

JOINT SUBCOMMITTEE STUDYING CONFLICT OF INTERESTS AND LOBBYIST DISCLOSURE FILINGS HOUSE JOINT RESOLUTION 186 (2004)

Overview of Financial Disclosure Filing Status August 22, 2005

At its July 19, 2005, meeting, the Joint Subcommittee requested a review of the filing status of (i) judicial, legislative and independent branch agency heads, and (ii) state entities that currently file the financial disclosure form provided by § 2.2-3118 (the "short form").

I. The filing status of judicial, legislative and independent branch agency heads.

Working with staff of the Secretary of the Commonwealth's office, the following is a breakdown of the filing status for each of the categories listed above.

Judicial Branch: (voluntary)

	Filers
Virginia State Bar	1
Board of Bar Examiners	None
Virginia Criminal Sentencing Commission	None
Public Defender Commission	None

Legislative Branch: (voluntary)

	Filers
Division of Capitol Police	1
Joint Legislative Audit and Review Commission	5
Division of Legislative Automated Systems	4
Division of Legislative Services	3

Independent Agencies: (voluntary)

	Filers
Virginia College Savings Plan	5
State Lottery Department	14
Virginia Retirement System	50
State Corporation Commission	45
Virginia Commonwealth University Health Systems Authority	59
Office for Protection and Advocacy	1
Workers Compensation Commission	27

II. State entities filing the financial disclosure form provided by § 2.2-3118.

The members of 263 boards, commissions, and councils currently file the § 2.2-3118 short form. Pursuant to § 2.2-2100, these entities are classified into three categories according to their individual level of authority: advisory, policy, or supervisory. Attached is a listing of these entities.

Advisory

A board, commission, or council is classified as advisory when its purpose is to (i) provide advice and comment to an executive branch entity or (ii) serve as a formal liaison between the entity and the public. While an advisory entity may not serve a regulatory or rulemaking purpose, it may participate in the development of public policy by providing comment and advice.

Policy

A board, commission or council is classified as policy if it is specifically charged by statute to promulgate public policies or regulations. It may also be charged with adjudicating violations of those policies or regulations. Policy boards, commissions or councils are not responsible for supervising agencies or employing personnel. They may, however, provide review and comment on agency budget requests. Specific functions of the board, commission, or council may include (i) rate setting, (ii) distributing federal funds, and (iii) adjudicating regulatory or statutory violations.

Supervisory

A board, commission, or council is classified as supervisory if it is responsible for agency operations including approval of requests for appropriations. A supervisory board also appoints the agency director and ensures that the agency director complies with all board and statutory directives.

The breakdown by classification of the boards, commissions, and councils currently filing the short form is as follows:

- **Advisory - 115**
- **Policy - 79**
- **Supervisory - 69**