

Key House and Senate Member Budget Amendments for Fairfax County 2019 General Assembly

2018-2020 BIENNIUM BUDGET Support

State Transit Operating Formula

House: Item 445 #3h (Sickles)

Senate: Item 445 #1s (Barker)

Delays the implementation of the statewide prioritization for the mass transit fund from July 1, 2019, to July 1, 2020. This amendment provides an additional year for the Department of Rail and Public Transportation (DRPT) to prepare a new methodology that is based on the performance metrics to be recommended by Transit Service Delivery Advisory Committee (TSDAC) and approved by the Commonwealth Transportation Board (CTB).

House: Item 445 #6h (Thomas)

Senate: Item 445 #2s (Mason)

Allows a one-year transition for mass transit providers to prepare for a new allocation methodology that is based on performance metrics recommended by TSDAC and approved by the CTB.

Cost of Competing Adjustment for K-12 Support Positions

House: Item #18h (Bell, John)

Senate: Item 136 #1s (Barker)/ Item 136 #26s (Black)

Provides \$25.4 million GF in FY 2020 to increase the percentage rate for Standards of Quality funded support positions from 10.61 percent. The entire Fairfax County delegation signed on as co-patrons to the amendments sponsored by Delegate Bell and Senator Barker.

K-12 Support Position Cap

House: Item 127 #1h (Sickles)

Senate: 127 #1s (Howell)

Directs the Secretary of Education and the Secretary of Finance, in consultation with the Chairs of the appropriate General Assembly committees, to develop a plan to eliminate the current cap on funding for support positions in the Standards of Quality. The plan is due prior to the 2020 General Assembly session and must include a schedule to eliminate the cap by FY 2024. (*Amendment requested by VACo.*)

Standards of Quality Funding

House: Item 136 #22h (Krizek)

Senate: Item 136 #4s (Dance)

Provides a one-time adjustment of \$177 million GF in FY 2020 to the Direct Aid to Public Education funding formula by increasing the state's share of the Standards of Quality from 55 percent to 57 percent (this reflects the state's share of K-12 across all localities; in Fairfax County, the state pays a significantly smaller share). This adjustment would provide assistance to all localities, as they continue to struggle with the long-lasting effects of the reduction in state K-12 support during the recession. (*Amendment requested by VACo.*)

Aid to Localities with Police Departments

House: Item 397 #2h (Ingram)

Senate: Item 397 #1s (Dance)

Provides \$7.9 million GF each year of the biennium to the “HB 599” program, which provides aid to localities with police departments. Virginia law requires that HB 599 funding increases at the same rate as growth in state General Fund revenue collections, and these amendments would ensure HB 599 funding increases to match the GF increases in the 2018-2020 biennium budget amendments. *(Amendment requested by VACo.)*

Community Services Board (CSB)

House: Item 312 #3h (Sickles)

Provides \$2.6 million GF in the second year to implement two Programs of Assertive Community Treatment (PACT) teams at the Fairfax-Falls Church CSB. As an evidence-based program, each PACT team can serve about 100 individuals. The Fairfax-Falls Church CSB currently serves more than 400 individuals eligible for the PACT program, though it only has one PACT team.

House: Item 312 #7h (Sickles)

Provides \$540,000 GF the second year to provide discharge assistance plans for individuals transitioning from state mental health hospitals into the Fairfax-Falls Church CSB service area. This funding will assist in providing needed community services for up to 40 individuals who are ready for discharge from state mental health hospitals.

Senate: Item 312 #6s (Howell)

Provides \$916,667 GF in FY 2019 and \$3.4 million GF in FY 2020 to increase funding for Permanent Supportive Housing.

House: Item 310 #4h (Sickles)

Senate: Item 310 #3s (Barker)

Localities, including Fairfax County, have raised concerns about reductions in funding for CSBs (included in the 2018-2020 biennium budget passed by the 2018 GA) being greater than Medicaid revenue resulting from Medicaid expansion, which is supposed to offset those reductions. State funding to the Fairfax-Falls Church CSB will be reduced by \$1.69 million in FY 2019 and \$4.36 million in FY 2020, based on the assumption that the CSB will receive increased revenue as a result of newly-eligible Medicaid participants. However, the maximum additional billings resulting from newly-eligible Medicaid participants will be only \$915,000 in FY 2019. The Governor’s budget would allow the Department of Behavioral Health and Developmental Services (DBHDS) to provide funding from special fund balances at the end of FY 2019 to CSBs if a CSB’s additional FY 2019 Medicaid reimbursements do not reach at least 90 percent of the reductions assumed in the biennium budget. These budget amendments would allow that assistance to be provided prior to the end of FY 2019, so that critical services are not disrupted. The amendments also require DBHDS to report on how the expected GF savings compare to actual Medicaid payments for FY 2019, so that the expected GF savings in FY 2020 may be adjusted by the 2020 General Assembly, if necessary. *(Amendment requested by VACo.)*

Developmental Disability Waiver Rates

House: Item 303 #7h (Torian)

Senate: Item 303 #1s (Barker)

Provides \$43.2 million GF and \$43.2 million in federal Medicaid matching funds in FY 2020 to increase the number of Medicaid Community Living waiver slots by 345 and the number of Medicaid Family and Individual Supports waiver slots by 1,888. The additional slots would eliminate the Priority One waiting list.

Judgeships

Senate: Item 41 #4s (Petersen)

Provides approximately \$154,000 GF in each year for a 12th General District Court (GDC) judgeship in the 19th Judicial District (Fairfax County).

Senate: Item 41 #5s (Surovell)

Provides approximately \$270,000 for a 12th GDC judgeship in the 19th Judicial District (Fairfax County), effective July 1, 2019.

Northern Virginia Regional Gang Task Force

House: Item 395 #2h (Hugo)

Provides \$1.5 million GF in the second year for the Northern Virginia Regional Gang Task Force, to be distributed by the Department of Criminal Justice Services.

Stormwater

House: Item 368 #2h (Yancey)

Provides \$20 million GF in the second year for the Stormwater Local Assistance Fund (SLAF), which is utilized to assist localities in meeting stormwater best management practices required to reduce water quality pollutant loads and meet the water quality requirements of the Chesapeake Bay Watershed Implementation Plan.

Virginia Housing Trust Fund

House: Item 105 #1h (Lopez)

Provides \$10 million GF in each year of the biennium for the Virginia Housing Trust Fund.

Communications Sales and Use Tax Trust Fund

House: Item 3-1.01 #2h (Ingram)

Senate: Item 3-1.01 #1s (Wagner)/ Item 3-1.01 #3s (Ebbin)

The budget passed in 2018 directed that \$2 million per year be diverted from the Communications Sales and Use Tax Trust Fund into the state General Fund. Localities strongly objected to this action, as the Trust Fund represents revenues held in trust for localities. The Governor's introduced budget eliminated this transfer in FY 2020, and these amendments would eliminate the transfer in FY 2019. (*Amendment requested by VACo.*)

Libraries

House: Item 238 #1h (Rush)/Item 238 #2h (Sickles)

Provides an additional \$2 million GF in the second year to increase state aid to local libraries.

Study on Election Funding

House: Item 1 #2h (Cole)

Senate: Item 1 #3s (Ebbin)

Directs the Chairmen of the House and Senate Committees on Privileges and Elections to convene a stakeholder group to advise the Committees on the funding of election administration in Virginia, including current state support, the relative shares of state and local support (including trends in that support over time), and expected future needs of a modern election system. (*Amendment requested by VACo.*)

Northern Virginia Family Services

House: Item 346 #9h (Sickles)

Senate: Item 346 #6s (Barker)

Provides \$500,000 GF in each year of the biennium for Northern Virginia Family Services to expand early childhood education and adult workforce development programs.

Turning Point Suffragist Memorial

House: Item 374 #5h (Tran)

Senate: Item 374 #6s (Vogel)

Provides \$250,000 GF in FY 2020 toward the costs of the \$2 million budget for the Turning Point Suffragist Memorial to be built on the historic prison grounds at Occoquan Regional Park in Lorton, Virginia. This one-time request represents one-eighth of the \$2 million budget for the Memorial and would leverage about \$500,000 in public-private funds committed from Fairfax County and private donors.

Oppose

K-12 Funding

Senate: Item 136 #9s (Hanger)

Provides \$2.6 million GF in the second year and modifies, beginning with FY 2020, the current calculation of composite index of local (LCI) ability to pay to incorporate the land-use assessment value for those properties located within a land-use plan. *Fairfax County has historically opposed efforts to modify individual components of the LCI, as a comprehensive approach should be taken to address factors such as cost of living, among others. This budget amendment would result in the shifting of funds from urban to rural localities – Fairfax County Public Schools estimates that it would lose more than \$7.6 million.*

Regional Funding

House: Item 433 #1h (LaRock)

Directs the CTB to transfer management of the toll revenues generated on I-395 and I-66 Inside the Beltway Express Lanes from the Northern Virginia Transportation Commission/ Potomac and Rappahannock Transportation Commission (NVTC/PRTC) to the Northern Virginia Transportation Authority (NVRTA) following development of the FY 2020 program of projects.

House: Item 4-5.11 #2h (Hugo)

Prohibits the use of any NVRTA funds to support the Washington Metropolitan Area Transit Authority (WMATA) or Metro-related projects without express General Assembly approval.

Senate: Item 453 #1s (Black)

Restores the transfer of \$74.55 million from NVRTA to the WMATA Capital Fund resulting from legislation approved by the 2018 General Assembly.

Monitor

Body Worn Cameras for Law Enforcement

Senate Item 73 #3s (Norment)

Establishes guidelines for staffing requirements in Commonwealth's Attorney's offices to hire one Assistant Commonwealth's Attorney for every 75 body worn cameras utilized by local law enforcement

officers. The amendment includes language allowing localities, only with the consent of their Commonwealth's Attorney's office, to use a different formula to provide additional funding to address the impact of body worn cameras. In addition, the language allows any additional funding provided by a locality, as of July 1, 2019, to their Commonwealth's Attorney specifically for addressing the staffing and workload impact of body worn cameras, to be credited to the formula used in that locality. The amendment also continues the Compensation Board's study of the impact of body worn cameras on the workload of Commonwealth's Attorneys, and requires Commonwealth's Attorney's offices in localities that employ body worn cameras to report data on the hours of footage received, hours spent redacting the videos, and any other data deemed necessary by the Compensation Board – localities may discontinue funding in the following fiscal year if their respective Commonwealth's Attorney fails to report this data for two consecutive quarters.

FYI

I-66 Tolling

House: Item 433 #2h (LaRock)

Directs the Virginia Department of Transportation (VDOT) and the Secretary of Transportation to make changes to the tolling policies on I-66 Inside the Beltway and initiate tolling of reverse commuters upon completion of the Eastbound widening project from the Dulles Connector Road to Ballston.

Transportation Project Funding

As has been the case in recent years, numerous budget amendments have been introduced to provide funding for projects outside existing formulas and prioritization processes, including:

- Funding from DRPT for the evaluation of enhanced public transportation services from the Franconia-Springfield Metro Station to Marine Corps Base Quantico in Prince William and Stafford Counties. *House Item 445 #3h (Carroll Foy); Senate Item 445 #4s (Surovell)*
- Non-GF funds from VDOT (up to \$800,000 in FY 2020) for a study of necessary improvements to Route 28. *Item 449 #2h (Roem), Item 449 #3h (Roem); and Item 449 #4h (Roem).*
- Requiring VDOT to redirect \$5 million in FY 2020 from existing maintenance funding to enhance safety service patrols across the Commonwealth's interstate system, with priority given to the I-81 Corridor. *Item 451 #5h (Landes)*
- Providing a transfer of \$8.5 million in FY 2020 from the Transportation Trust Fund to the Commercial Spaceflight Fund for an extension of the existing runway and associated tree removal. *Item 434 #1s (Wagner)*

Department of Motor Vehicles

Numerous amendments would increase various fees to address Department of Motor Vehicle (DMV) funding needs, including:

- Adjusting the fee on all motor vehicle titles to partially account for inflation. *House Items 439 #1h (Ingram), 439#6h (Garrett), and Item 439 #8h (Sickles); Senate Item 439 #1s (Saslaw)*
- Raising the processing fee charged for vital record transactions at DMV locations. *House Items 439 #2h (Ingram) and 439 #5h (Garrett); Senate Item 439 #3s (Carrico)*