue	\$10,162,173	\$10,218,212
Federal Trust	\$218,897,041	\$247,483,938

Authority: Title 32.1, Chapters 9 and 10, Code of Virginia; P.L. 89-97, as amended, Titles XIX and XXI, Social Security Act, Federal Code.

A.1.a. Notwithstanding any other provision of law, by November 1 of each year, the Department of Medical Assistance Services (DMAS) shall prepare and submit a forecast of Medicaid expenditures, upon which the Governor's budget recommendations will be based, for the current and subsequent two years to the Director, Department of Planning and Budget (DPB) and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees.

b. The forecast shall be based on current state and federal laws and regulations.

c. The forecast shall reflect only expenditures for medical services provided in Program 45600 and shall exclude service area 45606, service area 45607, and administrative expenditures.

d. Rebasing and inflation estimates that are required by existing law or regulation for any Medicaid provider shall be included in the forecast.

e. The forecast shall include a projection of the increases or decreases in managed care costs, including the rates that will be reflected in the upcoming July 1 contracts as well as changes in managed care rates for a three-year period including the current year.

f. In preparing for each year's forecast of the managed care portions of the budget, DMAS shall submit to its actuarial contractor a letter of request, with a copy sent to the Director, DPB and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees. This letter shall document the department's request for a point estimate of managed care rates and changes in rates, based on the application of actuarial principals and methodologies and information available at the time of the forecast. The letter also shall require that the contractor reflect the years being forecasted, and shall specify the population groupings for which estimates are requested. The department shall request that the contractor reply in writing with a copy to all parties copied on the department's letter of request.

2. In addition to the November 1 forecast submission, DMAS shall provide: 1) a separate accounting of forecasted expenditures by caseload/utilization, inflation and policy changes; and 2) an enrollment forecast for the same period of the forecast.

3. In the development and execution of the official forecast, DMAS shall collaborate with staff from the Department of Planning and Budget (DPB), House Appropriations Committee and Senate Finance and Appropriations Committee. Further, DMAS shall consult with DPB and money committee staff throughout the year, as necessary, to review any issues that may influence the current or upcoming forecasts. Upon request from such staff, DMAS shall provide the information necessary to evaluate factors that may affect the Medicaid forecast; including, but not limited to, program utilization, enrollment, lump sum payments, and rate changes. At a minimum, DMAS shall provide such staff with program updates within 30 days after the end of each General Assembly session and fiscal year. By October 15 of each year, DMAS shall make a preliminary forecast of Medicaid expenditures available for review to staff from DPB and the House Appropriations and Senate Finance and Appropriations Committees. DMAS shall consider feedback generated from this review in the official November 1 forecast.

B.1. The Department of Medical Assistance Services (DMAS) shall submit monthly expenditure reports of the Medicaid program by service that shall compare expenditures to the official Medicaid forecast, adjusted to reflect budget actions from each General Assembly Session. The monthly report shall be submitted to the Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees within 20 days after the end of each month.

2. The Department of Medical Assistance Services shall prepare a quarterly report summarizing managed care expenditures by program and service category through the most recent quarter with three months of runout. The report shall summarize the data by service date for each quarter in the current fiscal year and the previous two fiscal years and update prior quarter expenditures. The department shall publish the report on the department's website no later than 30 days after the end of each quarter and shall notify the Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees.

3. The Department of Medical Assistance Services shall track expenditures for the prior fiscal year that ended on June 30, that includes the expenditures associated with changes in services and eligibility made in the Medicaid and FAMIS programs adopted by the General Assembly in the past session(s). Expenditures related to changes in services and eligibility adopted in a General Assembly Session shall be included in the report for five fiscal years beginning from the first year the policy impacted expenditures in the Medicaid and FAMIS programs. The department shall report the expenditures of each funding change separately and show the impact by fiscal year. The report shall be submitted to the Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees by December 1 of each year.

4. The Department of Medical Assistance Services shall convene a meeting three times each fiscal year with the Secretary of Finance, Secretary of Health and Human Resources, or their designees, and appropriate staff from the Department of Planning and Budget, House Appropriations and Senate Finance and Appropriations Committees, and Joint Legislative Audit and Review Commission to explain any material differences in expenditures compared to the official Medicaid forecast, adjusted to reflect budget actions from each General Assembly Session. The main purpose of each meeting shall be to review and discuss the most recent Medicaid expenditures to determine the program's financial status. At each meeting, the department shall report on enrollment trends by eligibility category and indicate differences in actual enrollment as compared to the most recent forecast of enrollment. If necessary, the department shall provide options to bring expenditures in line with available resources. At each meeting, the department shall provide an update on any changes to the managed care programs, or contracts with managed care organizations, that includes detailed information and analysis on any such changes that may have an impact on the capitation rates or overall fiscal impact of the programs, including changes that may result in savings. In addition, the department shall report on utilization and other trends in the managed care programs. During each fiscal year, the meetings shall be held in April, July, and October of each year to review the time period since the last meeting.

C. The Department of Medical Assistance Services shall report a detailed accounting, annually, of the agency's organization and operations. This report shall include an organizational chart that shows all full- and part-time positions (by job title) employed by the agency as well as the current management structure and unit responsibilities. The report shall also provide a summary of organization changes implemented over the previous year. The report shall be made available on the department's website by August 15 of each year.

D. The Department of Medical Assistance Services shall, within 15 days of receiving a deferral of federal grant funds, or release of a deferral, or a disallowance letter, notify the Director, Department of Planning and Budget, and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees of such deferral action or disallowance. The notice shall include the amount of the deferral or disallowance and a detailed explanation of the federal rationale for the action. Any federal documentation received by the

545 department shall be attached to the notification.

546 E.1. It is the intent of the General Assembly that the Department of Medical Assistance Services provide
547 data regarding Medicaid and other programs operated by the department on their public website. The
548 department shall maintain a central website that consolidates data and statistical information to make the
549 information readily available to the general public. At a minimum the information included on such website
550 shall include monthly enrollment data, expenditures by service, and other relevant data.

551 2. The department shall make Medicaid and other agency data stored in the agency's data warehouse
552 available through the department's website that includes, at a minimum, interactive tools for the user to select,
553 display, manipulate and export requested data.

554 3. The Department of Medical Assistance Services shall post on its website the complete State Plan for
555 Medical Assistance along with all amendments in an easily searchable format to be accessible to the public.

556 4. Within five days of any submission of a State Plan amendment to the Centers for Medicare and
557 Medicaid Services, the Department of Medical Assistance Services shall post such submission on its website.
558 The department shall also post any federal approval documents once the State Plan amendment is approved.

559 5. The department shall publish a document on its website, updated annually, that lists all policy changes,
560 including their fiscal impact, for the Medicaid program for the preceding fiscal year.

561 F. The Department of Medical Assistance Services shall notify the Director, Department of Planning and
562 Budget, and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees
563 at least 30 days prior to any change in capitated rates for managed care companies. The notification shall
564 include the amount of the rate increase or decrease, and the projected impact on the state budget.

565 G. The Department of Medical Assistance Services, to the extent permissible under federal law, shall
566 enter into an agreement with the Department of Behavioral Health and Developmental Services to share
567 Medicaid claims and expenditure data on all Medicaid-reimbursed mental health, intellectual disability and
568 substance abuse services, and any new or expanded mental health, intellectual disability retardation and
569 substance abuse services that are covered by the State Plan for Medical Assistance. The information shall be
570 used to increase the effective and efficient delivery of publicly funded mental health, intellectual disability
571 and substance abuse services.

572 H. The Department of Medical Assistance Services (DMAS) shall collect and provide to the Office of
573 Children's Services (OCS) all information and data necessary to ensure the continued collection of local
574 matching dollars associated with payments for Medicaid eligible services provided to children through the
575 Children's Services Act. This information and data shall be collected by DMAS and provided to OCS on a
576 monthly basis.

577 I. The Department of Medical Assistance Services in cooperation with the State Executive Council, shall
578 provide semi-annual training to local Children's Services Act teams on the procedures for use of Medicaid for
579 residential treatment and treatment foster care services, including, but not limited to, procedures for
580 determining eligibility, billing, reimbursement, and related reporting requirements. The department shall
581 include in this training information on the proper utilization of inpatient and outpatient mental health services
582 as covered by the Medicaid State Plan.

583 J. The Departments of Medical Assistance Services (DMAS) and Social Services (DSS) shall collaborate
584 with the League of Social Services Executives, and other stakeholders to analyze and report data that
585 demonstrates the accuracy, efficiency, compliance, quality of customer service, and timeliness of determining
586 eligibility for the Medicaid and CHIP programs. Based on this collaboration, the departments shall develop
587 meaningful performance metrics on data in agency systems that shall be used to monitor eligibility trends,
588 address potential compliance problem areas and implement best practices. DMAS shall maintain on its
589 website a public dashboard on eligibility performance that includes performance metrics developed through
590 collaborative efforts as well as the performance of local departments of social services and any centralized
591 eligibility-processing unit. Effective August 1, 2018 this dashboard shall be updated for the previous quarter
592 and 30 days following the end of each quarter thereafter.

593 K. In addition to any regional offices that may be located across the Commonwealth, any statewide,
594 centralized call center facility that operates in conjunction with a brokerage transportation program for
595 persons enrolled in Medicaid or the Family Access to Medical Insurance Security plan shall be located in
596 Norton, Virginia.

597 L. The Department of Medical Assistance Services, in collaboration with the Department of Social
598 Services, shall require Medicaid eligibility workers to search for unreported assets at the time of initial
599 eligibility determination and renewal, using all currently available sources of electronic data, including local
600 real estate property databases and the Department of Motor Vehicles for all Medicaid applicants and
601 recipients whose assets are subject to an asset limit under Medicaid eligibility requirements.

602 M.1. The Department of Medical Assistance Services shall require eligibility workers to verify income,
603 using currently available Virginia Employment Commission data, for applicants and recipients who report no
604 earned or unearned income. The Department shall require all Medicaid eligibility workers to apply the same
605 protocols when verifying income for all applicants and recipients, including those who report no earned or

unearned income.

2. The Department shall amend the Virginia Medicaid application, upon approval of the federal Centers for Medicare and Medicaid Services, to require a Medicaid applicant to opt out if such applicant does not want to grant permission to the state to use his federal tax returns for the purposes of renewing eligibility. The department shall implement the necessary regulatory changes and other necessary measures to be consistent with federal approval of any appropriate State Plan changes, and prior to the completion of any regulatory process undertaken in order to effect such change.

N.1. The Department of Medical Assistance Services shall report on the operations and costs of the Medicaid call center (also known as the Cover Virginia Call Center). This report shall include the number of calls received on a monthly basis, the purpose of the call, the number of applications for Medicaid submitted through the call center, and the costs of the contract. The department shall submit the report by August 15 of each year to the Director, Department of Planning and Budget and the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees.

2. Out of this appropriation, \$3,889,800 the first year and \$3,889,800 the second year from the general fund and \$10,868,700 the first year and \$10,868,700 the second year from nongeneral funds is provided for the enhanced operation of the Cover Virginia Call Center as a centralized eligibility processing unit (CPU) that shall be limited to processing Medicaid applications received from the Federally Facilitated Marketplace, telephonic applications through the call center, or electronically submitted Medicaid-only applications. The department shall report the number of applications processed on a monthly basis and payments made to the contractor to the Director, Department of Planning and Budget and the Chairman of the House Appropriations and Senate Finance and Appropriations Committees. The report shall be submitted no later than 60 days after the end of each quarter of the fiscal year.

O. Out of this appropriation, \$15,462,264 the first year and \$15,462,264 the second year from the general fund and \$62,407,632 the first year and \$62,407,632 the second year from nongeneral funds shall be provided to maintain and operate the Medicaid Enterprise System.

P.1. Out of this appropriation, \$6,035,000 the first year and \$6,035,000 the second year from special funds is appropriated to the Department of Medical Assistance Services (DMAS) for the disbursement of civil money penalties (CMP) levied against and collected from Medicaid nursing facilities for violations of rules identified during survey and certification as required by federal law and regulation. Based on the nature and seriousness of the deficiency, the agency or the Centers for Medicare and Medicaid Services may impose a civil money penalty, consistent with the severity of the violations, for the number of days a facility is not in substantial compliance with the facility's Medicaid participation agreement. Civil money penalties collected by the Commonwealth must be applied to the protection of the health or property of residents of nursing facilities found to be deficient. Penalties collected are to be used for (1) the payment of costs incurred by the Commonwealth for relocating residents to other facilities; (2) payment of costs incurred by the Commonwealth related to operation of the facility pending correction of the deficiency or closure of the facility; and (3) reimbursement of residents for personal funds or property lost at a facility as a result of actions by the facility or individuals used by the facility to provide services to residents. These funds are to be administered in accordance with the revised federal regulations and law, 42 CFR 488.400 and the Social Security Act § 1919(h), for Enforcement of Compliance for Long-Term Care Facilities with Deficiencies. Any special fund revenue received for this purpose, but unexpended at the end of the fiscal year, shall remain in the fund for use in accordance with this provision.

2. Of the amounts appropriated in P.1. of this Item, up to \$225,000 the first year and \$225,000 the second year from special funds may be used for the costs associated with administering CMP funds.

3. Of the amounts appropriated in P.1. of this Item, up to \$2,310,000 the first year and \$2,310,000 the second year from the special funds may be used for special projects that benefit residents and improve the quality of nursing Facilities.

4. Out of the amounts appropriated in P.1. of this Item, \$3,500,000 the first year and \$3,500,000 the second year from special funds shall be used for a quality improvement program addressing nursing facility capacity building. The program design may be based on the results of the Virginia Gold Quality Improvement Program pilot project, to include peer mentoring, job-related and interpersonal skills training, and work-related benefits. The Department of Medical Assistance Services shall seek approval from the Centers for Medicare & Medicaid Services (CMS) to implement the program.

5. By October 1 of each year, the department shall provide an annual report of the previous fiscal year that includes the amount of revenue collected and spending activities to the Chairmen of the House Appropriations and Senate Finance and Appropriations Committees and the Director, Department of Planning and Budget.

6. No spending or activity authorized under the provisions of paragraph P. of this Item shall necessitate general fund spending or require future obligations to the Commonwealth.

7. The department shall maintain a CMP special fund balance of at least \$1.0 million to address emergency situations in Virginia's nursing facilities.

8. The Department of Medical Assistance Services is authorized to administratively request up to

668 \$2,000,000 of additional special fund appropriation for special projects if 1) the appropriated amounts in P.3.
669 are insufficient; and 2) such projects and costs are approved by the Centers for Medicare and Medicaid
670 Services (CMS) for the Civil Money Penalty Reinvestment State Plan. The Department of Planning Budget
671 shall approve such requests provided the required conditions are met.

672 Q. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund
673 shall be provided to contract with the Virginia Center for Health Innovation for research, development and
674 tracking of innovative approaches to healthcare delivery.

675 R. The Department of Medical Assistance Services shall, prior to the end of each fiscal quarter, determine
676 and properly reflect in the accounting system whether pharmacy rebates received in the quarter are related to
677 fee-for-service or managed care expenditures and whether or not the rebates are prior year recoveries or
678 expenditure refunds for the current year. The state share of pharmacy rebates for the quarter determined to be
679 prior year revenue shall be deposited to the Virginia Health Care Fund before the end of the fiscal quarter.
680 The department shall create and use a separate revenue source code to account for pharmacy rebates in the
681 Virginia Health Care Fund.

682 S. Out of this appropriation, \$87,500 the first year and \$87,500 the second year from the general fund and
683 \$262,500 the first year and \$262,500 second year from nongeneral funds shall be provided for support of the
684 All Payer Claims Database operated by Virginia Health Information. This appropriation is contingent on
685 federal approval of an Operational Advanced Planning Document.

686 T. Out of this appropriation, \$875,000 the first year and \$875,000 the second year from the general fund
687 and \$1,625,000 the first year and \$1,625,000 the second year from nongeneral funds is provided for the
688 Department of Medical Assistance Services to amend the State Plan and any waivers under Title XXI to fund
689 \$2,500,000 annually for three Poison Control centers serving Virginia as part of a Health Services Initiative.
690 The department shall have the authority to promulgate emergency regulations to implement these
691 amendments within 280 days or less from the enactment of this Act.

692 U. Notwithstanding any other provision of law, the Department of Medical Assistance Services (DMAS)
693 shall have the authority to adjust the date of any agency payments should doing so allow the agency to
694 maximize federal reimbursement. This language shall only apply to the extent that any impacted payments or
695 reimbursements are allowable and appropriate under state and federal rules.

696 V. The Department of Medical Assistance Services shall amend regulations to clarify (i) the burden of
697 proof in client appeals; (ii) the scope of review for de novo hearings in client appeals, and (iii) the timeframes
698 for submission of documents and decision deadlines for de novo client hearings. The department shall have
699 the authority to promulgate emergency regulations to implement these amendments within 280 days or less
700 from the enactment of this Act.

701 W. Out of this appropriation, \$447,700 the first year and \$447,700 the second year from the general fund
702 and \$1,212,666 the first year and \$1,212,666 the second year from nongeneral funds is provided to
703 implement the Virginia Facilitated Enrollment Program.

704 X. Out of this appropriation, \$1,319,515 the first year and \$1,319,515 the second year from the general
705 fund and \$3,798,129 the first year and \$3,798,129 the second year from federal funds is provided to support
706 the Emergency Department Care Coordination Program (EDCC) as allowed by the Centers for Medicare and
707 Medicaid Services. The Department of Medical Assistance Services, in cooperation with the Virginia
708 Department of Health, shall establish a work group comprised of the EDCC contractor, the Virginia Health
709 Information, Medicaid and commercial managed care organizations, health systems with emergency
710 departments and emergency department physicians to optimize the use of the system and any enhancements
711 to the system to facilitate communication and collaboration among physicians, other healthcare providers and
712 other clinical and care management personnel about patients receiving services in hospital emergency
713 departments for the purpose of improving the quality of care.

714 Y. Out of this appropriation, \$90,000 the first year and \$90,000 the second year from the general fund and
715 \$90,000 the first year and \$90,000 the second year from federal funds shall be used by the agency to hire a
716 full time employee in the provider reimbursement division. This employee shall have the actuarial and
717 accounting experience necessary to provide ongoing expertise on nursing facility reimbursement and rate
718 methodology issues.

719 Z. Out of this appropriation, \$300,000 the first year and \$300,000 the second year from the general fund
720 and \$300,000 the first year and \$300,000 the second year from federal funds shall be used by the agency to
721 hire five additional full-time employees to augment existing staff in the agency's finance division.
722 Specifically, the Department of Medical Assistance Services shall hire three additional positions in the budget
723 division, one additional position in the fiscal division and one additional position in the provider
724 reimbursement division. The agency shall inform the Director, Department of Planning and Budget once
725 these positions are hired. In addition, these positions shall be highlighted in the agency's annual
726 organizational report.

727 AA. Out of this appropriation, \$551,010 the first year and \$551,010 the second year from the general fund
728 and \$1,530,583 the first year and \$1,530,583 the second year from nongeneral funds is provided for 17

positions to improve Third-Party Liability (TPL) recoveries. These additional positions shall augment the existing 17 positions currently utilized by the Department of Medical Assistance Services to support TPL recovery efforts. DMAS shall utilize a minimum of 34 positions to perform TPL recoveries. DMAS shall make information related to TPL activities available on the agency website. This data should be updated quarterly and include, but not be limited to, state and federal compliance status, backlogs and amounts recovered.

BB. Out of this appropriation, \$85,000 the first year and \$85,000 the second year from the general fund and \$85,000 the first year and \$85,000 the second year from federal funds is provided for a position to support agency responsibilities associated with developmental disability waiver services. Effective July 1, 2023, the Department of Medical Assistance Services shall be fully responsible for all financial analysis, rates, and budget work associated with Virginia's developmental disability waiver services.

CC. Three positions are provided to replace contractual staff in the eligibility and enrollment unit. The department shall utilize a minimum of four classified positions to support this unit's activities.

DD. Out of this appropriation, \$1,000,000 the first year and \$2,200,00 the second year from the general fund and \$8,000,000 the first year and \$19,800,000 the second year from nongeneral funds is provided to replace the agency fiscal agent services system. The Director, Department of Planning and Budget, shall unallot this appropriation until the Department of Medical Assistance Services provides documentation of actual costs to replace the system and shall only allot the amounts needed for actual expenditures in each fiscal year.

EE. Out of this appropriation, \$590,000 the first year and \$590,000 the second year from the general fund shall be provided to enhance the oversight of the Cardinal Care Managed Care Contract. The department shall increase the staff support for managed care contract operations by three positions.

FF. The Department of Medical Assistance Services shall improve efforts to determine if individuals applying for and enrolled in the Medicaid and CHIP programs are eligible for alternative health care coverage. The department shall report on its efforts, as well as potential strategies to enhance coverage identifications, to the Chairmen of the House Appropriations and Senate Appropriations and Finance Committees and the Director, Department of Planning and Budget by October 1 of each year.

GG. The Department of Medical Assistance (DMAS) shall convene a workgroup to evaluate the criteria for hospitals to qualify for disproportionate share hospital (DSH) payments. The workgroup shall evaluate current DSH criteria, including the Medicaid inpatient utilization rate, to determine changes that are necessary to reflect the impact from the Commonwealth's expansion of Medicaid in 2019. The workgroup shall recommend a new Medicaid inpatient utilization threshold to qualify for DSH payments to ensure that those hospitals with the largest uncompensated care costs are receiving appropriate DSH payments. The workgroup shall include representatives from DMAS, the Department of Planning and Budget, and staff from the House Appropriations and Senate Finance and Appropriations Committees. The workgroup shall report its findings to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by October 1, 2024.

HH. Out of this appropriation, \$500,000 from the general fund and \$500,000 from nongeneral funds the first year shall be provided to the Department of Medical Assistance Services (DMAS) to hire a consultant, with Medicaid-specific knowledge related to eligibility determination, process-design and information technology, to evaluate Medicaid eligibility determination in the Commonwealth. The consultant shall conduct a systematic review and evaluate all aspects of Medicaid eligibility determination as performed by DMAS and local departments of social services (LDSS). This review shall include, but not be limited to, the following: (i) evaluate the current information technology systems; (ii) measure the accuracy, processing times and efficiency of current eligibility determination processes; (iii) determine how well the current structure and systems handle high volumes; (iv) assess the current level of automation and determine processes that could be streamlined; (v) analyze the overall cost-effectiveness of how eligibility is conducted, considering staffing costs and ongoing operational expenses; (vi) examine best practices in other states; and (vii) develop cost-effective options for enhancing eligibility determination in the Commonwealth including alternative delivery models. DMAS, the Department of Social Services, and LDSS shall provide full cooperation with the consultant and provide the necessary assistance to conduct the required evaluation. The consultant shall be required to report their findings and recommendations directly to the Governor, Department of Planning and Budget, and Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 15, 2024. The Director, Department of Planning and Budget, shall unallot this appropriation until the Department of Medical Assistance Services provides documentation of the contract's cost, and shall only allot the amount needed for the contract.

II. Out of this appropriation, \$2,104,607 the first year and \$4,065,218 the second year from the general fund and \$4,611,459 the first year and \$9,070,391 the second year from nongeneral funds shall be provided for the Department of Medical Assistance Services to contract with a vendor to manage all incoming mail currently directed to local Departments of Social Services, including Medicaid benefit applications and renewal notices. The Director of the Department of Planning and Budget shall unallot this appropriation

until the Department of Medical Assistance Services provides documentation of the contract's cost, and shall only allot the amount contracted for with such vendor.

JJ. Out of this appropriation, \$206,889 the first year and \$3,094,795 the second year from the general fund and \$2,832,111 the first year and \$16,216,115 the second year from nongeneral funds shall be provided for the Department of Medical Assistance Services to contract with a vendor to implement identified solutions to assist in timely and accurate Medicaid eligibility determinations and redeterminations. Solutions may include additional data checks to verify financial and nonfinancial eligibility, additional data matching capability, and a portal to receive and track coverage corrections for enrollment requests between the 120 local Departments of Social Services. Funding may be used to make enhancements to the Medicaid Management Information System and the Virginia Case Management System to implement the identified solutions. The Director of the Department of Planning and Budget shall unallot this appropriation until the Department of Medical Assistance Services provides documentation of the contract's cost, and shall only allot the amount contracted for with such vendor.

Item 480.10

A. Notwithstanding any provision of law to the contrary, including § 3-2.03, § 4-3.02, and § 4-13.00 of the Appropriation Act, the State Comptroller shall authorize up to a \$20,000,000 interest-free treasury loan for the Virginia Lottery to fund costs associated with the implementation of electronic gaming device oversight pursuant to the passage of legislation that takes effect in the 2024-2026 biennium. The Treasury loan may include costs as estimated to be incurred by Virginia Lottery for the administration, regulation, enforcement, and oversight of electronic gaming devices in accordance with such legislation that takes effect in the 2024-2026 biennium. The Secretary of Finance may extend the repayment plan for any such interest-free treasury loan for a period of longer than twelve months as needed to support state costs associated with the administration and regulation of electronic gaming devices. Intended repayment of the treasury loan is from revenues anticipated from taxes, fees, and fines collected pursuant to the authorizing legislation. The Director of the Department of Planning and Budget is authorized to provide nongeneral fund appropriation to Virginia Lottery in the amounts necessary to reflect expenditures in accordance with this paragraph.

C-50.10	First Year-FY2025	Second Year-FY2026
2024 Public Educational Institution Capital	\$61,500,000	\$0
Account Supplement (18747)		
Fund Sources		
Bond Proceeds	\$61,500,000	\$0

A. In addition to the amount previously authorized in Item C-50 of Chapter 2 of the Acts of Assembly of 2024, Special Session I, the Virginia College Building Authority, pursuant to Chapter 12 of Title 23.1 (§ 23.1-1200 et seq.), the Code of Virginia, is authorized to issue bonds in a principal amount not to exceed \$61,500,000, plus amounts needed to fund issuance costs, reserve funds, original issue discount, interest prior to and during the acquisition or construction and for one year after completion thereof, and other financing expenses, to finance the capital costs of projects authorized in Item C-50 of Chapter 2 of the Acts of Assembly of 2024, Special Session I. Bonds of the Virginia College Building Authority issued to finance such projects may be sold and issued under the 21st Century College Program simultaneously with other obligations of the Authority as separate issues or as a combined issue.

B. Debt service on the bonds issued under the authorization of this Item shall be provided from appropriations to the Treasury Board.

C. There is hereby appropriated \$61,500,000 in bond proceeds for the projects authorized in Item C-50 of Chapter 2 of the Acts of Assembly of 2024, Special Session I. The Director of the Department of Planning and Budget is authorized to transfer the bond authorizations and appropriations in this item to the 2024 Public Educational Institution Capital Account (18717).

§ 4-5.01 TRANSACTIONS WITH INDIVIDUALS

a. SETTLEMENT OF CLAIMS: Whenever a dispute, claim or controversy involving the interest of the Commonwealth is settled pursuant to § 2.2-514, Code of Virginia, payment may be made out of any appropriations, designated by the Governor, to the state agency(ies) which is (are) party to the settlement.

b. STUDENT FINANCIAL ASSISTANCE FOR HIGHER EDUCATION:

1. General:

a) The appropriations made in this act to state institutions of higher education within the Items for student financial assistance may be expended for any one, all, or any combination of the following purposes: grants to undergraduate students enrolled at least one-half time in a degree, certificate, industry-based certification and related programs that do not qualify for other sources of student financial assistance or diploma program; grants to full-time graduate students; graduate assistantships; grants to students enrolled full-time in a dual or concurrent undergraduate and graduate program. The institutions may also use these appropriations for the purpose of supporting work study programs. The institution is required to transfer to educational and general appropriations all funds used for work study or to pay graduate assistantships. Institutions may also contribute to federal or private student grant aid programs requiring matching funds by the institution, except

for programs requiring work. The State Council of Higher Education for Virginia shall annually review each institution's plan for the expenditures of its general fund appropriation for undergraduate student financial assistance prior to the start of the fall term to determine program compliance. The institution's plan shall include the institution's assumptions and calculations for determining the cost of attendance, student financial need, and student remaining need as well as an award schedule or description of how funds are awarded. For the purposes of the proposed plan, each community college shall be considered independently. No limitations shall be placed on the awarding of nongeneral fund appropriations made in this act to state institutions of higher education within the Items for student financial assistance other than those found previously in this paragraph and as follows: (i) funds derived from in-state student tuition will not subsidize out-of-state students, (ii) students receiving these funds must be making satisfactory academic progress, (iii) awards made to students should be based primarily on financial need, and (iv) institutions should make larger grant and scholarship awards to students taking the number of credit hours necessary to complete a degree in a timely manner.

b) All awards made to undergraduate students from such Items shall be for Virginia students only and such awards shall offset all, or portions of, the costs of tuition and required fees, and, in the case of students qualifying under subdivision b 2 c)1) hereof, the cost of books. All undergraduate financial aid award amounts funded by this appropriation shall be proportionate to the remaining need of individual students, with students with higher levels of remaining need receiving grants before other students. No criteria other than the need of the student shall be used to determine the award amount. Because of the low cost of attendance and recognizing that federal grants provide a much higher portion of cost than at other institutions, a modified approach and minimum award amount for the neediest VGAP student should be implemented for community college and Richard Bland College students based on remaining need and the combination of federal and grant state aid. Student financial need shall be determined by a need-analysis system approved by the Council.

c)1) All need-based awards made to graduate students shall be determined by the use of a need-analysis system approved by the Council.

2) As part of the six-year financial plans required in the provisions of Chapters 933 and 945 of the 2005 Acts of Assembly, each institution of higher education shall report the extent to which tuition and fee revenues are used to support graduate student aid and graduate compensation and how the use of these funds impacts planned increases in student tuition and fees.

d) A student who receives a grant under such Items and who, during a semester, withdraws from the institution which made the award must surrender the unearned portion. The institution shall calculate the unearned portion of the award based on the percentage used for federal Return to Title IV program purposes.

e) An award made under such Items to assist a student in attending an institution's summer session shall be prorated according to the size of comparable awards made in that institution's regular session.

f) The provisions of this act under the heading "Student Financial Assistance for Higher Education" shall not apply to (1) the soil scientist scholarships authorized under § 23.1-615, Code of Virginia and (2) need-based financial aid programs for industry-based certification and related programs that do not qualify for other sources of student financial assistance, which will be subject to guidelines developed by the State Council of Higher Education for Virginia.

g) Unless noted elsewhere in this act, general fund awards shall be named "Commonwealth" grants.

h) Unless otherwise provided by statute, undergraduate awards shall not be made to students seeking a second or additional baccalaureate degree until the financial aid needs of first-degree seeking students are fully met.

i) In determining financial need for student financial assistance, the institution shall recognize the federal Student Aid Index at no less than zero.

j) Students receiving student financial assistance in 2023-2024 may be considered for Virginia Student Financial Assistance Program awards based on the Expected Family Contribution demonstrated in 2023-2024, or appropriately adjusted need as determined by the institution, for as long as the student maintains continuous enrollment, unless granted an exception for cause by the State Council of Higher Education for Virginia, until current degree completion or current degree program eligibility limits have otherwise expired, whichever comes first.

k) Notwithstanding any other provision of law to the contrary, the Student Aid Index as calculated according to federal Title IV financial aid methodology shall be deemed an approved replacement of any mention or use of the precedent federal Expected Family Contribution for purposes of administering state higher education financial aid programs.

l) Notwithstanding any other provision of law to the contrary, private institutions admitted on or after January 1, 2024 in any state program of higher education financial assistance shall (i) be a nonprofit private institution of higher education whose primary purpose is to provide collegiate, graduate, or professional education and not to provide religious training or theological education; (ii) be formed, chartered, established, or incorporated within the Commonwealth; (iii) have their principal place of business within the

Commonwealth; (iv) conduct their primary educational activity within the Commonwealth; and (v) be accredited by a nationally recognized regional institutional accrediting agency.

2. Grants To Undergraduate Students:

a) Each institution which makes undergraduate grants paid from its appropriation for student financial assistance shall expend such sums as approved for that purpose by the Council.

b) A student receiving an award must be duly admitted and enrolled in a degree, certificate or diploma program at the institution making the award, and shall be making satisfactory academic progress as defined by the institution for the purposes of eligibility under Title IV of the federal Higher Education Act, as amended.

c) 1) It is the intent of the General Assembly that students eligible under the Virginia Guaranteed Assistance Program (VGAP) authorized in Title 23.1, Chapter 4.4:2, Code of Virginia, shall receive grants before all other students at the same institution with equivalent remaining need from the appropriations for undergraduate student financial assistance found in Part 1 of this act (service area 1081000 - Scholarships). In each instance, VGAP eligible students shall receive awards greater than other students with equivalent remaining need.

2) The amount of each VGAP grant shall vary according to each student's remaining need and the total of tuition, all required fees and the cost of books at the institution the student will attend upon acceptance for admission. The actual amount of the VGAP award will be determined by the proportionate award schedule adopted by each institution; however, those students with the greatest financial need shall be guaranteed an award at least equal to tuition.

3) It is the intent of the General Assembly that the Virginia Guaranteed Assistance Program serve as an incentive to financially needy students now attending elementary and secondary school in Virginia to raise their expectations and their academic performance and to consider higher education an achievable objective in their futures.

4) Students may not receive a VGAP and a Commonwealth grant in the same semester.

d) Of the amount allocated for undergraduate need-based financial aid, up to one percent may be used for emergency assistance programs for students facing a financial emergency that puts them at risk of dropping out. The Council shall establish reporting guidelines and approve criteria for making student awards.

3. Grants To Graduate Students:

a) An individual award may be based on financial need but may, in addition to or instead of, be based on other criteria determined by the institution making the award. The amount of an award shall be determined by the institution making the award; however, the Council shall annually be notified as to the maximum size of a graduate award that is paid from funds in the appropriation.

b) A student receiving a graduate award paid from the appropriation must be duly admitted into a graduate degree program at the institution making the award.

c) Not more than 50 percent of the funds designated by an institution as graduate grants from the appropriation, and approved as such by the Council, shall be awarded to persons not eligible to be classified as Virginia domiciliary resident students except in cases where the persons meet the criteria outlined in § 4-2.01b.6.

4. Matching Funds: Any institution of higher education may, with the approval of the Council, use funds from its appropriation for fellowships and scholarships to provide the institutional contribution to any student financial aid program established by the federal government or private sources which requires the matching of the contribution by institutional funds, except for programs requiring work.

5. Discontinued Loan Program:

a) If any federal student loan program for which the institutional contribution was appropriated by the General Assembly is discontinued, the institutional share of the discontinued loan program shall be repaid to the fund from which the institutional share was derived unless other arrangements for the use of the funds are recommended by the Council and approved by the Department of Planning and Budget. Should the institution be permitted to retain the federal contributions to the program, the funds shall be used according to arrangements authorized by the Council and approved by the Department of Planning and Budget.

b) 1) An institution of higher education may discontinue its student loan fund established pursuant to Title 23.1, Chapter 4.01, Code of Virginia. The full amount of cash in such discontinued loan fund shall be paid into the state treasury into a nonrevertible nongeneral fund account. Prior to such payment, the State Comptroller shall verify its accuracy, including the fact that the cash held by the institution in the loan fund will be fully depleted by such payment. The loan fund shall not be reestablished thereafter for that institution.

2) The cash so paid into the state treasury shall be used only for grants to undergraduate and graduate students in the Higher Education Student Financial Assistance program according to arrangements authorized by the Council and approved by the Department of Planning and Budget.

3) Payments on principal and interest of any promissory notes held by the discontinued loan fund shall continue to be received by the institution, which shall deposit such payments in the state treasury to the nonrevertible nongeneral fund account specified in subdivision (1) preceding, to be used for grants as

specified in subdivision (2) preceding.

6. Reporting: The Council shall collect student-specific information for undergraduate students as is necessary for the operation of the Student Financial Assistance Program. The Council shall maintain regulations governing the operation of the Student Financial Assistance Program based on the provisions outlined in this section, the Code of Virginia, and State Council policy.

7. ~~Waivers and Related Stipends~~ *Virginia Military Survivors and Dependents Education Program Tuition Waivers:*

a) ~~1) Notwithstanding any other provision of law, individuals eligible for any financial aid waivers and related stipends contained in § 23.1, Chapter 6 shall who are eligible for waivers pursuant to § 23.1-608, Code of Virginia, except individuals described in paragraph d) of this section shall:~~

~~4) 2) Establish domicile as provided in § 23.1-502, Code of Virginia, and the State Council of Higher Education for Virginia (SCHEV) domicile guidelines.~~

~~2) 3) Complete the Free Application for Federal Student Aid (FAFSA) or equivalent state financial aid application.~~

~~3) 4) Make satisfactory academic progress as defined by the institution for the purposes of eligibility under Title IV of the federal Higher Education Act, as amended.~~

b) ~~Waivers and related stipends~~ under this section are limited to a certificate or associate degree at a public two-year institution and certificate or first bachelor's degree at a public four-year institution of higher education. Eligibility is restricted to a combined total of no more than four years or its equivalent.

c) 1) Waivers granted under this section shall cover the last-dollar cost of the in-state undergraduate tuition, mandatory Education & General Program (E & G) fees and mandatory non-E & G fees after applying, in the following order: (i) all federal aid under 38 USC Part III dollar-for-dollar; (ii) all state grants and scholarships dollar-for-dollar; and (iii) a proportion of all federal gift aid (Pell) and expected family contribution (EFC) or its equivalent under FAFSA Simplification as determined by SCHEV.

2) The proportion in c)1) (iii) shall be determined by SCHEV based on undergraduate tuition, mandatory Education & General Program (E & G) fees and mandatory non-E & G fees as a percentage of the total cost of attendance.

3) Mandatory non-E & G fees in c) 1) are fees charged to all students regardless of degree program or as defined by SCHEV. Mandatory non-E & G fees do not include room and board.

d) ~~Students enrolled in the~~ *Individuals shall not be subject to the provisions of a) 2) through a) 4), b), and c) of this section if they are (i) (a) the spouse or (b) an eligible child pursuant to § 23.1-608, Code of Virginia, of a military service member who, while serving as an active duty member in the Armed Forces of the United States, Reserves of the Armed Forces of the United States, or Virginia National Guard, during military operations against terrorism, on a peacekeeping mission, as a result of a terrorist act, or in any armed conflict, was killed, became missing in action, or became a prisoner of war, or of a veteran who, as a direct result of such service, has been rated by the U.S. Department of Veterans Affairs as totally and permanently disabled or at least 90 percent permanently disabled and has been discharged or released under conditions other than dishonorable; or (ii) (a) approved for the Program in 2023-2024 or who formally committed to the institution to enroll by the Department of Veterans Services by 2024; and (b) enrolled in Summer or Fall 2024 courses by May 15, 2024 shall not be subject to the provisions of a) 1), b), c) 1) and c) 2) of this section.*

e) *The State Council of Higher Education for Virginia shall issue guidelines pursuant to this section by August 1, 2024.*

f) *The Joint Legislative Audit and Review Commission (JLARC) shall conduct a review of the Virginia Military Survivors and Dependents Education Program established pursuant to § 23.1-608, Code of Virginia, to determine the long-term sustainability of the program. The review shall include, but is not limited to, the following: (i) analysis of participant data; (ii) assessment of waiver costs reported by institutions; (iii) identification of practices to support education and other benefits for veterans and their families compared to other states; and (iv) methods to estimate enrollment and costs. JLARC shall report its findings and make recommendations by November 1, 2024.*

c. PAYMENTS TO CITIZEN MEMBERS OF NONLEGISLATIVE BODIES:

Notwithstanding any other provision of law, executive branch agencies shall not pay compensation to citizen members of boards, commissions, authorities, councils, or other bodies from any fund for the performance of such members' duties in the work of the board, commission, authority, council, or other body.

d. VIRGINIA BIRTH-RELATED NEUROLOGICAL INJURY COMPENSATION PROGRAM

Notwithstanding any other provision of law, the Virginia Birth-Related Neurological Injury Compensation Program is authorized to require each admitted claimant's parent or legal guardian to purchase private health insurance (the "primary payer") to provide coverage for the actual medically necessary and reasonable expenses as described in Virginia Code § 38.2-5009(A)(1) that were, or are, incurred as a result of the admitted claimant's birth-related neurological injury and for the admitted claimant's benefit. Provided, however, that the Program shall reimburse, upon receipt of proof of payment, solely the portion of the

1033 premiums that is attributable to the admitted claimant's post-admission coverage from the effective date of
1034 this provision forward and paid for by the admitted claimant's parent or legal guardian.
1035 **2. That this act shall be effective on July 1, 2024, in accordance with § 4-14.00 of Chapter 2 of the Acts**
1036 **of Assembly of 2024, Special Session I.**