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HOUSE BILL NO. 1041
AMENDMENT IN THE NATURE OF A SUBSTITUTE
(Proposed by the House Committee on _____
on _____)
(Patron Prior to Substitute—Delegate Carr)

A BILL to amend and reenact §§ 2.2-2007, 22.1-23, 23.1-2908, and 53.1-10 of the Code of Virginia, relating to Department of Corrections; establishment of general system of schools for incarcerated individuals; Virginia Prison Education Task Force established; report.

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-2007, 22.1-23, 23.1-2908, and 53.1-10 of the Code of Virginia are amended and reenacted as follows:

§ 2.2-2007. Powers of the CIO.

A. The CIO shall promulgate regulations necessary or incidental to the performance of duties or execution of powers conferred under this chapter. The CIO shall also develop policies, standards, and guidelines for the planning, budgeting, procurement, development, maintenance, security, and operations of information technology for executive branch agencies. Such policies, standards, and guidelines shall include those necessary to:

1. Support state and local government exchange, acquisition, storage, use, sharing, and distribution of data and related technologies.
2. Support the development of electronic transactions including the use of electronic signatures as provided in § 59.1-496.
3. Support a unified approach to information technology across the totality of state government, thereby assuring that the citizens and businesses of the Commonwealth receive the greatest possible security, value, and convenience from investments made in technology.
4. Ensure that the costs of information technology systems, products, data, and services are contained through the shared use of existing or planned equipment, data, or services.
5. Provide for the effective management of information technology investments through their entire life cycles, including identification, business case development, selection, procurement, implementation, operation, performance evaluation, and enhancement or retirement. Such policies, standards, and guidelines shall include, at a minimum, the periodic review by the CIO of agency Commonwealth information

31 technology projects.

32 6. Establish an Information Technology Investment Management Standard based on acceptable
33 technology investment methods to ensure that all executive branch agency technology expenditures are an
34 integral part of the Commonwealth's performance management system, produce value for the agency and the
35 Commonwealth, and are aligned with (i) agency strategic plans, (ii) the Governor's policy objectives, and (iii)
36 the long-term objectives of the Council on Virginia's Future.

37 B. In addition to other such duties as the Secretary may assign, the CIO shall:

38 1. Oversee and administer the Virginia Technology Infrastructure Fund created pursuant to § 2.2-2023.

39 2. Report annually to the Governor, the Secretary, and the Joint Commission on Technology and Science
40 created pursuant to § 30-85 on the use and application of information technology by executive branch
41 agencies to increase economic efficiency, citizen convenience, and public access to state government.

42 3. Prepare annually a report for submission to the Secretary, the Information Technology Advisory
43 Council, and the Joint Commission on Technology and Science on a prioritized list of Recommended
44 Technology Investment Projects (RTIP Report) based upon major information technology projects submitted
45 for business case approval pursuant to this chapter. As part of the RTIP Report, the CIO shall develop and
46 regularly update a methodology for prioritizing projects based upon the allocation of points to defined
47 criteria. The criteria and their definitions shall be presented in the RTIP Report. For each project
48 recommended for funding in the RTIP Report, the CIO shall indicate the number of points and how they were
49 awarded. For each listed project, the CIO shall also report (i) all projected costs of ongoing operations and
50 maintenance activities of the project for the next three biennia following project implementation; (ii) a
51 justification and description for each project baseline change; and (iii) whether the project fails to incorporate
52 existing standards for the maintenance, exchange, and security of data. This report shall also include trends in
53 current projected information technology spending by executive branch agencies and secretariats, including
54 spending on projects, operations and maintenance, and payments to VITA. Agencies shall provide all project
55 and cost information required to complete the RTIP Report to the CIO prior to May 31 immediately
56 preceding any budget biennium in which the project appears in the Governor's budget bill.

57 4. Provide oversight for executive branch agency efforts to modernize the planning, development,
58 implementation, improvement, operations and maintenance, and retirement of Commonwealth information
59 technology, including oversight for the selection, development and management of enterprise information

60 technology.

61 5. Develop statewide technical and data standards and specifications for information technology and
62 related systems, including (i) the efficient exchange of electronic information and technology, including
63 infrastructure, between the public and private sectors in the Commonwealth and (ii) the utilization of
64 nationally recognized technical and data standards for health information technology systems or software
65 purchased by an executive branch agency.

66 6. Direct the compilation and maintenance of an inventory of information technology, including but not
67 limited to personnel, facilities, equipment, goods, and contracts for services.

68 7. Provide for the centralized marketing, provision, leasing, and executing of licensing agreements for
69 electronic access to public information and government services through the Internet, wireless devices,
70 personal digital assistants, kiosks, or other such related media on terms and conditions as may be determined
71 to be in the best interest of the Commonwealth. VITA may fix and collect fees and charges for (i) public
72 information, media, and other incidental services furnished by it to any private individual or entity,
73 notwithstanding the charges set forth in § 2.2-3704, and (ii) such use and services it provides to any executive
74 branch agency or local government. Nothing in this subdivision authorizing VITA to fix and collect fees for
75 providing information services shall be construed to prevent access to the public records of any public body
76 pursuant to the provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.). VITA is
77 authorized, subject to the approval by the Secretary of Administration and any other affected Secretariat, to
78 delegate the powers and responsibilities granted in this subdivision to any agency within the executive
79 branch.

80 8. Periodically evaluate the feasibility of outsourcing information technology resources and services, and
81 outsource those resources and services that are feasible and beneficial to the Commonwealth.

82 9. Have the authority to enter into and amend contracts, including contracts with one or more other public
83 bodies, or public agencies or institutions or localities of the several states, of the United States or its
84 territories, or the District of Columbia, for the provision of information technology services.

85 *10. Enter into an interagency agreement with the Department of Corrections as required by subdivision 4*
86 *e of § 53.1-10 to assist in the development of information technology strategic plans and preparation of*
87 *budget requests for information technology to support the literacy and education programs required to be*
88 *developed and implemented pursuant to subdivision 4 c of § 53.1-10 and include appropriate security*
89 *protections.*

90 C. Consistent with § 2.2-2012, the CIO may enter into public-private partnership contracts to finance or
91 implement information technology programs and projects. The CIO may issue a request for information to
92 seek out potential private partners interested in providing programs or projects pursuant to an agreement
93 under this subsection. The compensation for such services shall be computed with reference to and paid from
94 the increased revenue or cost savings attributable to the successful implementation of the program or project
95 for the period specified in the contract. The CIO shall be responsible for reviewing and approving the
96 programs and projects and the terms of contracts for same under this subsection. The CIO shall determine
97 annually the total amount of increased revenue or cost savings attributable to the successful implementation
98 of a program or project under this subsection and such amount shall be deposited in the Virginia Technology
99 Infrastructure Fund created in § 2.2-2023. The CIO is authorized to use moneys deposited in the Fund to pay
100 private partners pursuant to the terms of contracts under this subsection. All moneys in excess of that required
101 to be paid to private partners, as determined by the CIO, shall be reported to the Comptroller and retained in
102 the Fund. The CIO shall prepare an annual report to the Governor, the Secretary, and General Assembly on
103 all contracts under this subsection, describing each information technology program or project, its progress,
104 revenue impact, and such other information as may be relevant.

105 D. Executive branch agencies shall cooperate with VITA in identifying the development and operational
106 requirements of proposed information technology systems, products, data, and services, including the
107 proposed use, functionality, and capacity, and the total cost of acquisition, operation, and maintenance.

108 **§ 22.1-23. Duties in general.**

109 The Superintendent of Public Instruction shall:

- 110 1. Serve as secretary of the Board of Education;
- 111 2. Provide such assistance in his office as shall be necessary for the proper and uniform enforcement of
112 the provisions of the school laws in cooperation with the local school authorities;
- 113 3. Prepare and furnish such forms for attendance officers, teachers, and other school officials as are
114 required by law;
- 115 4. (Expires July 1, 2028) At least annually, survey all local school divisions to identify critical shortages
116 of (i) teachers and administrative personnel by geographic area, by school division, or by subject matter; (ii)
117 specialized student support positions as that term is described in subsection O of § 22.1-253.13:2; and (iii)
118 school bus drivers by geographic area and local school division and report such critical shortages to each
119 local school division and to the Virginia Retirement System;

- 120 5. Develop and provide to local school divisions a model exit questionnaire for teachers;
- 121 6. Along with the State Health Commissioner, work to combat childhood obesity and other chronic health
122 conditions that affect school-age children;
- 123 7. Designate an employee of the Department of Education to serve as its liaison to the State Council of
124 Higher Education for Virginia and the State Board for Community Colleges; ~~and~~
- 125 8. *Enter into an interagency agreement with the Department of Corrections as required by subdivision 4 e*
126 *of § 53.1-10 to assist in the development and ongoing implementation of the literacy, secondary, and adult*
127 *education programs required to be developed and implemented pursuant to subdivision 4 c of § 53.1-10*
128 *across all state correctional facilities operated by the Department of Corrections, including adoption of*
129 *teacher credential requirements that reduce teacher vacancy rates; and*
- 130 9. Perform such other duties as the Board of Education may prescribe.

131 **§ 23.1-2908. Chancellor of the Virginia Community College System.**

132 A. The State Board shall appoint a Chancellor of the Virginia Community College System to be the chief
133 executive officer of the System and secretary to the State Board, fix his salary, and prescribe his duties in
134 addition to those duties set forth in subsection B.

135 B. The Chancellor shall:

- 136 1. Formulate such policies and regulations and provide for such assistance in his office as are necessary
137 for the proper performance of the duties prescribed by the provisions of this chapter;
- 138 2. Designate an employee of the State Board to serve as its liaison to the Board of Education;
- 139 3. Appoint agents and employees and fix their functions, powers, duties, titles, and salaries, subject to the
140 approval of the State Board and the provisions of the Virginia Personnel Act (§ 2.2-2900 et seq.);
- 141 4. Submit an annual report to the Governor and General Assembly on or before November 1 of each year.
142 Such report shall be submitted as a report document as provided in the procedures of the Division of
143 Legislative Automated Systems for the processing of legislative documents and reports and shall be posted on
144 the General Assembly's website. Such report shall contain, at a minimum, the annual financial statements for
145 the year ending the preceding June 30 and the accounts and status of any ongoing capital projects;
- 146 5. Prescribe the forms of applications, reports, affidavits, and such other forms as may be required in the
147 administration of this chapter;
- 148 6. Cooperate with agencies of the United States in relation to matters set forth in this chapter and in any
149 reasonable manner that may be necessary for the Commonwealth to qualify for and to receive grants or aid

150 from such federal agencies, subject to the direction of the State Board; ~~and~~

151 7. Enforce the standards established by the State Board for personnel employed in the administration of
152 this chapter and remove or cause to be removed each employee who does not meet such standards;

153 8. *Enter into an interagency agreement with the Department of Corrections as required by subdivision 4 e*
154 *of § 53.1-10 to provide and expand access to coursework provided by comprehensive community colleges to*
155 *incarcerated individuals that leads to certificates, degrees, credentials, or licenses that enhance workforce*
156 *skills or transfers to a baccalaureate public institution of higher education; and*

157 9. *Develop and implement a program to support comprehensive community colleges in (i) providing*
158 *coursework to incarcerated individuals that leads to certificates, degrees, credentials, or licenses that*
159 *enhance workforce skills or transfers to a baccalaureate public institution of higher education and (ii)*
160 *applying for and maintaining eligibility as Federal Pell Grant-eligible prison education programs pursuant*
161 *to 34 C.F.R. § 668.238.*

162 C. The Chancellor may receive, for and on behalf of the Commonwealth and its subdivisions, from the
163 United States and agencies of the United States and any other source grants-in-aid and gifts made for the
164 purpose of providing or assisting in providing any career and technical or other education or educational
165 programs authorized by this chapter, including expenses of administration. All such funds shall be paid into
166 the state treasury. However, nothing in this chapter shall preclude any other agency, board, or officer of the
167 Commonwealth from being designated as the directing or allocating agency, board, or officer for the
168 distribution of federal grants-in-aid or the performance of other duties to the extent necessary to qualify for
169 and to receive grants-in-aid for programs and institutions under the administration of the State Board.

170 **§ 53.1-10. Powers and duties of Director.**

171 The Director shall be the chief executive officer of the Department and shall have the following duties and
172 powers:

173 1. To supervise and manage the Department and its system of state correctional facilities;

174 2. To implement the standards and goals of the Board as formulated for local and community correctional
175 programs and facilities and lock-ups;

176 3. To employ such personnel and develop and implement such programs as may be necessary to carry out
177 the provisions of this title, subject to Chapter 29 (§ 2.2-2900 et seq.) of Title 2.2, and within the limits of
178 appropriations made therefor by the General Assembly;

179 4. To establish and maintain a general system of schools for persons committed to the institutions and

180 community-based programs for adults as set forth in § 53.1-67.9. Such system shall include, as applicable,
181 elementary, secondary, postsecondary, career and technical education, adult, and special education schools.

182 a. The Director shall employ a Superintendent who will oversee the operation of educational and
183 vocational programs in all institutions and community-based programs for adults as set forth in § 53.1-67.9
184 operated by the Department. The Department shall be designated as a local education agency (LEA) but shall
185 not be eligible to receive state funds appropriated for direct aid to public education.

186 b. When the Department employs a teacher licensed by the Board of Education to provide instruction in
187 the schools of the correctional centers, the Department of ~~Human Resource Management~~ *Education* shall
188 establish salary schedules for the teachers ~~which endeavor~~ *and annually review and update such salary*
189 *schedules* to be competitive with those in effect for the school division in which the correctional center is
190 located.

191 c. The Superintendent shall develop ~~a~~ *and implement a consistent education program across all state*
192 *correctional facilities operated by the Department of Corrections that shall include the following:*

193 (1) A functional literacy program for inmates testing below a selected grade level, which shall be at least
194 at the ~~twelfth~~ *eighth* grade level *and include evidence-based literacy instruction, as defined in § 22.1-1;*

195 (2) A secondary and adult education program for inmates testing between an eighth and twelfth grade
196 level that includes a program to prepare for the high school equivalency examination established by the
197 Board of Education pursuant to § 22.1-254.2; and

198 (3) A postsecondary education program that provides access to coursework sufficient to earn a Uniform
199 Certificate of General Studies, an associate degree, and postsecondary credentials, certifications, and
200 licenses.

201 d. The ~~program~~ *programs required to be developed and implemented pursuant to subdivision c* shall
202 include guidelines for implementation and test administration, participation requirements, criteria for
203 satisfactory completion, and a ~~strategic plan for encouraging enrollment at an institution of higher education~~
204 ~~or an accredited vocational training program or other accredited continuing education program~~ *goals for*
205 *reducing waitlists for participation in such programs within five years of implementation.*

206 e. The Director shall enter into interagency agreements on behalf of the Department with the following
207 agencies to support the development, implementation, and administration of the programs required by
208 subdivision c:

209 (1) *The Chief Information Officer of the Virginia Information Technologies Agency (VITA) to assist in the*
210 *development of information technology strategic plans and preparation of budget requests for information*

211 *technology to support such literacy and education programs and include appropriate security protections;*

212 *(2) The Superintendent of Public Instruction to assist in the development and ongoing implementation of*
213 *the literacy, secondary, and adult education programs required to be developed and implemented pursuant to*
214 *subdivision c, including the adoption of teacher credential requirements that reduce the teacher vacancy rate*
215 *in such literacy and education programs; and*

216 *(3) The Chancellor of the Virginia Community College System to provide and expand access to*
217 *coursework provided by comprehensive community colleges that leads to certificates, degrees, credentials, or*
218 *licenses that enhance workforce skills or transfers to a baccalaureate public institution of higher education.*

219 *f. The Superintendent shall:*

220 *(1) Share data with the state entity that oversees the management, direction, and governance of the*
221 *Commonwealth's education and workforce data for the purpose of developing educational, health, social*
222 *service, and employment outcome data and improving the efficacy of state services;*

223 *(2) Share data with the Virginia Community College System necessary for comprehensive community*
224 *colleges to apply for and maintain eligibility as Federal Pell Grant-eligible prison education programs*
225 *pursuant to 34 C.F.R. § 668.238; and*

226 *(3) Track and publicly report at least annually the number of incarcerated individuals eligible for,*
227 *enrolled in, and waitlisted for the literacy and education programs required to be implemented by*
228 *subdivision c.*

229 ~~e.~~ *g. For the purposes of this section, the term "functional literacy" shall mean those educational skills*
230 *necessary to function independently in society, including, but not limited to, reading, writing, comprehension,*
231 *and arithmetic computation.*

232 ~~e.~~ *h. In evaluating a prisoner's educational needs and abilities pursuant to § 53.1-32.1, the Superintendent*
233 *shall create a system for identifying prisoners with learning disabilities;*

234 5. a. To make and enter into all contracts and agreements necessary or incidental to the performance of the
235 Department's duties and the execution of its powers under this title, including, but not limited to, contracts
236 with the United States, other states, and agencies and governmental subdivisions of ~~this~~ *the* Commonwealth,
237 and contracts with corporations, partnerships, or individuals ~~which~~ *that* include, but are not limited to, the
238 purchase of water or wastewater treatment services or both as necessary for the expansion or construction of
239 correctional facilities;

240 b. Notwithstanding the Director's discretion to make and enter into all contracts and agreements necessary
241 or incidental to the performance of the Department's duties and the execution of its powers under this title,

242 upon determining that it shall be desirable to contract with a public or private entity for the provision of
243 community-based residential services pursuant to Chapter 5 (§ 53.1-177 et seq.), the Director shall notify the
244 local governing body of the jurisdiction in which the facility is to be located of the proposal and of the
245 facility's proposed location and provide notice, where requested, to the chief law-enforcement officer for such
246 locality when an offender is placed in the facility at issue;

247 c. Notwithstanding the Director's discretion to make and enter into all contracts and agreements necessary
248 or incidental to the performance of the Department's duties and the execution of its powers under this title,
249 upon determining that it is necessary to transport Virginia prisoners through or to another state and for other
250 states to transport their prisoners within the Commonwealth, the Director may execute reciprocal agreements
251 with other states' corrections agencies governing such transports that shall include provisions allowing each
252 state to retain authority over its prisoners while in the other state.;

253 6. To accept, hold, and enjoy gifts, donations, and bequests on behalf of the Department from the United
254 States government and agencies and instrumentalities thereof, and any other source, subject to the approval of
255 the Governor. To these ends, the Director shall have the power to comply with such conditions and execute
256 such agreements as may be necessary, convenient, or desirable;

257 7. To collect data pertaining to the demographic characteristics of adults, and juveniles who are
258 adjudicated as adults, incarcerated in state correctional institutions, including, but not limited to, the race or
259 ethnicity, age, and gender of such persons, whether they are a member of a criminal gang, and the types of
260 and extent to which health-related problems are prevalent among such persons. Beginning July 1, 1997, such
261 data shall be collected, tabulated quarterly, and reported by the Director to the Governor and the General
262 Assembly at each regular session of the General Assembly thereafter. The report shall be submitted as
263 provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative
264 documents and reports;

265 8. To make application to the appropriate state and federal entities so as to provide any prisoner who is
266 committed to the custody of the state a Department of Motor Vehicles approved identification card that
267 would expire 90 days from issuance, a copy of his birth certificate if such person was born in the
268 Commonwealth, and a social security card from the Social Security Administration;

269 9. To forward to the Commonwealth's Attorneys' Services Council, updated on a monthly basis, a list of
270 all identified criminal gang members incarcerated in state correctional institutions. The list shall contain
271 identifying information for each criminal gang member, as well as his criminal record;

272 10. To give notice, to the attorney for the Commonwealth prosecuting a defendant for an offense that
273 occurred in a state correctional facility, of that defendant's known gang membership. The notice shall contain
274 identifying information for each criminal gang member as well as his criminal record;

275 11. To designate employees of the Department with internal investigations authority to have the same
276 power as a sheriff or a law-enforcement officer in the investigation of allegations of criminal behavior
277 affecting the operations of the Department. Such employees shall be subject to any minimum training
278 standards established by the Department of Criminal Justice Services under § 9.1-102 for law-enforcement
279 officers prior to exercising any law-enforcement power granted under this subdivision. Nothing in this section
280 shall be construed to grant the Department any authority over the operation and security of local jails not
281 specified in any other provision of law. The Department shall investigate allegations of criminal behavior in
282 accordance with a written agreement entered into with the Department of State Police. The Department shall
283 not investigate any action falling within the authority vested in the Office of the State Inspector General
284 pursuant to Chapter 3.2 (§ 2.2-307 et seq.) of Title 2.2 unless specifically authorized by the Office of the
285 State Inspector General;

286 12. To prescribe and enforce rules prohibiting the possession of obscene materials, as defined in Article 5
287 (§ 18.2-372 et seq.) of Chapter 8 of Title 18.2, by prisoners incarcerated in state correctional facilities;

288 13. To develop and administer a survey of each correctional officer, as defined in § 53.1-1, who resigns, is
289 terminated, or is transitioned to a position other than correctional officer for the purpose of evaluating
290 employment conditions and factors that contribute to or impede the retention of correctional officers;

291 14. To promulgate regulations pursuant to the Administrative Process Act (§ 2.2-4000 et seq.) to
292 effectuate the provisions of Chapter 5.1 (§ 32.1-162.16 et seq.) of Title 32.1 for human research, as defined in
293 § 32.1-162.16, to be conducted or authorized by the Department. The regulations shall require the human
294 research committee to submit to the Governor, the General Assembly, and the Director or his designee at
295 least annually a report on the human research projects reviewed and approved by the committee and shall
296 require the committee to report any significant deviations from the proposals as approved;

297 15. To provide, pursuant to § 24.2-314, to the Division of Legislative Services, not later than July 1 of any
298 year in which the decennial census is taken and in a format specified by the Division of Legislative Services,
299 information regarding each person incarcerated in a state correctional facility on April 1 of that year. Such
300 information shall include, for each person incarcerated, (i) a unique identifier, other than his name or offender
301 identification number, assigned by the Director; (ii) his residential street address at the time of incarceration,
302 or other legal residence, if known; (iii) his race, his ethnicity as identified by him, and whether he is 18 years

303 of age or older; and (iv) the street address of the correctional facility in which he was incarcerated on April 1
304 of that year; and

305 16. To develop and implement policies for the accommodation in state correctional facilities of inmate
306 participation in telehealth appointments, which shall include policies on designating a private space for such
307 telehealth appointments to occur.

308 **2. That the Department of Corrections shall reduce the waitlists for participation in the literacy and**
309 **education programs required to be implemented by subdivision 4 c of § 53.1-10 of the Code of Virginia,**
310 **as amended by this act, within five years of implementation of such programs.**

311 **3. That the interagency agreements required to be entered into by the Department of Corrections with**
312 **the Virginia Information Technologies Agency, the Superintendent of Public Instruction, and the**
313 **Chancellor of the Virginia Community College System pursuant to subdivision 4 e of § 53.1-10 of the**
314 **Code of Virginia, as amended by this act, shall be signed by January 1, 2027.**

315 **4. That the Department of Corrections shall implement the functional literacy program required to be**
316 **implemented by subdivision 4 c of § 53.1-10 of the Code of Virginia, as amended by this act, by**
317 **January 1, 2027.**

318 **5. That the Department of Education shall, by November 1, 2026, (i) review and update the salary**
319 **schedules for teachers licensed by the Board of Education and employed by the Department of**
320 **Corrections to provide instruction in the schools of the correctional centers to be competitive with**
321 **those in effect for the school division in which the correctional facility is located as required by**
322 **subdivision 4 b of § 53.1-10 of the Code of Virginia, as amended by this act, and (ii) make**
323 **recommendations for the inclusion of such teacher salary increases in the appropriation act.**

324 **6. That there is hereby established the Virginia Prison Education Task Force (the Task Force) for the**
325 **purpose of implementing a consistent education program across all state correctional facilities**
326 **operated by the Department of Corrections. The Task Force shall be administered by the Secretary of**
327 **Finance and shall consist of the following members: (i) two members of the Senate who are not**
328 **members of the same political party, who shall be appointed by the Senate Committee on Rules; (ii)**
329 **two members of the House of Delegates who are not members of the same political party, who shall be**
330 **appointed by the Speaker of the House of Delegates; (iii) the Secretary of Finance or his designee; (iv)**
331 **the Secretary of Education or his designee; (v) the Secretary of Labor or his designee; (vi) the**
332 **Secretary of Commerce and Trade or his designee; (vii) the Director of the Department of Corrections**
333 **or his designee; (viii) the Commissioner of the Department of Workforce Development and**

334 Advancement or his designee; (ix) the Chief Information Officer of the Virginia Information
335 Technologies Agency or his designee; (x) the Chancellor of the Virginia Community College System or
336 his designee; (xi) the Director of the Department of Housing and Community Development or his
337 designee; (xii) the Research Director of the Virginia Office of Education Economics or his designee;
338 (xiii) the President of the Virginia Chamber of Commerce or his designee; (xiv) the Executive Director
339 of the State Council of Higher Education for Virginia or his designee; (xv) the Superintendent of Public
340 Instruction or his designee; (xvi) three formerly incarcerated individuals appointed by the Secretary of
341 Finance, including one individual who was enrolled in the Department of Correction's Adult Basic
342 Education program while incarcerated, one individual who was enrolled in postsecondary coursework
343 while incarcerated, and one individual who was not able to access education services while
344 incarcerated; (xvii) a member of a faith-based organization with expertise in prison higher education
345 appointed by the Secretary of Finance; (xviii) a member of a criminal justice advocacy organization
346 appointed by the Secretary of Finance; (xix) a representative with expertise in management of state
347 education and workforce data to be appointed by the Secretary of Finance; and (xx) any other
348 stakeholders as may be appropriate appointed by the Secretary of Finance. The Secretary of Finance
349 shall serve as the chair of the Task Force. A majority of the members of the Task Force shall constitute
350 a quorum. The Task Force shall meet at least four times a year and upon the call of the chair or at the
351 request of a majority of the members. The Task Force shall make recommendations for and track
352 progress on the development and implementation of a consistent education program across all state
353 correctional facilities operated by the Department of Corrections as required by subdivision 4 c of
354 § 53.1-10 of the Code of Virginia, as amended by this act. In making such recommendations, the Task
355 Force shall (a) analyze existing and potential state and federal funding programs and develop a
356 strategy to maximize securement and use of available funds; (b) recommend additional budget requests
357 to meet the goals of implementation of the education programs required by subdivision 4 c of § 53.1-10
358 of the Code of Virginia, as amended by this act; (c) review and support development of the interagency
359 agreements between the Department of Corrections, the Superintendent of Public Instruction, the
360 Chancellor of the Virginia Community College System, and the Chief Information Officer of the
361 Virginia Information Technologies Agency as required by subdivision 4 e of § 53.1-10 of the Code of
362 Virginia, as amended by this act; (d) advise and support the Department of Corrections in developing a
363 strategy to reduce waitlists for participation in the literacy and education programs required to be
364 implemented by subdivision 4 c of § 53.1-10 of the Code of Virginia, as amended by this act, within five

365 years of implementation; (e) study and recommend the most effective ways to facilitate data collection,
366 sharing, and analysis relating to prison education; (f) study and recommend the most effective ways to
367 increase technological infrastructure in all state correctional facilities operated by the Department of
368 Corrections to support education; (g) study and recommend the most effective ways to establish
369 reentry supports to facilitate positive employment outcomes post-release; (h) conduct regular
370 evaluations of program effectiveness, outcomes, and conditions to inform education program
371 improvement, and (i) study and make recommendations for setting and meeting average mandatory
372 program hours in subsection C of § 53.1-32.1 with available resources.

373 The Task Force shall establish a Higher Education Advisory Group (the Advisory Group), which shall,
374 at minimum, consist of the following members of the Task Force: the Commissioner of the Department
375 of Workforce Development and Advancement, the Chancellor of the Virginia Community College
376 System, the Director of the Department of Corrections, and the Chief Information Officer of the
377 Virginia Information Technologies Agency, or their designees, a member of a faith-based organization
378 with expertise in prison higher education, and an active circuit court judge. The Advisory Group shall
379 make recommendations on the interagency agreement between the Chancellor of the Virginia
380 Community College System and the Department of Corrections required pursuant to subdivision 4 e of
381 § 53.1-10 of the Code of Virginia, as amended by this act; necessary technology infrastructure to meet
382 the needs of higher education staff in state correctional facilities operated by the Department of
383 Corrections; and necessary technology tools to provide incarcerated students coursework
384 commensurate with that provided to nonincarcerated students, including a learning management
385 system, research library access, advising, synchronous teleconference instruction, application suites,
386 and long-term storage for students' academic resource materials and work products.

387 The Task Force shall submit an annual report to the Governor and the General Assembly by
388 November 1 each year, beginning on November 1, 2027, on its activities, findings and
389 recommendations, and progress toward implementing the literacy and education programs required
390 by subdivision 4 c of § 53.10 of the Code of Virginia, as amended by this act. The Task Force shall
391 complete its work by July 1, 2029.