

Code as in-house expenses or contract research expenses, paid by a technology or biotechnology company. This credit is for an amount equal to 50 percent of the qualified research expenses paid in excess of the base amount, calculated in accordance with § 41 of the Internal Revenue Code. Also created is a credit for basic research payments, which, in accordance with § 41 of the Internal Revenue Code and modified to benefit the Commonwealth, means payments made to companies and nonprofit research institution and organizations located in the Commonwealth for research in technology and biotechnology. Neither credit is to exceed 50 percent of the tax liability due nor exceed \$500,000. Any unusable tax credit may be carried over for 10 succeeding taxable years. Each tax credit is capped at \$5 million per taxable year; however, if the cap is not reached in a given taxable year, any amount left over shall be utilized in the succeeding taxable year, in addition to that year's caps of \$5 million. The bill also creates the "Corporation Tax Benefit Certificate Program" to be administered by the Department of Taxation in cooperation with the Innovative Technology Authority. Under the program, technology or biotechnology companies may transfer their unused but otherwise allowable qualified research expenses tax credits for a minimum of 75 cents on the dollar to another corporation taxpayer provided neither is an affiliate or a subsidiary of the other. The proceeds from the transfer can be used for a broad range of "costs" associated with operating a technology or biotechnology company. These tax credits and the Corporation Tax Benefit Certificate Program are for taxable years beginning on or after January 1, 2002.

Patron - Purkey

[F] HB2221 License taxes; additional two percent tax on gross receipts of businesses severing gases. Allows localities to impose an additional license tax on every person engaging in the business of severing gases from the earth. A county or city may impose this additional tax at a rate not to exceed two percent of the gross receipts from the sale of gases severed within the county or city. Revenues from this tax shall be used exclusively for constructing new and improved water systems and lines in areas with natural water supplies that are insufficient from the standpoint of quality or quantity. Current law allows counties and cities to levy license taxes on businesses severing gases at a rate not to exceed three percent. This bill would increase that rate to a total of five percent.

Patron - Stump

[F] HB2242 Sales and use tax on food purchased for human consumption. Effective July 1, 2001, exempts food purchased for human consumption, as defined in the Food Stamp Act of 1977, 7 U.S.C. § 2012, as amended, from state and local sales and use taxes. The bill provides for a General Fund reimbursement for the current (i) one-half percent of the state sales and use tax paid into the Transportation Trust Fund; (ii) one percent local sales and use tax; and (iii) one percent sales and use tax distributed to localities by school population.

Patron - Day

[F] HB2244 Income tax; fire and rescue squad volunteers tax credit. Provides an income tax credit for individuals who serve as volunteers on local fire and rescue squads for taxable years beginning on and after January 1, 2002. The credit is one dollar per hour, not to exceed \$100 each tax year.

Patron - Day

[F] HB2247 Limit on state debt. Prohibits the issuance of any additional state debt in any fiscal year when the Commonwealth of Virginia makes payments to political subdivisions under the Personal Property Tax Relief Act of 1998.

Patron - Day

[F] HB2248 Local sales and use tax. Authorizes any locality to levy an additional local sales and use tax at the rate of one percent. The revenue generated by the additional tax shall be used solely to build and maintain roads within the locality or within the locality's planning district.

Patron - Day

[F] HB2249 Individual income tax; distributions to localities. Provides for the distribution to localities of one percent of the revenues collected annually from the individual income tax based on each taxpayer's residence, beginning January 1, 2002. It also establishes a nonreverting fund into which the revenues are to be deposited before being distributed to localities.

Patron - Day

[F] HB2251 Sales and use tax; temporary exemption. Provides an exemption from the state sales and use tax for tangible personal property items purchased for the period August 29 through September 7 each year.

Patron - Day

[F] HB2252 Reduced sales and use tax for certain clothing, footwear, and computers. Establishes a state sales and use tax exemption during the period from September 1 through September 7, 2001, and every September 1 through September 7 thereafter, for "clothing and footwear" costing less than \$500 per article; "computer systems" costing less than \$1,500; and "computers," "computer hardware," and "computer software" costing less than \$500. The bill also requires the Department of Taxation to promulgate regulations that implement the temporary exemption program by August 15, 2001. This bill has been incorporated into HB 2511.

Patron - Day

[F] HB2286 Local cigarette tax; Isle of Wight County. Adds Isle of Wight County to the list of counties that may levy a local cigarette tax of up to five cents per pack.

Patron - Barlow

[F] HB2288 Individual income tax; Virginia taxable income; military retirement income subtraction. Allows a subtraction in the amount of two percent multiplied by the number of years of active duty in the armed forces with the product multiplied by the first \$30,000 of military retirement income when calculating Virginia taxable income for taxable years beginning on and after January 1, 2002.

Patron - Barlow

[F] HB2301 Major business facility job tax credit. Reduces the threshold amount of qualified full-time jobs under § 58.1-439. To qualify for the major business facility job tax credit under § 58.1-439, the newly established or expanding company generally must create at least 100 new full-time jobs. For taxable years beginning on and after January 1, 2001, the bill would reduce this threshold amount to 50; if the company is located in an economically distressed area or in an enterprise zone, the bill would further reduce the threshold amount to 25; and if the company is engaged in providing information technology services, the bill would reduce the threshold amount to 20.

Patron - Amundson

[F] HB2326 Virginia Technology Internship Program tax credits. Grants a tax credit to employers in an amount equal to up to 50 percent of all wages paid to an eligible student intern for services performed in conjunction with an eligible information technology internship. The amount of the credit per eligible student intern shall not exceed \$2,000.

The total amount of such tax credits shall not exceed \$2,000,000. In addition, an employer is allowed a credit of \$1,000 per teacher or guidance counselor to whom the employer provides an eligible information technology training course. The total amount of such tax credits shall not exceed \$500,000. Both credits are available for taxable year 2002.

Patron - May

[F] HB2333 Sales and use tax exemption; Air Force Retired Officers Community - Washington, D.C., Inc. Provides a sales and use tax exemption for a federally tax-exempt nonprofit organization, from July 1, 2001, through June 30, 2005, which is organized to develop, own, and operate a continuing care retirement community to be known as Falcons Landing for elderly persons, in particular, retired, commissioned officers of the United States Air Forces and their spouses.

Patron - Black

[F] HB2338 Sales and use tax exemption; commercial and industrial exemptions. Provides a sales and use tax exemption for personal property purchased by a contractor and used solely in any construction project for a local school division.

Patron - Blevins

[F] HB2354 Income tax; employer-provided commuting benefits tax credit. Grants an income tax credit to employers who pay eligible commuting expenses of their employees for taxable years beginning on and after January 1, 2002. Eligible commuting expenses are those costs that cover travel between an employee's residence and place of employment by means of multiple-occupancy vehicle transportation and mass-transit transportation. The maximum annual credit for commuting expenses is the lesser of \$240 per employee or the employer's tax liability for the tax year. Unused credits are not refundable, and they cannot be carried over or back to a different taxable year. An employer may not claim a tax credit for the expenses to the extent he has taken a deduction for such expenses for federal income tax purposes.

Patron - McEachin

[F] HB2408 Sales and use tax exemption; Association of Christian Schools International. Provides a sales and use tax exemption for a federally tax-exempt nonprofit organization, beginning July 1, 2001, and ending July 1, 2002, which is organized for the purpose of enabling Christian educators and schools worldwide to effectively prepare students for life.

Patron - Griffith

[F] HB2416 Income tax; credits for solar energy. Provides an individual and corporate income tax credit equal to 35 percent of the costs of solar energy equipment placed in service for business purposes during the taxable year, up to \$250,000 a year per taxpayer for taxable years beginning on and after January 1, 2002. The total amount of such credits for all taxpayers shall not exceed \$10 million for any fiscal year. This bill has been incorporated into HB 2474.

Patron - Morgan

[F] HB2440 Sales and use tax; commercial and industrial exemptions. Exempts from sales and use tax the purchase of machinery, equipment and energy used directly to produce computer software for resale or licensing. Currently, such machinery, equipment, and energy are exempt only when used in the manufacture of tangible personal property for resale.

Patron - Harris

[F] HB2446 Individual income tax; distribution of a portion of individual income tax revenues to localities; Localities' Share of Individual Income Tax Revenue Fund. Establishes the Localities' Share of Individual Income Tax Revenue Fund into which two percent of individual income tax revenues shall be deposited in 2003 for distribution to localities. The percentage increases two percent each year until it reaches a maximum of 10 percent in 2007. The amount in the fund is to be distributed annually to counties and cities as follows: (i) 50 percent distributed based on the relative share of the total state income tax paid by taxpayers filing returns in each locality; (ii) 40 percent distributed based on where wages are earned; and (iii) 10 percent divided equally among all 135 counties and cities. The amount distributed to counties is then to be shared with towns located within the counties based on the towns' relative share of total population within the county. Fifty percent of the amount distributed to any county with towns would be divided among the county and its towns based on population. If a county has no towns within its boundaries, the county keeps the entire distribution of individual income tax revenue. Distributions are to be made by the State Treasurer to localities no later than September 1, with the first one beginning in 2003. Any corrections in the amount of distributions will be made in the fiscal year immediately following the year in which the incorrect distribution was made.

Patron - Clement

[F] HB2447 Administration of taxes; reciprocal agreement with the State of North Carolina. Instructs the Governor to make every effort to enter into a reciprocal agreement for the collection of taxes on behalf of the Commonwealth with the appropriate authorities from the State of North Carolina, no later than January 1, 2004. The Governor will report on his progress to the chairmen of the House and Senate Committees on Finance by the first day of the 2002 and 2003 Sessions.

Patron - Clement

[F] HB2452 Sale price of motor vehicles subject to the motor vehicle sales and use tax. Reduces the taxable price of a motor vehicle for purposes of determining motor vehicle sales and use tax liability by the value of any motor vehicle taken in trade. The amount of credit for a vehicle taken in trade is the lesser of the allowance given by the seller or the wholesale value of the vehicle as specified in a recognized pricing guide.

Patron - Clement

[F] HB2459 Fuels tax refunds for rural mail carriers. Allows a refund for fuel used in privately-owned vehicles driven by rural mail carriers when delivering U.S. mail.

Patron - Phillips

[F] HB2466 Qualified equity and subordinated debt investments tax credit. Amends the qualified equity and subordinated debt investment tax credit (§ 58.1-339.4) in the following manner: (i) increases the total amount of tax credit available in a calendar year from \$5 million to \$20 million; (ii) changes the \$50,000 cap per taxpayer to an amount equal to 10 percent of the total amount of tax credit available in a calendar year; (iii) reduces the tax credit from an amount equal to 50 percent of the investment to 25 percent of the investment so that the total amount invested would be higher; and (iv) reduces the number of years an investor must retain the equities from five years to two years. Therefore, the amount required to claim the maximum amount of credit is raised from \$100,000 per taxpayer to \$8 million, and the amount of the total potential investments under the credit is raised from \$10

million to \$80 million. These changes are to be made for taxable years beginning on or after January 1, 2002.

Patron - Bennett

[F] HB2467 Tax credit for investing in a small technology business. Creates a state tax credit for individuals, partnerships, and corporations that invest in small technology businesses for taxable years beginning on and after January 1, 2002. A small technology business is defined as a private business that (i) is engaged in research and development or commercialization of information technology or biotechnology, (ii) has 10 or fewer full-time employees, and (iii) is engaged in business in the Commonwealth. An individual taxpayer is allowed a credit in the amount equal to 25 percent of the investment, not to exceed \$50,000. A partnership or a corporation is allowed a credit in the amount equal to 25 percent of the investment, not to exceed \$100,000. The Secretary of Technology and the Tax Commissioner are given authority to promulgate regulations governing the credit.

Patron - Bennett

[F] HB2469 Income tax deduction; energy program contributions. Creates a Virginia personal income tax exemption for contributions to a utility company emergency energy program if the utility company is an agent for a charitable organization that assists individuals with emergency energy needs and contributions to such charitable organization can be identified as a "charitable contribution" under § 170(c) of the Internal Revenue Code. The deduction may be taken only by taxpayers who do not take a deduction for the contribution on their federal income tax returns. The deduction applies to taxable years beginning on and after January 1, 2002. This is a recommendation of the Consumer Advisory Board established under the Electric Utility Restructuring Act.

Patron - Plum

[F] HB2474 Income tax credit; solar energy equipment. Provides a personal and corporate income tax credit for the purchase and installation of equipment that (i) generates electricity from solar energy or (ii) uses solar energy to heat or cool a structure or provide hot water. The amount of the credit shall be 15 percent of the cost of purchasing and installing eligible equipment, capped at \$1,000 per year. The credit is non-refundable, and any unused tax credit may be carried over for five years until all the tax credit is taken. The equipment must provide a minimum of 10 percent of the building's energy needs, and must be approved by the Department of Mines, Minerals, and Energy. This is a recommendation of the Consumer Advisory Board established under the Electric Utility Restructuring Act. The credit sunsets January 1, 2006. This bill incorporates HB 2416.

Patron - Plum

[F] HB2484 Marine Patrols Fund and Marine Habitat and Waterways Improvement Fund; portion of sales and use tax revenues. Provides for an amount generated by a two percent sales and use tax and collected from the sale of fishing and auxiliary fishing equipment purchased for salt water use to be deposited into the Marine Patrols Fund and the Marine Habitat and Waterways Improvement Fund. The amount to be deposited is determined by multiplying a ratio, the numerator of which is the number of salt water fishing days for the immediately preceding year and the denominator of which is the number of salt water and fresh water fishing days for the same year, by the total amount of the two percent sales and use tax collected in the state on all fishing and auxiliary fishing equipment for that year. The remaining amount is deposited into the Game Protection Fund. Currently, all of such revenues are deposited into the Game Protection Fund.

Patron - Bloxom

[F] HB2489 Taxation; local recordation tax rates. Increases the maximum local recordation tax rate from one-third of the state recordation tax rate to two-thirds of the state recordation tax rate. Any increased revenues resulting from such increase in the maximum tax rate shall be used exclusively for acquiring and preserving open-spaces.

Patron - Moran

[F] HB2494 Income tax; standard deduction for married taxpayers. Increases the standard deduction for married taxpayers calculating their Virginia taxable income from \$5,000 to \$6,000 beginning January 1, 2002, thereby eliminating any "marriage penalty." The standard deduction for single taxpayers is \$3,000.

Patron - Larrabee

[F] HB2501 Income tax; taxable income of residents; age deduction. Requires the \$12,000 and \$6,000 age deduction amounts to be indexed annually by an amount equivalent to the most recent percentage increase in the social security wage base, effective for taxable years beginning on or after January 1, 2001.

Patron - Robinson

[F] HB2509 Educational sales and use tax exemption; Parent Teacher Association. Extends the sales and use tax exemption for Parent Teacher Associations and similarly situated organizations until July 1, 2002. This bill has been incorporated into HB 2004.

Patron - Reid

[F] HB2511 Sales and use tax exemption; school-related items. Beginning in 2002, provides a sales and use tax exemption for certain school-related items purchased during a specific one-week period during the end of August each year. The exempt items are: (i) school supplies, footwear, and clothing where the selling price of each item is \$100 or less; (ii) computer systems where the selling price for each system is \$1,500 or less; and (iii) computers, computer hardware, computer software, and portable calculators where the selling price for each item is \$500 or less. The bill also authorizes dealers to absorb the sales and use tax on all other items sold during the same time period and thereby relieve the purchaser of the obligation to pay such tax. Dealers who absorb such taxes are liable for payment of the same to the Tax Commissioner. This bill incorporates HB 2252.

Patron - Reid

[F] HB2526 Local severance taxes. Authorizes counties and cities to impose an additional local severance tax on persons engaging in the business of severing gases from the earth. A county or city may impose this additional tax at a rate not to exceed one percent of the gross receipts from the sale of gases severed within the county or city. The effective date of the bill is July 1, 2001, and the increase is applicable for license years beginning on or after January 1, 2001. By statute, in calendar year 2001 most taxpayers will be required to pay their local Business, Professional and Occupational Licensing and severance taxes on March 1. At least one-half of the revenues from this increase shall be used for constructing new and improved water systems and lines in areas with natural water supplies that are insufficient in quality or quantity. The bill also provides that the fair market value of gases sold outside the county or city shall be measured at the time such gases are severed from the earth at a wellhead. This bill would increase the license tax rate that counties and cities may currently levy on businesses severing gases from three percent to four percent.

Patron - Phillips

HB2542 Corporate income tax; tax benefit certificate program. Creates a process that allows technology and biotechnology companies that are unable to use their income tax credits to their benefit to sell the credits to other corporate taxpayers who can use the credits to reduce their tax liability. An amount equal to at least 75 percent of the value of the surrendered tax benefit is to be paid by the corporation taxpayer that is the recipient of the corporation tax benefit certificate to the technology and biotechnology company surrendering the benefit. The Innovative Technology Authority will establish the program and will approve, with the Department of Taxation's assistance, applications from companies who want to participate.

Patron - Katzen

HB2548 Sales and use tax; for profit college exemption. Broadens the current exemption to include school textbooks sold for use by students attending for-profit colleges or institutions of learning. The current exemption is for non-profit colleges or institutions of learning.

Patron - Katzen

HB2551 Sales and use tax; nonprofit schools. Broadens the current exemption to include school textbooks sold for use by students attending nonprofit schools. The current exemption is for nonprofit colleges or institutions of learning.

Patron - Katzen

HB2582 Property tax exemption; farm equipment. Exempts from property tax all farm machinery and equipment owned by a farmer and used in farming.

Patron - Phillips

HB2617 Sales and use tax; governmental and commodities exemption for appliances. Beginning July 1, 2002, grants a sales and use tax exemption for certain energy efficient appliances. It also requires the Tax Department to develop, with the assistance of industry and public interest representatives, information programs and materials regarding the exemption.

Patron - Cranwell

HB2624 Property tax exemption; Carolanne Farm Swim Club, Inc. Grants a property tax exemption to Carolanne Farm Swim Club, Inc., for real property it owns in the City of Virginia Beach. Incorporated into HB 2182.

Patron - Tata

HB2626 Property tax exemption; Hopewell Optimist Club. Grants a property tax exemption to the Hopewell Optimist Club for property it owns in the City of Hopewell. Incorporated into HB 2182.

Patron - Ingram

HB2628 Property tax exemption; Ocean View Democratic and Social Club, Inc. Grants a personal property tax exemption to Ocean View Democratic and Social Club, Inc., a charitable corporation, for property it owns in the City of Norfolk. Incorporated into HB 2182.

Patron - Drake

HB2636 Property tax exemption; Charles H. Taylor Arts Center Foundation, Inc. Grants a real property tax exemption to the Charles H. Taylor Arts Center Foundation, Inc., a cultural nonprofit corporation, for real property owned by the organization located in the City of Hampton. Incorporated into HB 2182.

Patron - Christian

HB2659 Sales and use tax exemption; John Randolph Foundation. Provides a sales and use tax exemption for a federally tax-exempt nonprofit organization, beginning July 1, 2001, but before July 1, 2005, that is organized to identify and support innovative and creative health and quality of life improvements for the common good of communities in the central Virginia area. This bill has been incorporated into HB 2003.

Patron - Ingram

HB2682 Severance tax; sand, marl, and gravel. Authorizes any county or city to impose a license tax on persons engaged in the business of severing sand, marl, or gravel from the earth at a rate not to exceed one percent of the gross receipts from the sale of sand, marl, or gravel severed within such county or city.

Patron - Barlow

HB2684 Income tax; earned income tax credit. Creates a refundable state earned income tax credit for individuals qualifying for the federal earned income tax credit and filing a joint return in an amount equal to 10 percent of the federal earned income tax credit, for taxable years beginning on or after January 1, 2002.

Patron - Moran

HB2742 Sales and use tax exemption; Old Dominion University Research Foundation. Provides a sales and use tax exemption for a federally tax-exempt nonprofit organization, beginning July 1, 2001, and ending July 1, 2002, which is organized for the purpose of serving as the administrative, financial, and fiscal agent for an institution of higher education in the Commonwealth of Virginia in research and sponsored program administration. This bill has been incorporated into HB 2004.

Patron - Moss

HB2747 Neighborhood Assistance Act; allocation of tax credits. Sets aside \$1 million of the \$8 million in tax credits for businesses that donate to the Virginia Second Harvest Food Banks.

Patron - Dickinson

HB2752 Income tax; deduction for property taxes paid by full-time volunteer firemen and rescue squad members. Provides a deduction in calculating Virginia taxable income equal to the amount of real property taxes paid annually by any full-time volunteer fireman or rescue squad member for his primary residence and the land on which it is located, up to one acre.

Patron - Deeds

HB2753 Sales and use tax; food for human consumption. Exempts food for human consumption from the state sales and use tax.

Patron - Deeds

HB2756 Tangible Personal Property Tax Relief Act of 1998. Deleted obsolete language that was effective for 1998 only.

Patron - Parrish

HB2767 Statewide referendum on continuation of state lottery. Provides for a statewide referendum at the November 6, 2001, election on the question "Shall Virginia continue the State Lottery? The bill provides for the repeal of the State Lottery Law, effective January 1, 2002, only if a majority of the voters vote "No" on such question.

Patron - Cranwell

[F] HB2776 Sales and use tax; additional tax in Eighth Planning District to fund transportation projects. Increases the state sales and use tax by one-half percent in all cities and counties within the Eighth Planning District. The revenues from such increase shall be deposited into the Northern Virginia Transportation Fund to fund transportation projects in the Eighth Planning District. The bill also increases the maximum principal amount of transportation revenue bonds that may be issued for the Northern Virginia Transportation District Program from \$471.2 million to \$2,771,200,000, specifies additional transportation projects to be funded by such bonds, and authorizes the Commonwealth Transportation Board to designate additional transportation projects to be paid for from the Northern Virginia Transportation Fund under certain conditions. The bill has a delayed effective date of January 1, 2002, and is contingent upon approval by a majority of persons voting in a joint referendum on November 6, 2001, of all the cities and counties in the Eighth Planning District whose governing bodies choose to put the referendum question on the ballot.

Patron - Dillard

[F] HB2806 Income tax; Broadband Internet Access Tax Credit. Provides an individual and corporate income tax credit to taxpayers in order to accelerate deployment of (i) current generation broadband access to the Internet for users located in certain low-income and rural areas and (ii) next generation broadband access for all users. The tax credit for any taxable year equals the sum of (a) the current generation broadband credit, plus (b) the next generation broadband credit. The current generation broadband credit for any taxable year equals 10 percent of the qualified expenditures incurred with respect to qualified equipment offering current generation broadband services to rural subscribers or underserved subscribers. The next generation broadband credit for any taxable year shall equal 20 percent of the qualified expenditures incurred with respect to qualified equipment offering next generation broadband services to all rural subscribers, all underserved subscribers, or any other residential subscribers. The credit in the aggregate for any taxable year will not exceed \$750,000. If the amount of credits applied for exceed that limit, the Tax Department will allocate the credits on a pro rata basis. The credit applies to taxable years beginning on or after January 1, 2002, but before January 1, 2005.

Patron - Hull

[F] HB2815 Penalty for failure to file certain tax returns. Imposes a maximum penalty for failure to file tax returns with the Department of Taxation and the Virginia Employment Commission of two times the amount of tax due.

Patron - Tate

[F] HB2832 Individual income tax; refunds. Provides that the Commonwealth shall pay interest and penalty on individual income tax refunds if such refunds are not issued (i) by June 1 or 60 days from the date of filing of the individual income tax return, whichever is earlier, for returns filed before May 1, and (ii) within 30 days for individual income tax returns filed on or after May 1. The penalty shall equal six percent for each month that interest accrues. Interest shall also be assessed on the amount of the penalty.

Patron - Woodrum

[F] HB2845 Income tax credit, individuals and corporations. Provides an individual and corporate income tax credit for the costs of rainwater harvesting systems placed in service during the taxable year. The credit is up to \$50,000 for each rainwater harvesting system placed in service during the taxable year by a corporation and up to \$2,000 for each rainwa-

ter harvesting system placed in service during the taxable year by an individual. The credit is non-refundable and may be carried forward for five taxable years. The Board of Health must approve the use of the rainwater harvesting system before any credit is granted.

Patron - Day

[F] HB2852 Income tax credit for tolls. Allows an individual income tax credit for amounts paid for the use of any highway in the Commonwealth. The credit applies only to tokens and electronic toll collection payments, as evidenced by receipts.

Patron - Ware

[F] HB2856 Individual income tax; deductions, exemptions, rates and credits. Incorporates changes to the individual income tax proposed by the Commission on Virginia's State and Local Tax Structure for the 21st Century. The proposed changes include (i) two levels of income tax rates (instead of four) of five percent (which increases to six percent on January 1, 2003) on the first \$50,000 of taxable income and 5.75 percent (which increases to 6.75 percent on January 1, 2003) on taxable income greater than \$50,000; (ii) standard deductions of \$7,000 for married taxpayers and \$3,500 for single and married-filing-separately taxpayers; (iii) replacement of personal exemptions on the state income tax return with a \$125 credit for each personal exemption the taxpayer is allowed on his federal income tax return; and (iv) a state earned income tax refundable credit equal to 20 percent of the federal EITC. The bill also increases the corporate income tax from six to seven percent and limits the rate localities may levy for the personal property tax to one cent per \$100 of assessed value for tax years beginning on and after January 1, 2002. The Tax Commissioner will administer the additional income tax revenues and distribute them to the localities based on the residence of each individual taxpayer and each locality's share of total full-time employees.

Patron - Hull

[F] HB2867 State and local income taxes. Reduces the individual state income tax rates by approximately 13.75 percent; authorizes localities to impose a local income tax at rates equivalent to the reduction in the state income tax; exempts from taxation motor vehicles used for nonbusiness purposes; and repeals the Personal Property ("car tax") Relief Act of 1998. The bill is effective: (i) January 1, 2003, and (ii) only if a Constitutional amendment is ratified by the voters exempting motor vehicles used for nonbusiness purposes from taxation.

Patron - Day

[F] SB782 Sales and use tax exemptions. Extends the sunset date for an exemption from sales and use tax on personal property purchased for use or consumption by the following nonprofit organizations: American Heart Association, Inc., The Boxwood Garden Club, Inc., Henrico County Court Appointed Special Advocates, Inc., Masonic Home of Virginia, Maymont Foundation, National Kidney Foundation, the Richmond Strikers, Virginia Blood Services, and Virginia United Methodist Home.

Patron - Stosch

[F] SB783 Sales and use tax; food purchased for human consumption. Eliminates the requirement that actual general fund revenues exceed the official general fund revenue estimates by at least one percent, which currently is a condition for reaching the next level of tax relief on food purchased for human consumption. For the period April 1, 2001, through March 31, 2002, the bill provides for a two and one-half per-

cent state sales tax on food purchased for human consumption. The bill contains an emergency clause.

Patron - Marye

[F] SB790 Individual income taxes; credit for taxes paid to another state on lottery winnings. Provides an individual income tax credit for taxes paid to another state on lottery winnings. Virginia residents are subject to Virginia income tax on winnings from another state's lottery. In some cases, these persons are also subject to income tax in such other state on the same lottery winnings.

Patron - Puller

[F] SB792 Income and sales and use taxes; income tax credits and sales and use tax exemptions and reductions for producing and using clean and efficient energy. Provides several tax incentives for using clean and efficient energy including (i) a corporate income tax credit in an amount equal to 0.85 cents for each kilowatt of electricity produced from certain renewable energy resources; (ii) an individual and corporate income tax credit for the costs of photovoltaic and solar water heating property placed in service during the taxable year; (iii) exemptions from the sales and use tax for certain appliances meeting energy star efficiency requirements developed by the federal government and for heat pumps, air conditioners, and natural gas water heaters meeting specified performance measures; and (iv) a 50 percent reduction in the motor vehicle sales and use tax for purchasing or retrofitting motor vehicles that run on clean special fuels.

Patron - Whipple

[F] SB795 Property tax exemption; Friendship Industries, Inc. Grants a property tax exemption to Friendship Industries, Inc., a charitable nonprofit organization, for property owned by the organization and located at 801 Friendship Drive in Rockingham County. Incorporated in SB 791.

Patron - Miller; K.G.

[F] SB797 State taxes; accrual and payment of interest on refunds. Requires that interest on refunds of state taxes accrues 21 days after payment of the tax. Current law provides that interest accrues 60 days after payment of the tax or 60 days after the last day prescribed by law for such payment, whichever is later.

Patron - Mims

[F] SB825 Property tax exemption; Bryant Foundation. Grants a property tax exemption to The Bryant Foundation, a charitable nonprofit organization, for real and personal property owned by the organization and located in the Town of Orange.

Patron - Houck

[F] SB826 Property tax exemption; Downtown Greens, Inc. Grants a property tax exemption to Downtown Greens, Inc., a charitable nonprofit organization, for real and personal property owned by the organization and located in the City of Fredericksburg. Incorporated in SB 791.

Patron - Houck

[F] SB832 Telephone and enhanced 911 service taxes; exemptions. Provides that no locality may impose telephone service tax and enhanced 911 service tax on volunteer rescue squads and volunteer fire departments.

Patron - Hawkins

[F] SB851 Marine Patrols Fund; portion of sales and use tax revenues. Provides for an amount generated by a two percent sales and use tax and collected from the sale of fishing and auxiliary fishing equipment purchased for salt water use to

be deposited into the Marine Patrols Fund. The amount to be deposited is determined by multiplying a ratio, the numerator of which is the number of salt water fishing days for the immediately preceding year and the denominator of which is the number of salt water and fresh water fishing days for the same year, by the total amount of the two percent sales and use tax collected in the state on all fishing and auxiliary fishing equipment for that year. The remaining amount is deposited into the Game Protection Fund. Currently, all of such revenues are deposited into the Game Protection Fund.

Patron - Wagner

[F] SB855 Local real estate taxes. Provides that real estate that is otherwise exempt from local taxes shall be subject to such taxes only if such real estate is a source of substantial net income. Net income is determined using generally accepted accounting principles, including the cost of depreciation and other expenses relating to the operation and maintenance of such real estate.

Patron - Stosch

[F] SB867 Individual income tax; credit for tuition at institutions of higher education. Provides a credit against individual income taxes for tuition-related expenses at institutions of higher education beginning January 1, 2001. For any taxable year beginning before January 1, 2003, the credit amount is equal to 20 percent of the first \$5,000 of tuition-related expenses. For any taxable year beginning on or after January 1, 2003, the credit amount is equal to 20 percent of the first \$10,000 of tuition-related tuition expenses. Only those taxpayers with a total combined federal adjusted gross income of \$40,000 or less may claim the credit. No credit may be taken for tuition paid (i) under a prepaid tuition contract; (ii) by means of scholarships that are excluded from federal adjusted gross income; or (iii) certain payments made on behalf of the individual that are excluded from federal adjusted gross income. Any unused credit may be carried forward for five taxable years.

Patron - Miller; Y.B.

[F] SB869 Sales and use tax exemption; Manterfly Youth Development, Incorporated. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized to ensure that young people will be given the opportunity to reach their full potentials and become productive members of society by, including but not limited to, providing counseling and related services.

Patron - Puller

[F] SB871 Sales and use tax exemption; The Mid-Atlantic Regional Archives Conference (MARAC). Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a 501 (c) (3) organization organized to promote the preservation and use of archival and historical research materials and the professional education of its members through, including but not limited to, holding conferences and workshops and publishing newsletters and other written materials.

Patron - Puller

[F] SB882 Individual income taxes; personal exemption and standard deduction amounts. For taxable year 2001, increases the personal exemption for Virginia taxable income purposes from \$800 to \$1,000 for each personal exemption allowable to the taxpayer for federal income tax purposes. Also, for taxable year 2001, increases the standard deduction for married persons from \$5,000 to \$6,000, thereby eliminating any "marriage penalty." The standard deduction for single taxpayers remains unchanged at \$3,000. For the 2002 taxable year and subsequent taxable years, the \$1,000 personal

exemption and the standard deduction for individuals and married persons will increase based upon annual increases in the Consumer Price Index.

Patron - Martin

[F] SB886 Property tax exemption; Train Station Foundation. Grants a property tax exemption to the Train Station Foundation, a historical nonprofit organization, for real and personal property owned by the organization and located in the City of Bristol. The exemption is effective January 1, 2000. Incorporated in SB 791.

Patron - Wampler

[F] SB890 Sales and use tax exemption; International Christian Centers for the Deaf, Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized to promote and provide for the religious education of the deaf persons through, including but not limited to, teaching sign language to deaf children and hearing persons.

Patron - Trumbo

[F] SB903 Sales and use tax exemption; Parents and Researchers Interested in Smith-Magenis Syndrome (PRISMS), Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to 501 (c) (3) corporation organized (i) to educate its members, medical professionals, and the general public about Smith-Magenis Syndrome (SMS); (ii) to encourage, support and fund SMS related research; (iii) to support individuals and families affected by SMS and related disorders; and (iv) to promote other activities related to SMS.

Patron - Mims

[F] SB909 Property tax exemption; National Sporting Library, Inc. Grants a property tax exemption to the National Sporting Library, Incorporated, a benevolent and cultural nonprofit organization, for real property owned by the organization and located in Loudoun County and the Town of Middleburg. Exemption is effective January 1, 2001. Incorporated in SB 791.

Patron - Mims

[F] SB916 Sales and use tax exemption; Children's Advocacy Center of Bristol/Washington County, Virginia, Inc. Provides a sales and use tax exemption, from July 1, 2001, through July 1, 2005, to a 501 (c) (3) corporation organized to combat child abuse by coordinating and providing crisis intervention and counseling services to children and their families through a neutral, child-focused facility.

Patron - Wampler

[F] SB917 Sales and use tax exemption; The Bristol Concert Ballet Company. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a 501 (c) (3) corporation that promotes, encourages, and sustains community interest and education in ballet by, including but not limited to, providing performing experience for advanced ballet students.

Patron - Wampler

[F] SB921 Sales and use taxes; medical-related exemption. Extends the sales and use tax exemption for tangible personal property for use or consumption by a nonprofit hospital or a nonprofit licensed nursing home to a nonprofit hospice. Extends the sunset date of said sales and use tax exemption from June 30, 2001, to June 30, 2003.

Patron - Houck

[F] SB922 Sales and use tax exemption; Friends of the Rappahannock. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a nonprofit river conservation organization that is exempt from taxation pursuant to § 501 (c) (3) of the Internal Revenue Code and organized to protect the natural, scenic, recreational, and historical values of the Rappahannock River and its tributaries.

Patron - Houck

[F] SB924 Sales and use tax exemption; Boat People S.O.S., Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized to assist local Vietnamese communities by providing but not limited to naturalization, immigration status adjustment, family reunification, translation, consumer rights protection, community education on health including mental health, training for caseworkers and service providers, English education, computer education, and other specialized human services.

Patron - Byrne

[F] SB930 Sales and use tax exemption; Virginia Academy of Science. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a 501 (c) (3) organization that is organized (i) to establish and maintain an association of persons and organizations interested in science and scientific research; (ii) to cooperate with educational institutions, industries, and state agencies in fostering an interest in scientific matters, in promoting scientific investigations and in spreading knowledge of the sciences; and (iii) to provide a forum for the presentation and discussion of papers on scientific subjects and facilities for their publication.

Patron - Houck

[F] SB931 Sales and use tax exemption; KidsPeace National Centers for Kids in Crisis of North America, Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation providing services, including but not limited to, (i) providing care to destitute, delinquent, abandoned, neglected, dependent or emotionally disturbed children; and (ii) establishing, operating, and maintaining an independent community-based treatment program for emotionally disturbed children, adolescents, and their families. This bill has been incorporated into SB 966.

Patron - Martin

[F] SB932 Sales and use tax exemption; Robert and Dee Leggett Foundation. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a private 501 (c) (3) foundation organized to receive and hold funds or property to make contributions to educational, environmental artistic, historical, scientific, health, community or religious organizations with the goal of improving knowledge, services or practices in these fields. This bill has been incorporated into SB966.

Patron - Howell

[F] SB940 Property tax exemption; Homestretch, Inc. Grants a property tax exemption to the Homestretch, Inc., a charitable and benevolent nonprofit organization, for real and personal property owned by the organization located at 2838 Annandale Road, No. 335; 8001 Chanute Place, No. 13; and 2904 Kings Chapel Road, No. 10 in Fairfax County. Incorporated in SB 791.

Patron - Byrne

[F] SB941 Sales and use tax; use of property by service providers. States that a service provider is the user and consumer of all tangible personal property purchased for use in

providing services, except for certain property for resale, or for incorporation into property sold, to the United States pursuant to a contract that (i) expressly references the provisions of the Walsh-Healey Public Contracts Act, 41 U.S.C. § 35 et seq., and (ii) is governed by the provisions of such Act.

Patron - Colgan

[F] SB953 Sales and use tax exemption; Madison Emergency Services Association (MESA), Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized to provide temporary emergency relief to Madison County families who are experiencing crises by, including but not limited to, providing services to the homeless or those persons about to become homeless and to those persons who are victims of physical and/or mental abuse. This bill has been incorporated into SB 966.

Patron - Couric

[F] SB965 Sales and use tax exemption; cultural. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to the following 501 (c) (3) organizations: The Mid-Atlantic Regional Archives Conference (MARAC); The Bristol Concert Ballet Company; Friends of the Rappahannock; Virginia Academy of Science; Glass-Glen Burnie Museum, Inc.; MacCallum More Museum and Gardens; The Corporation for Jefferson's Poplar Forest; The Confederate Memorial Literary Society (The Museum and White House of the Confederacy). This bill incorporates SB 871, SB 917, SB 922, SB 930, SB 997, SB 1021, and SB 1141 and has been incorporated into SB 1409.

Patron - Potts

[F] SB966 Sales and use tax exemption; nonprofit civic and community service. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to the following 501 (c) (3) organizations: Manterfly Youth Development, Inc.; International Christian Centers for the Deaf, Inc.; Parents and Researchers Interested in Smith-Magenis Syndrome (PRISMS), Inc.; Children's Advocacy Center of Bristol/Washington County, Virginia, Inc.; Boat People S.O.S., Inc.; KidsPeace National Centers for Kids in Crisis of North America, Inc.; Robert and Dee Leggett Foundation; Madison Emergency Services Association (MESA), Inc.; AIDS Response Effort, Inc.; Housing Partnerships, Inc.; HomeBase of the Virginia Peninsula, Inc.; Richmond Metro Workcamp, Inc.; and The United Civic League of Cavalier Manor. This bill incorporates SB 869, SB 890, SB 903, SB 916, SB 924, SB 931, SB 932, SB 953, SB 973, SB 1074, SB 1082, and SB 1101 and has been incorporated into SB 1409.

Patron - Potts

[F] SB968 Property tax exemption; Kernstown Battlefield Association, Inc. Grants a property tax exemption to the Kernstown Battlefield Association, Inc., a historical nonprofit organization, for real and personal property owned by the organization and located in Frederick County and the City of Winchester. This bill has been incorporated into SB 791.

Patron - Potts

[F] SB973 Sales and use tax exemption; Housing Partnerships, Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized for the purpose of providing services to economically or socially disadvantaged persons by, including but not limited to, repairing or replacing substandard housing located within the boundaries of Twenty-third Planning District established pursuant to § 15.2-4203. This bill has been incorporated into SB 966.

Patron - Norment

[F] SB980 Income tax; personal exemption amount. Increases the personal exemption from \$800 to \$1,200 for the taxable year January 1, 2001, through December 31, 2001. For taxable years beginning on and after January 1, 2002, the personal exemption amount is equal to the personal exemption amount of the preceding taxable year adjusted by the percentage increase in the Consumer Price Index. The personal exemption amount can never be less than such amount for the preceding taxable year.

Patron - Rerras

[F] SB988 Sales and use taxes; medical-related exemption. Extends the sales and use tax exemption for tangible personal property for use or consumption by a nonprofit hospital or a nonprofit licensed nursing home to a nonprofit hospice. Extends the sunset date of said sales and use tax exemption from June 30, 2001, to June 30, 2003.

Patron - Trumbo

[F] SB997 Sales and use tax exemption; MacCallum More Museum and Gardens. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a 501 (c) (3) corporation operating as a museum and gardens (i) to promote the appreciation of the fine arts; (ii) to establish, own, maintain, and operate an arts center to conform to standard museum practices; (iii) to display, sell, purchase and own articles of art; (iv) to support the arts in the local school system; and (v) to encourage local artists participation in its programs. This bill has been incorporated into SB 965.

Patron - Ruff

[F] SB1004 Employees with disabilities tax credit; training of persons with disabilities tax credit. Extends the employees with disabilities tax credit to taxable year 2005, and creates a tax credit, also to expire in taxable year 2005, for employers who educate or train disabled employees to fill a high technology field job, such as biotechnology, bioinformatics, computer programming, engineering, and electronics. The Secretary of Technology must certify that the worker training program qualifies as worker training in a high technology field. The amount of the credit is in the actual amount an employer spent on such worker training program in that taxable year.

Patron - Ticer

[F] SB1009 Property tax exemption; Mary Immaculate Nursing Center, Inc. Grants a property tax exemption to the Mary Immaculate Nursing Center, Inc., a charitable and benevolent nonprofit organization, for real and personal property owned by the organization and located in the City of Newport News. This bill has been incorporated into SB 791.

Patron - Williams

[F] SB1021 Sales and use tax exemption; The Corporation for Jefferson's Poplar Forest. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a 501 (c) (3) corporation organized to support education about Poplar Forest through, including but not limited to, guided tours of the property, field schools in architectural restoration and archaeology, other educational and public programs, and maintaining a library open to students, researchers, and the public. This bill has been incorporated into SB 965.

Patron - Newman

[F] SB1037 Property tax exemption; The Friends School; Things Unlimited. Grants a property tax exemption to The Friends School, a benevolent nonprofit organization, for real and personal property owned by the organization for its Things Unlimited thrift store that is located in the City of Vir-

ginia Beach. The exemption is effective July 1, 2000. Incorporated in SB 791.

Patron - Stolle

[F] SB1038 Collection of local taxes. Permits treasurers or other local officers performing the duties of a treasurer to place padlocks on the doors of a business if the business is (i) more than 120 days delinquent in the payment of any tax on tangible personal property, merchants' capital tax, or any business license tax or fee or (ii) more than 60 days delinquent in the reporting or remittance of any local excise tax collected by the business from another party and held in trust for the locality. Padlocks may also be placed on the doors of a business if a summons or warrant has been issued for the business' failure to (a) obtain a license to engage in its business, employment or profession or (b) report or remit any local excise tax. The treasurer must provide at least seven days' notice before padlocking any business. In lieu of paying the delinquent tax liability and avoiding padlocking, an enterprise may post bond in an amount equaling the amount of the delinquent tax liability. However, no bond is required if an appeal is properly filed under Subdivision A. 5. of § 58.1-3703.1 or § 58.1-3983.1. If a business posts such bond, padlocks may not be placed on the doors of such business during the pendency of any appeal of the delinquent tax liability.

Patron - Stolle

[F] SB1058 Individual income taxes. Excludes military retirement income from Virginia individual income taxes in an amount equal to two percent multiplied by the taxpayer's number of years of active duty in the armed forces of the United States with the product thereof multiplied by the \$30,000 of military retirement income. The bill is effective for taxable years beginning on or after January 1, 2001.

Patron - Quayle

[F] SB1064 Local property taxes; motor homes. Caps the tangible personal property tax rate on motor homes at the rate of tax and rate of assessment applicable to real estate in the county, city, or town.

Patron - Quayle

[F] SB1065 Appeal of local real estate tax assessments. Clarifies that taxpayers aggrieved by real estate assessments in cities with a population of more than 175,000 may appeal the assessment to the appropriate circuit court (i) within three years from the last day of the tax year for which any such assessment is made, (ii) within one year from the date of the assessment, or (iii) within one year from the date of a final determination made pursuant to § 58.1-3981, whichever is later.

Patron - Quayle

[F] SB1070 Property tax exemption; Bedford Breakfast Lions Club. Grants a property tax exemption to the Bedford Breakfast Lions Club, a benevolent nonprofit organization, for real and personal property owned by the organization and located in the County of Bedford. This bill has been incorporated into SB 791.

Patron - Newman

[F] SB1073 Enterprise Zone Act; creation of zones and real property investment tax credit limit. Requires the designation of any new enterprise zones on or after July 1, 2001, other than certain areas that are to be designated based on unemployment, to be in urban areas with revitalization needs. The bill also increases the cap on the real property investment tax credit from \$125,000 to \$250,000.

Patron - Maxwell

[F] SB1074 Sales and use tax exemption; Home-Base of the Virginia Peninsula, Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized for the purposes of preventing homelessness and offering long-term intervention into homelessness problems by, including but not limited to, developing new resources to prevent homelessness, providing a central information base for coordinating services and resources designed to aid the homeless, and making charitable donations to other nonprofit organizations with similar purposes. This bill has been incorporated into SB 966.

Patron - Maxwell

[F] SB1078 Sales and use tax exemptions. Extends the sunset date for sales and use tax exemptions benefiting many organizations.

Patron - Miller, K.G.

[F] SB1082 Sales and use tax exemption for Richmond Metro Workcamp, Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) organization organized for the purpose of teaching and fostering the growth of religious beliefs through the organization and creation of interdenominational summer youth mission projects that provide services to economically or socially disadvantaged persons including but not limited to repairing homes of elderly or disabled persons who own their homes but do not have the resources to make repairs. This bill has been incorporated into SB 966.

Patron - Bolling

[F] SB1083 Sales and use tax increase; exemption of certain motor vehicles and boats from tangible personal property taxation. Provides for a one and one-half percent increase in the retail sales and use tax and exempts certain motor vehicles and boats from local tangible personal property taxation, provided that a constitutional amendment exempting such motor vehicles and boats is ratified by a majority of voters voting on such measure in November 2002. The tax exemptions and the additional one and one-half percent sales and use tax are effective January 1, 2003. The revenue from the increase in the sales and use tax shall be used to make payments to localities in lieu of the current funding processes in place to reimburse localities under the Personal Property Tax Relief Act of 1998. The new funding mechanism will begin in calendar year 2003. In general, the amount funded to (i) a county shall be the amount funded to the county in the preceding calendar year plus 15 percent of any increase in the state sales and use tax revenue over the preceding fiscal year; (ii) a city shall be the amount funded to the city in the preceding calendar year plus 11 percent of any increase in the state sales and use tax revenue over the preceding fiscal year; and (iii) a town shall be the amount funded to the town in the preceding calendar year plus five percent of any increase in the state sales and use tax revenue over the preceding fiscal year. Each locality will have a base year funding amount. The base year funding amount shall equal (i) for a county, 15 percent of its total local tax revenues collected in fiscal year 1997; (ii) for a city, 11 percent of its total local tax revenues collected in fiscal year 1997; and (iii) for a town, five percent of its total local tax revenues collected in fiscal year 1997. The base year amount is used for purposes of determining initial funding amounts to counties, cities, and towns in calendar year 2003.

Patron - Colgan

[F] SB1094 Property tax exemption; The Closet of the Greater Herndon Area, Inc. Grants a property tax exemption to The Closet of the Greater Herndon Area, Inc., a charitable and benevolent nonprofit organization, for real and

tangible properties owned by the organization and located at 841-843-845 Station Street in the Town of Herndon and Fairfax County. This bill has been incorporated into SB 791.

Patron - Mims

[F] SB1099 Insurance premiums tax; payments by localities. Prohibits insurance carriers that provide insurance as defined in §§ 38.2-102 through 38.2-134 to local governments from collecting the insurance premiums tax from the local governments.

Patron - Lambert

[F] SB1101 Sales and use tax exemption; The United Civic League of Cavalier Manor. Provides a sales and use tax exemption, beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized to, including but not limited to, (i) promote voter registration and voter participation in the political process; (ii) ensure adequate police protection; (iii) encourage equal employment opportunities; (iv) ensure that buildings, land improvements and maintenance are provided by the local government bodies; (v) ensure equal educational opportunities; (vi) ensure equal representation in the local governing boards; (vii) ensure that the communities have adequate recreational and leisure facilities; and (viii) monitor local government expenditures to ensure their appropriateness and fairness. This bill has been incorporated into SB 966.

Patron - Lucas

[F] SB1106 Sales and use tax; use of property by service providers. States that a service provider is the user and consumer of all tangible personal property purchased for use in providing exempt services, but not of certain property for resale, or for incorporation into property sold, to the United States pursuant to (i) a contract that expressly references and is governed by the provisions of the Walsh-Healey Public Contracts Act, 41 U.S.C. § 35 et seq. or (ii) a task order or purchase order for the purchase of tangible personal property.

Patron - Colgan

[F] SB1118 Property tax exemption; DePaul Family Services, Inc. Grants a real property tax exemption to DePaul Family Services, Inc., a nonprofit corporation, for real property it owns in Roanoke County and uses for charitable, educational and benevolent purposes. This bill has been incorporated into SB 791.

Patron - Edwards

[F] SB1141 Sales and use tax exemption; The Confederate Memorial Literary Society (The Museum and White House of the Confederacy). Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to a 501 (c) (3) corporation organized to preserve the White House of the Confederacy and other historical objects by, including but not limited to, restoring and maintaining the White House of the Confederacy, collecting and restoring historical objects, and sharing them with the citizens through exhibitions, publications, educational programs, and other events. This bill has been incorporated into SB 965.

Patron - Lambert

[F] SB1143 Sales and use tax exemption; Virginia Primary Care Association, Inc. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2002, to a 501 (c) (3) corporation organized to improve access to primary health care for all Virginians by, including but not limited to, providing technical assistance to communities in developing not-for-profit primary care medical practices. This bill has been incorporated into SB 1409.

Patron - Lambert

[F] SB1146 Sales and use tax exemption; The American Society of Military Comptrollers. Provides a sales and use tax exemption beginning July 1, 2001, and ending in July 1, 2006, to a 501 (c) (3) organization that promotes military comptrollership by, including but not limited to, promoting the education and training of military comptrollership, sponsoring research in military comptrollership and publishing the results of such research.

Patron - Puller

[F] SB1165 Individual income tax; distribution of a portion of individual income tax revenues to localities; Localities' Share of Individual Income Tax Revenue Fund. Establishes the Localities' Share of Individual Income Tax Revenue Fund into which two percent of individual income tax revenues shall be deposited in 2003 for distribution to localities. The percentage increases two percent each year until it reaches a maximum of 10 percent in 2007. The amount in the fund is to be distributed annually to counties and cities as follows: (i) 50 percent distributed based on the relative share of the total state income tax paid by taxpayers filing returns in each locality; (ii) 40 percent distributed based on where wages are earned; and (iii) 10 percent divided equally among all 135 counties and cities. The amount distributed to counties is then to be shared with towns located within the counties based on the towns' relative share of total population within the county. Fifty percent of the amount distributed to any county with towns would be divided among the county and its towns based on population. If a county has no towns within its boundaries, the county keeps the entire distribution of individual income tax revenue. Distributions are to be made by the State Treasurer to localities no later than September 1, with the first one beginning in 2003. Any corrections in the amount of distributions will be made in the fiscal year immediately following the year in which the incorrect distribution was made.

Patron - Hanger

[F] SB1183 Sales and use tax exemption; Goodwin House Foundation. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2006, to 501 (c) (3) foundation organized to receive and administer gifts, grants, contributions, and donations for the benefit of, for performing the functions of, and for carrying out the purposes of continuing care retirement communities, including but not limited to, providing financial assistance to the elderly who reside in or intend to reside in such continuing care retirement communities. This bill has been incorporated into SB 1409.

Patron - Ticer

[F] SB1184 Sales and use tax exemption; The National Mentoring Partnership. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) corporation organized to be a resource for mentors and mentoring initiatives nationwide, with particular attention to at-risk youth, by, including but not limited to, receiving, administering, and expending funds for such purposes.

Patron - Ticer

[F] SB1186 Property tax exemption; International Christian Centers for the Deaf, Inc. Grants a property tax exemption to the International Christian Centers for the Deaf, Inc., a religious and charitable nonprofit organization, for real and personal property owned by the organization and located in the County of Botetourt.

Patron - Trumbo

[F] SB1205 Appeal of local real estate tax assessments. Clarifies that taxpayers aggrieved by real estate assessments in cities with a population of more than 175,000 may

appeal the assessment to the appropriate circuit court (i) within three years from the last day of the tax year for which any such assessment is made, (ii) within one year from the date of the assessment, or (iii) within one year from the date of a final determination made pursuant to § 58.1-3981, whichever is later.

Patron - Forbes

[F] SB1215 Income tax; employer-provided commuting benefits tax credit. Grants an income tax credit to employers who pay eligible commuting expenses of their employees for taxable years beginning on and after January 1, 2002. Eligible commuting expenses are those costs that cover travel between an employee's residence and place of employment by means of multiple-occupancy vehicle transportation and mass-transit transportation. The maximum annual credit for commuting expenses is the lesser of \$240 per employee or the employer's tax liability for the tax year. Unused credits are not refundable, and they cannot be carried over or back to a different taxable year. An employer may not claim a tax credit for the expenses to the extent he has taken a deduction for such expenses for federal income tax purposes.

Patron - Whipple

[F] SB1218 Individual income tax; distribution of a portion of individual income tax revenues to localities; Localities' Share of Individual Income Tax Revenue Fund. Establishes the Localities' Share of Individual Income Tax Revenue Fund into which two percent of individual income tax revenues shall be deposited in 2003 for distribution to localities. The percentage increases two percent each year until it reaches a maximum of 10 percent in 2007. The amount in the fund is to be distributed annually to counties and cities as follows: (i) 50 percent distributed based on the relative share of the total state income tax paid by taxpayers filing returns in each locality; (ii) 40 percent distributed based on where wages are earned; and (iii) 10 percent divided equally among all 135 counties and cities. The amount distributed to counties is then to be shared with towns located within the counties based on the towns' relative share of total population within the county. Fifty percent of the amount distributed to any county with towns would be divided among the county and its towns based on population. If a county has no towns within its boundaries, the county keeps the entire distribution of individual income tax revenue. Distributions are to be made by the State Treasurer to localities no later than September 1, with the first one beginning in 2003. Any corrections in the amount of distributions will be made in the fiscal year immediately following the year in which the incorrect distribution was made.

Patron - Whipple

[F] SB1255 Sales and use tax exemption; school-related items. Provides a sales and use tax exemption for certain school-related items purchased during a specific one-week period during the end of August each year. The exempt items are (i) school supplies, footwear, and clothing where the selling price of each item is \$100 or less; (ii) computer systems where the selling price for each system is \$1,500 or less; and (iii) computers, computer hardware, computer software, and portable calculators where the selling price for each item is \$500 or less. The bill also authorizes dealers to absorb the sales and use tax on all other items sold during the same time period and thereby relieve the purchaser of the obligation to pay such tax. Dealers who absorb such taxes are liable for payment of the same to the Tax Commissioner.

Patron - Norment

[F] SB1260 Virginia Technology and Biotechnology Investment Act created. Creates a research and development tax credit, not to exceed 50 percent of the tax liability due, not

to exceed \$500,000, for "technology" and "biotechnology" companies in Virginia and permits the credit to be carried over for up to 10 years, for taxable years beginning on and after January 1, 2001. The bill also creates a tax credit for individual taxpayers, estates, trusts, partnerships, and corporations that invest in technology or biotechnology companies. This tax credit, not to exceed 15 percent of the qualified investment and not to exceed \$500,000, can be claimed for each of the five tax years beginning on and after January 1, 2001. In no event will more than \$5 million in either of the credits be allowed annually. In addition, any unused tax credits can be carried over, in most circumstances, for up to 10 years. The bill permits technology or biotechnology companies to carry over net operating losses for up to 10 years. The bill creates a "corporation tax benefit certificate program" to be administered by the Innovative Technology Authority in cooperation with the Tax Department. Under the program, technology or biotechnology companies may transfer their unused but otherwise allowable research and development tax credits or net operating loss carry-overs for a minimum of 75 cents on the dollar to another corporation taxpayer provided neither is an affiliate or a subsidiary of the other. The proceeds from the transfer can be used for a broad range of "costs" associated with operating a technology or biotechnology company.

Patron - Quayle

[F] SB1261 Virginia Technology Internship Program tax credits. Grants a tax credit to employers in an amount equal to up to 50 percent of all wages paid to an eligible student intern for services performed in conjunction with an eligible information technology internship. The amount of the credit per eligible student intern shall not exceed \$2,000. The total amount of such tax credits shall not exceed \$2,000,000. In addition, an employer is allowed a credit of \$1,000 per teacher or guidance counselor to whom the employer provides an eligible information technology training course. The total amount of such tax credits shall not exceed \$500,000. Both credits are available for taxable year 2002.

Patron - Quayle

[F] SB1264 Sales and use tax on food purchased for human consumption. Effective July 1, 2001, exempts food purchased for human consumption, as defined in the Food Stamp Act of 1977, 7 U.S.C. § 2012, as amended, from state and local sales and use taxes. The bill provides for a general fund reimbursement for the current (i) one-half percent of the state sales and use tax paid into the Transportation Trust Fund; (ii) one percent local sales and use tax; and (iii) one percent state sales and use tax distributed to localities by school population.

Patron - Edwards

[F] SB1271 Property tax exemption; UJFT Community Campus, L.L.C. Grants a property tax exemption to UJFT Community Campus, L.L.C., a religious organization, for real and personal property owned by the organization located in the City of Virginia Beach.

Patron - Wagner

[F] SB1289 Sales and use tax exemption; Mekor Chayim-Source of Life. Provides a sales and use tax exemption beginning July 1, 2001, and ending July 1, 2005, to a 501 (c) (3) organization organized for the purpose of fostering the understanding of and sharing knowledge with all religions and religious groups, which is accomplished through building alliances with organizations that have a similar mission, forging relationships with individuals who wish to share the Jewish heritage, and building associations with other organizations

such as area synagogues, churches, ministries, religious and nonprofit organizations.

Patron - Saslaw

[F] SB1292 Sales tax exemption; Internet service providers. Provides a sales and use tax exemption for the purchase and use of certain audiovisual works by an Internet service business and for equipment used in the production, storage, hosting, processing and distribution of audiovisual works by an Internet service business.

Patron - Mims

[F] SB1310 Sales and use tax; limited exemption for certain clothing and footwear. Exempts clothing and footwear from the state sales and use tax for a nine-day period each August, provided the article costs \$100 or less. The sales tax holiday will begin in calendar year 2002. Sales of clothing and footwear at theme parks shall not be exempt. The Department of Taxation shall develop guidelines describing the clothing and footwear that qualify and make such list available electronically and in hard copy.

Patron - Newman

[F] SB1346 Income tax; earned income tax credit. Creates a refundable state earned income tax credit for individuals qualifying for the federal earned income tax credit and filing a joint return in an amount equal to 10 percent of the federal earned income tax credit, for taxable years beginning on or after January 1, 2002.

Patron - Puller

[F] SB1368 Sales and use tax; additional tax in Eighth Planning District to fund transportation projects. Increases the state sales and use tax by one percent in all cities and counties within the Eighth Planning District. One-half of the revenues from such increase shall be distributed to a regional transportation authority created to address and act upon the transportation needs of such counties and cities. The remainder of the revenues shall be distributed to such counties and cities based on point-of-sale and may only be used for education-related purposes. The additional sales and use tax would be effective January 1, 2003, but is contingent upon (i) approval of the additional tax by a majority of persons voting in a joint referendum of all the cities and counties in the Eighth Planning District on November 6, 2002, and (ii) the passage of legislation by General Assembly creating a regional transportation authority for Northern Virginia.

Patron - Saslaw

[F] SB1374 Personal Property Tax Relief Act of 1998. Repeals the Personal Property Tax Relief Act of 1998, Chapter 35.1 (§ 58.1-3523 et seq.) of Title 58.1, and other provisions of the Code of Virginia related to the Personal Property Tax Relief Act of 1998 effective January 1, 2002.

Patron - Marye

[F] SB1392 Individual income tax; personal exemption. Increases the personal deduction for Virginia individual income tax from \$800 to \$1,600 for taxable years beginning on or after January 1, 2002.

Patron - Newman

[F] SB1403 Local consumer utility tax. Authorizes a county to impose a tax on the consumption of water, heat, light, and power by the residents of a town within such county in accordance with an ordinance adopted by the governing body of the county. Current law prohibits a county consumer utility tax upon town residents if the town provides police or fire protection, and water or sewer services, or if the town constitutes a special school district and is operated as a special school dis-

trict. This bill would permit a county consumer utility tax on town residents in all cases, as long as an enabling ordinance is adopted by the county's board of supervisors.

Patron - Ruff

[F] SB1407 Administration of taxes; reciprocal agreement with the State of Maryland. Instructs the Governor to make every effort to enter into a reciprocal agreement for the collection of taxes on behalf of the Commonwealth with the appropriate authorities from the State of Maryland, no later than July 1, 2003. The Governor will report on his progress to the chairmen of the House and Senate Committees on Finance by the first day of the 2002 and 2003 Sessions.

Patron - Chichester

[F] SB1412 Coal and gas severance tax and coal and gas road improvement tax; ratification of certain ordinances. Provides that ordinances adopted pursuant to §§ 58.1-3712, 58.1-3713 and 58.1-3713.4, prior to January 1, 2001, shall be presumed valid and inclusive of all the provisions of such sections provided such ordinances were in substantial compliance with §§ 58.1-3712, 58.1-3713 and 58.1-3713.4 at the time of their adoption.

Patron - Wampler

[F] SB1422 Income tax; standard deduction for married taxpayers. Increases the standard deduction for married taxpayers calculating their Virginia taxable income from \$5,000 to \$6,000 beginning January 1, 2002, thereby eliminating any "marriage penalty." The standard deduction for single taxpayers is \$3,000.

Patron - Martin

Trade and Commerce

[P] Passed

[P] HB1616 Home solicitation contracts. Makes grammatical corrections to the section.

Patron - Howell

[P] HB1845 Racing Commission; satellite facilities; local referendum. Restates the referendum questions that may appear on a local referendum. 1. Shall pari-mutuel wagering be permitted at a licensed racetrack in ... (name of county or city) on live horseracing at, and on simulcast horse racing transmitted from another jurisdiction to, the licensed racetrack on such days as may be approved by the Virginia Racing Commission in accordance with Chapter 29 [§ 59.1-364 et seq.] of Title 59.1 of the Code of Virginia? 2. Shall pari-mutuel wagering be permitted in ... at satellite facilities in accordance with Chapter 29 [§ 59.1-364 et seq.] of Title 59.1 of the Code of Virginia?

Patron - Marshall

[P] HB2061 Trade and commerce; septic system inspectors; penalty. Sets minimum requirements for a person to use the title "accredited septic system inspector." The bill limits its application to septic systems involving onsite, residential disposal of sewage when sewers or sewerage facilities are not available and includes septic tanks, septic tank lines and drainage fields or other onsite, residential sewage systems. The bill provides that a violation of this law shall constitute a Class 3 misdemeanor. The bill has a delayed effective date of July 1, 2002.

Patron - McQuigg

HB2387 Uniform Computer Information Transactions Act; consumer protection. Makes several amendments to the Uniform Computer Information Transactions Act (UCITA) (§ 59.1-501.1 et seq.) and the Virginia Consumer Protection Act (VCPA) (§ 59.1-196 et seq.). The bill changes UCITA's references to other laws or rules to other statutes, administrative rules, regulations or procedures where applicable. The bill also changes references to the VCPA to other consumer protection statutes, administrative rules or regulations including, but not limited to, the VCPA. The bill provides that a mass-market license may be transferred if such transfer involves making a gift or donation of a computer along with mass-market software to a public school, a public library, a charity or a consumer. The bill amends the definition of "goods" as used in the VCPA to include "computer information" and "informational rights" as defined in UCITA.

Patron - Clement

HB2411 Uniform Electronic Transactions Act; technical amendments. Makes two technical amendments to the Uniform Electronic Transactions Act (UETA) (§ 59.1-479 et seq.). The predecessor electronic signatures and records law, Chapter 39 (§ 59.1-467 et seq.) of Title 59.1, repealed in 2000, had excluded electronic filing with the courts from its scope to protect the autonomy and integrity of the courts. Instead, Article 4 (§ 17.1-255 et seq.) of Chapter 2 of Title 17.1 had provided that the courts were to follow the rules adopted by the Supreme Court of Virginia regarding electronic filing. When the 2000 General Assembly adopted UETA, the General Assembly retained the exclusion for the courts. However, the 2000 General Assembly also enacted legislation that modified Article 4 of Chapter 2 of Title 17.1 to provide that electronic filing with the courts must meet the requirements set out under UETA. Thus a conflict was created in that one section of the Code of Virginia excludes the court filings from UETA and another section of the Code of Virginia requires electronic filings with the courts to be in accordance with UETA. The bill remedies this conflict by deleting the court filing exclusion from UETA. In addition, several provisions of UETA refer to Title 8.9 of the Code of Virginia. The 2000 General Assembly enacted legislation that would repeal Title 8.9 and replace it with new Title 8.9A effective July 1, 2001. The bill amends the cross-references from Title 8.9 to Title 8.9A.

Patron - May

HB2412 Uniform Computer Information Transactions Act. Amends several provisions of the Uniform Computer Information Transactions Act (UCITA) to clarify the definitions of "electronic agent" and "mass-market transaction"; modify UCITA's scope over motion pictures and online service providers; clarify the applicability of other statutes, rules and regulations; provide that a contract term that specifies a judicial forum must be expressly stated, and in a mass-market transaction, such contract term must be expressly and conspicuously stated; modify the terms of mass-market licenses; create a special rule for using standard form licenses with nonprofit libraries, archives, and educational institutions; modify the terms governing transferability; clarifies the definition of automatic restraint; and modify the restrictions on use of electronic self-help.

Patron - May

HB2427 Virginia Telephone Privacy Protection Act. Creates the Telephone Privacy Protection Act, which (i) prohibits telephone solicitation calls to residences at any time other than between 8:00 a.m. and 9:00 p.m.; (ii) requires telephone solicitors to identify themselves; (iii) prohibits telephone solicitors from intentionally blocking caller identification services; (iv) prohibits telephone solicitors from

calling a telephone number when a person at such telephone number has stated that he does not wish to receive solicitation calls by or on behalf of the entity for whom the call is being made; (v) authorizes the Commissioner of the Department of Agriculture and Consumer Services to inquire into possible violations and authorizes the Attorney General to issue civil investigative demands; (vi) permits individuals to sue to enjoin violations, recover damages in the amount of \$500 per violation, or up to \$1,500 for willful violations, and recover attorneys' fees and court costs; and (vii) permits the Attorney General, attorney for the Commonwealth, and attorneys for any municipality to sue to enjoin violations, recover damages for aggrieved persons in the amount of \$500 per violation, recover a civil penalty of up to \$1,000 for each willful violation, and recover attorneys' fees and expenses. This bill is identical to SB 1295 and incorporates HB 2812.

Patron - Suit

SB1017 Virginia Consumer Protection Act; computer information. The bill amends the definition of (i) "consumer transaction" to include license, (ii) "goods" to include computer information and informational rights, (iii) "services" to include electronic access to information system, and (iv) "supplier" to include licensors of computer information.

Patron - Newman

SB1109 Semiconductor Manufacturing Performance Grant Programs. Creates additional grant programs for manufacturers of semiconductor memory or logic wafers. One program provides grants to semiconductor manufacturers for capital investments and job creation within the City of Manassas. The grant amounts are (i) up to \$25 million, if \$700 million in new capital investments results in the creation of 600 new full-time jobs by January 1, 2003, and (ii) up to an additional \$45 million, if an additional \$2 billion in new capital investments results in the creation of an additional 1,350 new full-time jobs by January 1, 2007. A second program provides grants to semiconductor manufacturers for capital investments and job creation within the County of Henrico. The grant amounts are (i) up to \$15 million, if \$1.1 billion in new capital investments results in the creation of a new manufacturing module for the production of a semi-conductor related product and (ii) up to an additional \$40 million if 1,400 new full-time jobs are created by January 1, 2005. The capital investments and job creation provided in the bill may not be used to claim any other grants payable to semiconductor manufacturers. The terms for the payment of grants under both programs are to be included in a memorandum of agreement between the Commonwealth and the semi-conductor manufacturer. The Senate Committee on Finance and the House Committees on Appropriations and Finance may review the unsigned memorandum of agreement before any grants are paid.

Patron - Stosch

SB1295 Virginia Telephone Privacy Protection Act. Creates the Telephone Privacy Protection Act, which (i) prohibits telephone solicitation calls to residences at any time other than between 8:00 a.m. and 9:00 p.m.; (ii) requires telephone solicitors to identify themselves; (iii) prohibits telephone solicitors from intentionally blocking caller identification services; (iv) prohibits telephone solicitors from calling a telephone number when a person at such telephone number has stated that he does not wish to receive solicitation calls by or on behalf of the entity for whom the call is being made; (v) authorizes the Commissioner of the Department of Agriculture and Consumer Services to inquire into possible violations and authorizes the Attorney General to issue civil investigative demands; (vi) permits individuals to sue to enjoin violations, recover damages in the amount of \$500 per viola-

tion, or up to \$1,500 for willful violations, and recover attorneys' fees and court costs; and (vii) permits the Attorney General, attorney for the Commonwealth, and attorney for any municipality to sue to enjoin violations, recover damages for aggrieved persons in the amount of \$500 per violation, recover a civil penalty of up to \$1,000 for each willful violation, and recover attorney's fees and expenses. This bill is identical to HB 2427.

Patron - Mims

Failed

HB1801 Enterprise Zone Act; creation of zones and real property investment tax credit limit. Increases the number of enterprise zones that may be designated from 60 to 70 and provides that any zones designated after July 1, 2001, shall be in localities that do not have an enterprise zone. This bill is identical to HB 2007.

Patron - Diamonstein

HB2007 Enterprise zones. Increases the number of enterprise zones that may be designated from 60 to 70 and provides that any zones designated after July 1, 2001, shall be in localities that do not have an enterprise zone. This bill is identical to HB 1801.

Patron - Rapp

HB2156 Telephone solicitation practices. Prohibits a telephone solicitor doing business in Virginia from blocking or otherwise preventing its telephone number and the state from which a telephone solicitation is being placed from being read by a residential subscriber's telephone caller identification device.

Patron - Morgan

HB2362 Telemarketing; blocking caller ID prohibited. Prohibits sellers from blocking caller ID when engaging in home solicitations by telephone. A violation of this prohibition is a violation of the Virginia Consumer Protection Act.

Patron - Jones, D.C.

HB2462 Virginia Telephone Solicitation Act. Prohibits telephone solicitors from making telephone solicitations to persons who register with the Office of Consumer Affairs in the Department of Agriculture and Consumer Services to be placed on a list of numbers of persons who do not wish to receive telephone solicitations. Listing on the registry requires a \$10 registration fee and a five-dollar annual renewal fee. Telephone solicitors may obtain a copy of the numbers on the list for a \$10 annual fee. Violations are subject to the enforcement provisions of the Virginia Consumer Protection Act. Telephone companies are to notify customers about the database and their rights under this Act.

Patron - Grayson

HB2635 Enterprise zones. Designates any town with a population not exceeding 3,500 that is located in a county where an enterprise zone has been designated as a portion of the area of the existing enterprise zone.

Patron - Wright

HB2643 Virginia Telephone Solicitation Act. Prohibits telephone solicitors from making telephone solicitations to persons who register with the Consumer Affairs Division of the Department of Agriculture and Consumer Services to be placed on a list of numbers of persons who do not wish to receive telephone solicitations. Listing on the registry requires a \$15 fee for a two-year registration. Telephone solicitors may

obtain a copy of the list at no charge. Violations are subject to the enforcement provisions of the Virginia Consumer Protection Act. Telephone companies are to notify customers about the database and their rights under this Act.

Patron - Black

HB2692 Virginia Prescription Drug Access Act. Establishes a program to reduce retail prescription drug prices by utilizing manufacturer rebates and pharmacy discounts. Drug manufacturers and labelers that sell prescription drugs through any benefit program receiving state funds are required to enter into rebate agreements with the Department of Human Resource Management. The amount of the rebates to be paid by manufacturers and labelers will be negotiated by the Department, and paid into a special fund. The Department is required to use best efforts to obtain an initial rebate amount equal to or greater than any rebate calculated under the state Medicaid program, and by October 2002 to obtain a rebate not less than the amount of any discount or other price reduction provided to the federal government. Participating retail pharmacies that sell prescription drugs covered by a rebate agreement are required to sell drugs at discounted prices determined by the Department based on the rebate agreements, with initial discounted prices taking effect January 1, 2002, and secondary discounted prices by October 1, 2002. The Department will reimburse participating retail pharmacies for discounted prices and professional fees, which start at three dollars per prescription, from the rebate moneys paid and other appropriated sums in the special fund. The Department may contract with third parties to administer components of the Program. The Department is required to establish procedures for the adoption and periodic review of maximum retail prices, and by January 1, 2004, the Department shall determine whether the cost of prescription drugs under the Program is reasonably comparable to the lowest cost paid for the same drugs delivered or dispensed in the Commonwealth. If the average cost for prescription drugs under the Program is not reasonably comparable to the average lowest cost for the same drugs, the Department shall establish maximum retail prices for any or all prescription drugs sold in Virginia, to take effect July 1, 2004. Selling a prescription drug for more than the maximum retail price will be a violation of the Virginia Consumer Protection Act. The bill also prohibits manufacturers, distributors and labelers from profiteering in prescription drugs. Profiteering includes (i) exacting or demanding an unconscionable price; (ii) exacting or demanding prices or terms that lead to any unjust or unreasonable profit; (iii) discriminating unreasonably against any person in the sale or distribution of prescription drugs; or (iv) intentionally preventing, limiting, lessening or restricting the sale or distribution of prescription drugs in retaliation for this law. Violators are subject to a fine of up to \$100,000 and litigation costs. Private causes of action are also allowed, and injured persons may recover treble damages for willful violations. Profiteering will also be a prohibited practice under the Consumer Protection Act.

Patron - Welch

HB2803 Personal Information Privacy Act. Prohibits suppliers from soliciting or obtaining the personal information of any individual without first notifying the individual of the supplier's privacy policy. Such privacy policy shall include the specific purposes for which the supplier may use any personal information, and whether the personal information is sold or disclosed to any third party, or combined with the personal information of any other individuals and sold or disclosed to any third party. Suppliers are required to provide written notice to individuals of any change in the supplier's privacy policy, and are prohibited from using the personal information of any individual who had provided personal information under a former privacy policy for any purpose not

contained in such former policy, but included in a subsequent privacy policy, without the written consent of such individual.

Patron - Jones, J.C.

[F] HB2812 Virginia Telemarketing Privacy Act. Prohibits telephone solicitors from making telephone solicitations to persons who register with the Office of Consumer Affairs in the Department of Agriculture and Consumer Services to be placed on a list of numbers of persons who do not wish to receive telephone solicitations, and prohibits persons from marketing or selling lists of residential telephone subscribers who have registered on such list. Listing on the registry requires a five-dollar registration fee and may be renewed annually. Telephone solicitors may obtain a copy of the numbers on the list for a \$100 annual fee. Telephone solicitors must identify themselves and on whose behalf they are calling, are prohibited from preventing their number and state from being read by a caller ID device, and are prohibited from making telephone solicitations before 8:00 a.m. and after 9:00 p.m. Violations are subject to the enforcement provisions of the Virginia Consumer Protection Act. Telephone companies are to notify customers about the database and their rights under this Act on each customer's bill or monthly statement. This bill has been incorporated into HB 2427.

Patron - Bolvin

[F] SB926 Virginia Telephone Solicitation Act. Prohibits telephone solicitors from making telephone solicitations to persons who register with the Office of Consumer Affairs in the Department of Agriculture and Consumer Services to be placed on a list of numbers of persons who do not wish to receive telephone solicitations. Listing on the registry requires a \$10 registration fee and a five-dollar annual renewal fee. Telephone solicitors may obtain a copy of the numbers on the list for a \$10 annual fee. Violations are subject to the enforcement provisions of the Virginia Consumer Protection Act. Telephone companies are to notify customers about the database and their rights under this Act.

Patron - Byrne

[F] SB971 Consumer credit reporting. Requires consumer reporting agencies to disclose to consumers, upon request, information in the consumers files, the sources of the information, and related data. Consumer reporting agencies shall disclose the information to consumers without charge once in a twelve-month period.

Patron - Couric

[F] SB999 Enterprise zones. Designates any town with a population not exceeding 3,500 that is located in a county where an enterprise zone has been designated as a portion of the area of the existing enterprise zone.

Patron - Ruff

[F] SB1130 Enterprise zone real property investment tax credit. Increases the amount of the refundable tax credit to small qualified zone residents in any five-year period from \$125,000 to \$250,000, provided that at least one-half of the cost of eligible real property improvements made during the five-year period were made in localities that ranked among the top 25 percent of all localities in the Commonwealth in terms of fiscal stress as measured by the rankings of the Commission on Local Government. The bill does not change the maximum amount of tax credits currently made available under the Enterprise Zone Act.

Patron - Marsh

[F] SB1418 Enterprise zones. Provides that the Governor may approve the designation of one area that does not meet the usual economic criteria within each county and city as

an enterprise zone. The Governor is currently limited to 60 such designations and all zones must meet certain economic criteria.

Patron - Norment

Unemployment Compensation

[P] Passed

[P] HB1955 Unemployment compensation; work-release programs; benefit charges. Provides that unemployment benefit charges associated with an individual performing services in a Diversion Center Incarceration Program, state or local work-release program, community residential program or similar work-release program shall not be deemed the responsibility of the employer.

Patron - Louderback

[F] Failed

[F] HB1610 Unemployment compensation; constitutional officers of cities that become towns. Includes constitutional officers unemployed due to a city reverting to town status in the definition of "employment" for purposes of unemployment compensation eligibility.

Patron - Deeds

[F] HB1968 Unemployment benefits. Increases the amount of wages that an individual may earn from a part-time job, without having his weekly unemployment benefit reduced, from \$25 to one-half of his weekly benefit amount. If an individual earns more than such amount, his weekly benefit amount is reduced by the amount his wages exceed one-half of his weekly benefit amount. The bill also provides that an individual will be deemed unemployed if he earns wages from a part-time job that are less than one and one-half times his weekly benefit amount. Currently, he is deemed not to be unemployed if his part-time wages exceed his weekly benefit amount.

Patron - Keister

[F] HB2456 Unemployment compensation; pension offset. Excludes pension benefits paid under the Social Security Act from the current requirement that unemployment compensation benefits be reduced by the amount received from any governmental or other pension, retirement or retired pay, annuity, or other periodic payment under a plan maintained or contributed to by an employer based on the recipient's prior work.

Patron - Phillips

[F] HB2679 Unemployment compensation; fund balance factor. Changes the formula for determining the "adequate fund balance" of the unemployment trust fund to consider benefits paid during the three highest of the past 25 years. The current formula considers benefits paid during the past 20 years.

Patron - Rust

[F] SB833 Unemployment compensation; fund balance factor. Changes the formula for determining the "adequate fund balance" of the unemployment trust fund to consider benefits paid during the three highest of the past 25 years. The current formula considers benefits paid during the past 20 years.

Patron - Watkins

[F] SB1152 Unemployment compensation; pension offset. Excludes pension benefits paid under the Social Security Act from the current requirement that unemployment compensation benefits be reduced by the amount received from any governmental or other pension, retirement or retired pay, annuity, or other periodic payment under a plan maintained or contributed to by an employer based on the recipient's prior work.
Patron - Puckett

Waters of the State, Ports and Harbors

[P] Passed

[P] HB1758 Waste discharge regulations. Requires that the State Water Control Board's regulations to control the discharge of sewage and other wastes from boats into Virginia waterways become effective by July 1, 2002.
Patron - Dudley

[P] HB2073 General permits for combined animal feeding operations; certification of notice. Provides that the requirement that owners of combined animal feeding operations certify on their permit registration statement that notice has been given to owners or residents of adjoining property shall be waived whenever such registration is to renew coverage under a permit where no expansion is proposed and the Department of Environmental Quality has not issued any special or consent orders for violations under the existing permit.
Patron - Landes

[P] HB2292 Nontidal wetlands; effective date. Advances the date on which the comprehensive nontidal wetlands regulatory program becomes effective for linear transportation projects of the Virginia Department of Transportation from October 1, 2001, to August 1, 2001. This bill is identical to SB 1243.
Patron - Cox

[P] HB2310 Lake level contingency plans. Requires that, as part of a Virginia Pollutant Discharge Elimination Permit System (VPDES) permit, a lake level contingency plan take into account and minimize any adverse effects on beneficial uses (protection of fish and wildlife habitat, recreation, navigation, and cultural and aesthetic values) of any release reduction requirements. Such plans are required for surface water impoundments whose primary purpose is to provide cooling water to power generators. Currently, the plan only has to take into account and minimize the impact of release reductions on downstream users. However, the reduction in the release amounts required by the plan would not be implemented if it adversely affects (i) the ability to meet water quality standards, (ii) the ability to provide adequate water supplies needed for consumptive uses (drinking water or fire protection), and (iii) fish and wildlife. If the adverse affect is imminent, Virginia Power is authorized to release increased amounts of water for up to 48 hours or until such time as DEQ determines the increased release is necessary. This bill incorporates HB 2714.
Patron - Dickinson

[P] HB2601 Discharges to state waters; notification required. Requires any person in violation of the provisions of subsection A of § 62.1-44.5 who discharges or causes or allows i) a discharge of sewage, industrial waste, other wastes, or any noxious or deleterious substance, into state waters, or ii) a dis-

charge that may reasonably be expected to enter state waters, to promptly, or not later than 24 hours after learning of the discharge, notify the State Water Control Board, the Director of the Department of Environmental Quality, or the coordinator of emergency services for the locality expected to be affected by the discharge. Violators of the notice requirement will be subject to the penalty provisions of the State Water Control Law. Under current law the notification requirement applies only to those persons required to obtain a discharge permit from the State Water Control Board. This bill is identical to SB 1285.
Patron - Nixon

[P] HB2774 Virginia Resources Authority; public safety facilities. Adds public safety facilities, including law-enforcement training facilities and emergency response, fire, rescue and police stations, and the remediation of brownfields and contaminated properties to the projects that may be funded through the Virginia Resources Authority. This bill is identical to SB 1402.
Patron - Ingram

[P] HB2827 Sewage sludge. Allows localities to adopt ordinances that provide for the monitoring of the land application of sewage sludge. The Board of Health is to adopt regulations, by July 1, 2002, requiring persons who land apply sludge to pay a fee. The fee cannot exceed the direct costs to localities of testing and monitoring the application of sewage sludge. The Board of Health's regulations are to include procedures for the (i) collection of the fees by the Department of Health, (ii) retention of the fees in a special nonreverting fund, and (iii) disbursements from the fund to localities for monitoring the sewage sludge.
Patron - Pollard

[P] HJ627 Lynnhaven River watershed. Requests the Department of Conservation and Recreation and the Chesapeake Bay Local Assistance Department to work with the U.S. Army Corps of Engineers, the City of Virginia Beach, other appropriate federal, regional, and state agencies, citizen and civic groups, the development and environmental communities, and watermen and the fisheries industry on preparation of a request for approval of a Lynnhaven River watershed study, to coordinate all state agencies with respect to that effort, and to begin work on the study immediately following the effective date of the resolution.
Patron - Purkey

[P] SB1072 Reporting of ballast water discharge; penalty. Requires that operators of certain commercial vessels file a Ballast Water Control Report form with the Virginia Marine Resources Commission. The reporting requirements shall not apply to any vessel of the United States Department of Defense, the United States Coast Guard, or the Armed Forces. The reporting requirement may be satisfied for those vessels whose first port of call in United States waters is in Virginia by the filing of a copy of the form submitted to the National Ballast Water Information Clearinghouse. Any operator who knowingly fails to file a report form in a timely manner or knowingly makes a false statement on the report form shall be guilty of a Class 1 misdemeanor.
Patron - Bolling

[P] SB1232 Virginia Resources Authority; power to borrow money and issue bonds and credit enhancements; limitation. Requires that the aggregate outstanding principal amount of bonds issued by the Virginia Resources Authority (VRA) and local obligations guaranteed pursuant to credit enhancements by the VRA, which are secured by a capital reserve fund, not exceed \$900 million without prior approval

by the General Assembly. The current cap on such bonds and obligations is \$550 million.

Patron - Stolle

[P] SB1243 Nontidal wetlands; effective date. Advances the date on which the comprehensive nontidal wetlands regulations for linear transportation projects of the Virginia Department of Transportation become effective from October 1, 2001, to August 1, 2001. This bill is identical to HB 2292.

Patron - Miller, K.G.

[P] SB1285 Discharges to state waters; notification required. Requires any person in violation of the provisions of subsection A of § 62.1-44.5 who discharges or causes or allows i) a discharge of sewage, industrial waste, other wastes, or any noxious or deleterious substance, into state waters, or ii) a discharge that may reasonably be expected to enter state waters, to promptly, or not later than 24 hours after learning of the discharge, notify the State Water Control Board, the Director of the Department of Environmental Quality, or the coordinator of emergency services for the locality expected to be affected by such discharge. Violators of the notice requirement will be subject to the penalty provisions of the State Water Control Law. Under current law the notification requirement applies only to those persons required to obtain a discharge permit from the State Water Control Board. This bill is identical to HB 2601.

Patron - Rerras

[P] SB1348 New individual Virginia Pollutant Discharge Elimination permit; when application considered complete. Requires applicants for new individual Virginia Pollutant Discharge Elimination permits authorizing new discharges of sewage, industrial wastes, or other wastes into state waters to provide certification from the local county, city or town that the proposed facility would be consistent with local zoning requirements. The local county, city or town must notify the applicant and the State Water Control Board of the facility's compliance or noncompliance within 30 days or the certification requirement is waived. Under current law, local approval is required for discharges of sewage to surface impoundments and the local governing body must provide certification within 45 days or the requirement is waived.

Patron - Hanger

[P] SB1402 Virginia Resources Authority; public safety facilities. Adds public safety facilities, including law-enforcement training facilities and emergency response, fire, rescue and police stations, and the remediation of brownfields and contaminated properties to the projects that may be funded through the Virginia Resources Authority. This bill is identical to HB 2774.

Patron - Ruff

[P] SB1404 Permits for private sewerage facilities; waiver of filing requirement. Provides that the State Water Control Board may grant to an operator of a private sewerage facility that was permitted prior to January 1, 2001, and discharges less than 5,000 gallons of effluent per day, a waiver of the requirement to file a plan to control, prevent, or contain a threat to public health or the environment from the closure of such facility. The waiver may be issued upon a finding by the Board that, for at least five years, such person has not violated any regulation or order of the Board, any condition of a permit to operate such facility, or any other provision of the State Water Control Law. However, such waiver may not be issued until the governing body of the locality in which the facility is located approves the waiver after holding a public hearing and the Board may revoke the waiver for good cause. Any operator who receives a waiver and later ceases operation would, if such

cessation results in significant harm, or an imminent and substantial risk of significant harm to human health and the environment, be guilty of a Class 4 felony and liable to the Commonwealth and any applicable political subdivision.

Patron - Mims

[F] Failed

[F] HB1907 Potomac River Riparian Rights and Permitting Act; permits for water withdrawals; construction of improvements appurtenant to the Virginia shore. Authorizes the State Water Control Board to establish requirements for the withdrawal of water from the Potomac River and to issue Potomac River Water Appropriation Permits (water appropriation permits) for such withdrawals. Such permits will be valid for 10 years and may be renewed for additional terms upon written application. Any person withdrawing water from the Potomac River is required to obtain the permit and any such permit issued for withdrawal of water from the portion of the Potomac River subject to the Potomac River Low Flow Agreement of 1978 must contain provisions subjecting the permittee to the low flow allocation formula established by that agreement. The bill also provides that no Virginia user of the Potomac River will be required to obtain a water appropriation permit from the State of Maryland in order to withdraw water from the river. The Board shall issue a permit to any Virginia user holding a permit from the State of Maryland for withdrawal of the same quantity of water. The bill provides that any person constructing a wharf, water intake, or other structure or improvement appurtenant to his property on the Virginia shore of the river below the low water mark be allowed to do so after obtaining the permits required by the U.S. Army Corps of Engineers and any permits required under state law. The authority of the State of Maryland to impose permitting requirements for construction activity beyond those required by federal law is not recognized by the Commonwealth.

Patron - Callahan

[F] HB2384 Wetlands mitigation. Prohibits the Commonwealth from mitigating the loss of natural wetlands by creating or restoring wetlands in areas outside the hydrologic unit in which those natural wetlands are located.

Patron - Pollard

[F] HB2572 Nontidal wetland program. Eliminates any duplication of state and federal permitting requirements for those activities covered by a federal nationwide or regional permit. Once the State Programmatic General Permit is approved by the U.S. Army Corps of Engineers, only a state permit will be required for activities in nontidal wetlands.

Patron - McDonnell

[F] HB2714 Lake level contingency plans. Provides that lake level contingency plans required in connection with the issuance of a Virginia Pollution Discharge Elimination System permit shall not be designed or implemented so as to conflict with an existing order issued by the State Corporation Commission establishing a minimum release rate for an impoundment structure. This bill has been incorporated into HB 2310.

Patron - Hargrove

[F] SB1272 Nontidal wetlands. Delays the date on which the more comprehensive nontidal regulatory program becomes effective from October 1, 2001, to October 1, 2002. The bill also requires that the regulations for this nontidal wetlands program be no more stringent than federal requirements.

Patron - Wagner

Welfare (Social Services)

P Passed

P HB1581 Adult protective services; reports of exploitation by financial institution employees. Permits employees of banks, savings institutions, securities firms, insurance companies, and credit unions to report the suspected exploitation of incapacitated persons. Exploitation is defined as the illegal use of an incapacitated adult or his resources for another's profit or advantage. The reports may be filed with the local department of social services for the city or county where the adult resides or the exploitation is believed to have occurred.

Patron - Hamilton

P HB1595 Child welfare agencies; criminal background checks. Provides that a child-placing agency may approve as an adoptive parent an applicant convicted of not more than one misdemeanor simple assault conviction provided 10 years have elapsed following the conviction.

Patron - Black

P HB1639 Residential facilities for juveniles. Adds the Virginia Department of Military Affairs to the list of residential facilities for juveniles that require a criminal background check as a condition of employment, volunteering or providing services to juveniles.

Patron - Suit

P HB1660 Adult adoption. Reduces the five-year Commonwealth residency requirement in the adult adoption process to two years.

Patron - Parrish

P HB1717 Adult protective services; training. Requires the Department of Social Services to establish, and the State Board to approve by September 15, 2001, minimum standards for training for all adult protective services workers. The uniform training programs shall require all adult protective services workers to complete such training within one year from the date of implementation of the training program or within the first year of their employment. This bill is identical to SB 1199 and SB 827.

Patron - Hamilton

P HB1866 Child protective services; corporal punishment by school personnel. Clarifies within the child abuse and neglect statute that teachers, principals or other persons employed by a school board or employed in a school operated by the Commonwealth are prohibited from subjecting a student to corporal punishment. The bill distinguishes that the definitions of "corporal punishment" or "abused or neglected child" shall not include physical pain, injury or discomfort caused by the use of incidental, minor or reasonable physical contact or other actions designed to maintain order and control or the use of reasonable and necessary force to quell a disturbance or remove a student from the scene of a disturbance that threatens physical injury to persons or damage to property, to prevent a student from inflicting physical harm on himself, for self-defense or the defense of others, or to obtain possession of weapons or other dangerous objects or controlled substances or paraphernalia that are upon the person of the student or within his control, or by participation in practice or competition in an interscholastic sport, or participation in physical education or an extracurricular activity. In determining whether a person was acting within these exceptions, the

local department of social services shall examine whether the person's actions at the time of the event were reasonable.

Patron - Orrock

P HB2013 Child protective services. Requires the Department of Social Services to respond to requests for a search of the central registry of founded complaints of child abuse and neglect made by local departments of social services within 10 business days of receipt of such requests in cases where there is no match within the central registry and within 30 business days if there is a match. The bill contains technical amendments.

Patron - Jackson

P HB2202 Neighborhood assistance programs; tax credits. Extends the sunset provision from 2002 to 2004. The bill also makes tax credits for donations by individuals pursuant to the Neighborhood Assistance Program subject to a cap of \$1 million per fiscal year beginning with the 2001-2002 fiscal year. Beginning January 1, 2002, donations by individuals under the Neighborhood Assistance Program shall be eligible for a tax credit in an amount equal to 45 percent of such monetary donation. A minimum monetary donation of \$900 is required for eligibility for a tax credit beginning January 1, 2002, and the maximum tax credit that may be issued in a taxable year is capped at \$750. Under current law, there is no fiscal year cap for tax credits and the tax credit issued is an amount equal to 100 percent of the monetary donation with \$50 required as a minimum donation and \$100 allowed as a maximum donation.

Patron - Almand

P HB2378 Child welfare agencies; criminal record waiver. Permits the Commissioner of the Department of Social Services to grant a waiver to an applicant for licensure or registration of a family day home if any other adult living in the home of the applicant has been convicted of misdemeanor simple or domestic assault, provided five years have elapsed following the conviction and the Department of Social Services has conducted a home study. The waiver shall not be granted if the adult living in the home is an assistant or substitute provider.

Patron - Landes

P HB2473 Home Energy Assistance Program. Establishes the Home Energy Assistance Program in the Department of Social Services, which is designated as the state agency responsible for coordinating state efforts in furtherance of the policy to support the work of public agencies, private utility service providers, and charitable and community groups seeking to assist low-income Virginians in meeting their seasonal residential energy needs. The Department is charged with (i) administering distributions from the Home Energy Assistance Fund created by this measure; and (ii) reporting on the effectiveness of low-income energy assistance programs in meeting the needs of low-income Virginians. The Department is authorized to assume responsibility for administering all or any portion of any private, voluntary low-energy fuel assistance program, if requested by the administrator of such program. The Home Energy Assistance Fund will be used to supplement the federal Low Income Home Energy Assistance Program Block Grant and to assist the Commonwealth in maximizing the amount of federal funds available under the Low Income Home Energy Assistance Program and the Weatherization Assistance Program by providing funds to comply with fund matching requirements. The Fund shall consist of moneys appropriated by the General Assembly, donations, and contributions. The bill requires the State Board of Social Services to promulgate regulations to implement provisions of the bill

within 280 days of its enactment, and the bill will become effective from its passage.

Patron - Plum

[P] HB2490 Assisted living facilities. Clarifies that assisted living facilities shall provide safe, secure environments for residents with serious cognitive impairments only if they have a primary psychiatric diagnosis of dementia.

Patron - Brink

[P] HB2533 Social services; adult protective services. Requires directors of local departments of social services to refer cases of alleged adult abuse, neglect and exploitation to the appropriate regulatory authority or agency for administrative or criminal investigation if the case involves a regulated facility and the person alleged to be in need of services leaves the facility or his safety is otherwise assured. The director, not later than 45 days after referral, shall follow-up with the investigating agency.

Patron - Phillips

[P] SB827 Adult protective services; training. Requires the Department of Social Services to establish, and the State Board to approve by September 15, 2001, minimum standards for training for all adult protective services workers. The uniform training programs shall require all adult protective services workers to complete such training within one year from the date of implementation of the training program or within the first year of their employment. This bill is identical to HB 1717 and SB 1199.

Patron - Houck

[P] SB1008 Child day care funding for low-income families. Requires the Department to identify strategies for Virginia to obtain the maximum amount of federal funds available for child day care services for TANF recipients and families whose incomes are at or below 185 percent of the federal poverty level. The Department shall provide an annual report to the chairmen of the House Committees on Appropriations and Health, Welfare and Institutions and Senate Committees on Finance and Rehabilitation and Social Services by December 15.

Patron - Ticer

[P] SB1096 Confidentiality of public assistance and social services records and information. Clarifies the confidentiality provisions for records and information concerning public assistance and social services to and on behalf of individuals. The bill creates separate sections for the confidentiality of public assistance and social services programs administered by the Department of Social Services and local departments of social services. Except as provided by state and federal law and regulation, no records, information or statistical registries concerning applicants for and recipients of public assistance shall be made available except for purposes directly connected with the administration of the public assistance program. Such purposes include establishing eligibility, determining the amount of assistance, and providing social services for applicants and recipients. Social services records, information and statistical registries shall be confidential provided that they are accessible to persons having a legitimate interest in accordance with state and federal law and regulation. The bill requires the State Board of Social Services to adopt emergency regulations to implement these provisions. This bill is a recommendation of the Code Commission.

Patron - Mims

[P] SB1199 Adult protective services; training. Requires the Department of Social Services to establish, and the State Board to approve by September 15, 2001, minimum

standards for training for all adult protective services workers. The uniform training programs shall require all adult protective services workers to complete such training within one year from the date of implementation of the training program or within the first year of their employment. This bill is identical to HB 1717 and SB 827.

Patron - Forbes

[P] SB1214 Neighborhood assistance programs; tax credits. Beginning January 1, 2002, donations by individuals under the Neighborhood Assistance Program shall be eligible for a tax credit in an amount equal to 45 percent of such monetary donation. A minimum monetary donation of \$900 is required for eligibility for a tax credit beginning January 1, 2002, and the maximum tax credit that may be issued in a taxable year is capped at \$750. Under current law, the tax credit issued is an amount equal to 100 percent of the monetary donation with \$50 required as a minimum donation and \$100 allowed as a maximum donation.

Patron - Whipple

[F] Failed

[F] HB1567 Public assistance benefits; standards of assistance. Requires the Boards of Medical Assistance Services and Social Services to promulgate emergency regulations taking into account the 2000 United States Census data to amend the standards of assistance to be used to determine Medicaid eligibility and Temporary Assistance to Needy Families payment amounts.

Patron - Landes

[F] HB1799 Social services; auxiliary grants. Makes the auxiliary grants program completely state-funded by eliminating the local share of the program.

Patron - Hamilton

[F] HB1871 Comprehensive services act; payment by responsible persons. Clarifies parents or guardians shall pay child support for children in noncustodial placements for Comprehensive Services Act (CSA) services. The bill requires the Division of Child Support Enforcement, at the request of the local board of social services or public agency designated by a community policy management team, to petition the juvenile court to recoup payment from responsible persons for all noncustodial placements for CSA services.

Patron - Cranwell

[F] HB1985 Social services; foster care. Provides that the marital status of prospective foster parents cannot be the sole criterion for the denial of a foster care placement.

Patron - Watts

[F] HB2062 Welfare and social services; department of social services enforcement of orders from other states. Provides that in enforcing any order of child support from another state, the statute of limitations for collecting such support of the applicant state shall apply; and, if the noncustodial parent against whom the support is sought presents himself to the agency or court in the applicant state, the Department shall remand the case to the applicant state for adjudication prior to enforcement.

Patron - McQuigg

[F] HB2092 Subsidized guardianship of children living with relative caregivers. Directs the Department of Social Services to establish a subsidized guardianship program for the benefit of children in the custody of a local board of social services or other child welfare agency who are living

with relative caregivers and who have been in foster care or living with relatives other than natural parents for not less than 18 months. A relative caregiver means a person who is caring for a child related to such person for whom the option of reunification has been eliminated and termination of parental rights is not appropriate. The subsidized guardianship program shall include a special-need subsidy, which shall be a one-time lump sum payment for expenses resulting from the assumption of care of the child, a medical subsidy, and a monthly subsidy on behalf of the child payable to the relative caregiver that shall be equal to the prevailing foster care rate. The Department may establish an asset test for eligibility under the program. The relative caregiver receiving a guardianship subsidy shall submit annually to the Department a sworn statement that the child is still living with and receiving support from the guardian.

Patron - Devolites

[F] HB2166 Child protective services differential response system. Prohibits local departments who are responding to a report or complaint of child abuse or neglect by conducting a family assessment from petitioning the court for services deemed necessary, including, but not limited to, removal of the child or his siblings from their home.

Patron - Nixon

[F] HB2167 Child protective services differential response system. Requires an oral explanation of the family assessment procedure used by child protective services workers. The bill clarifies that reports handled by a family assessment shall not be entered into the central registry and families can decline services offered as a result of a family assessment. Finally, the bill requires the Department of Social Services to report on the turnover rate of child protective services workers and the effectiveness of the initial assessment in determining the appropriate level of intervention.

Patron - Nixon

[F] HB2256 Child abuse and neglect; animal control officers, et al., to report suspected child abuse. Requires animal control officers to receive, every three years, training in the recognition and reporting of suspected child abuse and neglect. The Department of Social Services will approve the content of such training.

Patron - Watts

[F] HB2260 Temporary Assistance to Needy Families (TANF) child support supplement. Returns to recipients of TANF cash assistance TANF child support supplements from child support payments collected on their behalf. The TANF child support supplement shall be in an amount equal to the current state share of child support collected by the Division of Child Support Enforcement, less any disregard passed through to such child pursuant to any other provision of law. The TANF child support supplement shall be paid to the recipient the month after child support is collected by the Division of Child Support Enforcement on his behalf. For purposes of determining eligibility for medical assistance services, the TANF child support supplement shall be disregarded. This bill incorporates HB 2571.

Patron - Watts

[F] HB2367 Kinship care. Defines the practice of kinship care as the full-time care, nurturing, and protection of children by relatives, members of their tribes or clans, godparents, stepparents, or any adult who has a kinship bond with a child. This bill is a recommendation of the Youth Commission.

Patron - Darner

[F] HB2492 Child protective services. Establishes a regional child-protective services unit within each regional

office of the Department of Social Services for the investigation of complaints and reports involving out-of-family investigations. This bill is a recommendation of the Out-of-Family Investigation Advisory Committee established pursuant to § 63.1-248.7:1, which was directed to review the process for investigating allegations of abuse and neglect of children in out-of-family situations in SB 259 (2000).

Patron - Brink

[F] HB2523 Lists of group homes and residential facilities. Requires the Departments of Mental Health, Mental Retardation and Substance Abuse Services, Social Services and Juvenile Justice to keep records of group homes and residential facilities for persons with mental illness, mental retardation and substance addiction and abuse, persons who are aged, infirm or disabled or juveniles; these records shall be arranged according to the counties and cities of the Commonwealth in which the group homes or residential facilities are located. The Departments shall provide for the publication and distribution of the lists or parts thereof to anyone who requests a copy. The list shall state the name and business address of each group home or residential facility on the list and may include other information determined appropriate by the Department.

Patron - Reid

[F] HB2571 Temporary Assistance to Needy Families (TANF) child support supplement. Returns to recipients of TANF cash assistance TANF child support supplements from child support payments collected on their behalf. The TANF child support supplement shall be in an amount equal to the current state share of child support collected by the Division of Child Support Enforcement, less any disregard passed through to such child pursuant to any other provision of law. The TANF child support supplement shall be paid to the recipient the month after child support is collected by the Division of Child Support Enforcement on his behalf. For purposes of determining eligibility for medical assistance services, the TANF child support supplement shall be disregarded. This bill has been incorporated into HB 2260.

Patron - McDonnell

[F] HB2669 Income tax; Neighborhood Assistance Act tax credit. Increases from 45 percent to 50 percent the percentage of the value of the money, property, professional services, and contracting services donated by a business firm for neighborhood programs approved under the Neighborhood Assistance Act that the business firm may take as a tax credit.

Patron - Diamonstein

[F] HB2698 Family and Children's Trust Fund. Removes the Commissioner of the Department of Social Services as a member of the Board of Trustees of the Family and Children's Trust Fund. The bill states that the Board shall report to the Governor or his designee and the Secretary of Health and Human Resources or his designee. The bill grants the Board authority to (i) maintain a checking account, (ii) employ qualified staff, and (iii) prepare and submit an annual budget to the Governor.

Patron - Callahan

[F] HB2771 Child protective services. Provides that the standard of proof for a local department of social services to use in determining whether a reported case of child abuse or neglect is founded or unfounded is by clear and convincing evidence. Currently, the standard of proof is preponderance of the evidence and is set by State Board of Social Services' regulation. The bill requires that any determination that a complaint or report is founded shall be based primarily on first source evidence; in no instance shall a determination that a complaint

or report is founded be based solely on indirect evidence or an anonymous complaint.

Patron - Katzen

[F] HB2839 Advisory Council on Adult Care Residences. Creates a 24-member Advisory Council on Adult Care Residences to advise the Board of Social Services on the review and enforcement of regulations promulgated by the Board. The 16 citizen members of the Advisory Council are voting members and the eight members representing state government entities are ex officio members with no voting power.

Patron - Hall

[F] SB829 Kinship care. Defines the practice of kinship care as the full-time care, nurturing, and protection of children by relatives, members of their tribes or clans, godparents, stepparents, or any adult who has a kinship bond with a child. This bill is a recommendation of the Youth Commission.

Patron - Miller, Y.B.

[F] SB864 Temporary Assistance to Needy Families (TANF); day care. Requires the Department of Social Services to provide child day care services for (i) the children of TANF recipients engaged in employment or education, (ii) participants in the Virginia Initiative for Employment Not Welfare (VIEW), and (iii) former VIEW participants for 12 months after termination of TANF financial assistance if such services are needed to (a) fulfill a VIEW requirement, (b) enable the individual to seek or retain employment, or (c) attend a job training or educational program, which has been approved by the local department of social services as likely to result in self-sufficiency, unless the local department subsequently determines that the recipient is not making satisfactory progress toward completion of such job training or educational program. The bill also requires child day care services for those individuals who are eligible pursuant to State Board of Social Services regulations. Such services shall only be for TANF recipients, VIEW participants and former VIEW participants who are unable to obtain suitable child day care at no cost.

Patron - Miller, Y.B.

[F] SB865 Foster care; corporal punishment. Requires all public and private child-placing agencies to have a written agreement with any foster home, child-caring institution, residential facility or group home that shall include an agreement not to use corporal punishment or give others permission to do so. Corporal punishment is defined as the infliction of, or causing the infliction of, pain or discomfort. Prohibited actions include, but are not limited to, hitting with any part of the body or with an implement, pinching, pulling, shaking, binding a child, forcing a child to assume an uncomfortable position, or locking a child in a room or closet. This prohibition on corporal punishment shall exist whether punishment is spontaneous or a deliberate technique for effecting behavioral change or part of a behavior management program.

Patron - Miller, Y.B.

[F] SB888 Grant program for kinship care services. Provides up to \$100,000 in matching funds to organizations for the development or expansion of kinship care services. Kinship care is defined as the full-time care, nurturing, and protection of children by relatives, members of their tribes or clans, godparents, stepparents, or any adults who have kinship bonds with the children. The bill sets out the process for applying for grants, and authorizes the Department of Social Services to examine the books and records of the community kinship care organization to verify that it has satisfied the grant requirements. The bill establishes the Interagency Advisory Committee on Kinship Care composed of the Directors or Commissioners of the Department for the Aging, Department

of Health, Department of Juvenile Justice, and Department of Social Services, and a representative of the Office of the Executive Secretary of the Supreme Court. The Committee shall provide oversight of the Virginia Kinship Care Grant Program and promote interagency leadership for comprehensive planning and coordinated implementation of proposals to provide support to kinship caregivers and technical assistance to localities. The Committee shall report on the status and effectiveness of the Virginia Kinship Care Grant Program by November 1 of each year.

Patron - Miller, Y.B.

[F] SB900 Social Services; Caregiver Grant Fund. Clarifies that the failure to file a complete application, including supporting documentation, would disqualify the applicant for grant care that year. The bill also deletes the provision that created a priority system whereby applicants who were not allocated the full grant to which they were entitled in a given year would be given first priority for allocations in the next year.

Patron - Stosch

[F] SB1145 Adoption registry. Establishes within the State Department of Social Services a voluntary adoption registry to facilitate voluntary contact between mutually consenting adopted adults and their adult birth relatives. An adult adoptee or an adult birth relative of an adoptee who requests disclosure of identifying information concerning the other would receive this information if the other has filed a form consenting to his disclosure. An authorization for disclosure may be revoked at any time. The bill further provides that the act shall not become effective unless an appropriation effectuating its purposes is included in the 2001 Appropriations Act.

Patron - Puller

[F] SB1352 Child abuse and neglect training for mandated reporters. Requires mandated reporters to complete two hours of training regarding the identification and reporting of child abuse and neglect within one year of the establishment of the training program by the Department or within six months after other persons become mandated reporters. Training shall be obtained from an agency, institution or other public or private organization approved by the Department of Social Services to provide such training. The training shall include information regarding the physical and behavioral indicators of child abuse and neglect and the mandatory reporting requirements, including, but not limited to, when and how a report shall be made, what other actions the person is mandated or authorized to take, the legal protections afforded such persons and the consequences for failing to report. Mandated reporters shall provide the body authorized to license, register, accredit, hire, appoint or designate them with documentation verifying the completion of the required child abuse identification and reporting training program. The cost of obtaining the training shall be borne by the mandated reporter, unless the body authorized to license, register, accredit, hire, appoint or designate them, at its option, decides to pay such cost.

Patron - Howell

Wills and Decedents' Estates

[P] Passed

[P] HB1195 Probate of estates. Requires that the notice of probate include a notice that the recipient is entitled to have the personal representative supply him with copies of inventories, accounts and reports if the person makes a written

request. If the person makes a written request the commissioner of accounts must send him a copy of the commissioner's report and a statement that the report will stand unless contested by a certain date. The bill applies to deaths occurring on or after July 1, 2002.

Patron - Diamonstein

[P] HB1729 Nonprobate transfers on death. Specifies that a provision for a nonprobate transfer on death in an insurance policy, contract of employment, bond, mortgage, promissory note, certificated or uncertificated security, account agreement, custodial agreement, deposit agreement, compensation plan, pension plan, individual retirement plan, employee benefit plan, trust, conveyance, deed of gift, marital property agreement, or other written instrument of a similar nature is nontestamentary. The bill clarifies recent court decisions on the subject. The bill is a modified version of Section 6-101 of the Uniform Probate Code.

Patron - Howell

[P] HB2067 Notice of probate. Provides that if no notice is required to be given, the personal representative must file with the clerk of court an affidavit stating this fact. This requirement is an addition to the requirement under current law that an affidavit with the names and addresses of the persons to whom notice was given be filed. This bill is a recommendation of the Judicial Council of Virginia, acting on the recommendation of its Standing Committee on Commissioners of Account.

Patron - Howell

[P] HB2127 Payments to estates; beneficiaries. Raises from \$10,000 to \$15,000 the threshold amount in the following statutes: payment of certain small sums due persons upon whose estates there has been no qualification, payment where decedent owned securities issued by corporation, payment of small sums due trust or estate beneficiaries where no qualification on estate, payment to consort or court of small sum of deceased inmate of state mental institution, payment of small sum due deceased patient of municipally operated health care facility, money and personal property belonging to nonresident decedents, collection of personal property by affidavit. The threshold amount for exempt property and the homestead allowance is raised from \$10,000 to \$15,000. The family allowance is raised from \$12,000 to \$18,000.

Patron - McClure

[P] HB2128 Incorporation by reference; letter of instruction or memorandum into a will, power of attorney or trust instrument. Allows the following to be incorporated by reference: (i) a letter or memorandum to the fiduciary or agent as to the interpretation of discretionary powers of distribution to beneficiaries where the will, power of attorney or trust instrument provides the fiduciary or agent the power to make distributions in the discretion of the fiduciary or agent; and (ii) a letter or memorandum stating the views or directions of the maker of the will, power of attorney or trust instrument as to the exercise of discretion by the fiduciary or agent in making health care decisions for the maker.

Patron - McClure

[P] HB2200 Suits upon judgment and contracts of decedent. Clarifies that a personal representative may sue or be sued upon any judgment for or against or any contract of or with his decedent, including, but not limited to, suits for personal injury or wrongful death.

Patron - Almand

[P] HB2373 Secretary of the Commonwealth. Changes a reference in the Code of Virginia from "Secretary of

State" to "Secretary of the Commonwealth" inasmuch as Virginia has no Secretary of State.

Patron - Joannou

[P] HB2374 Lawsuits against deceased defendants. Provides that in an action for personal injury or death by wrongful act arising within the Commonwealth against the estate of any person who has died and for whose estate an executor has not been appointed, an administrator of such person may be appointed by the clerk of the court solely for the purpose of prosecution of the suit. This procedure is currently available only in the case of the estate of a defendant who was a nonresident of the Commonwealth.

Patron - Joannou

Workers' Compensation

[P] Passed

[P] HB41 Presumption as to death or disability from hypertension or heart disease; special agents of the Department of Alcoholic Beverage Control. Extends the presumption for work-related death or disability from hypertension or heart disease under workers' compensation to include special agents of the Department of Alcoholic Beverage Control.

Patron - Woodrum

[P] HB2306 Workers' compensation; drug-free workplace programs. Removes the four-year limit on the duration of the insurance premium discount that workers' compensation insurers provide to employers instituting and maintaining drug-free workplace programs. Currently, insurers are required to provide employers who institute such programs that satisfy the insurer's criteria with premium discounts of up to five percent for a total of no more than four years.

Patron - Bolvin

[P] HB2405 Certain benefits for special forest wardens. Includes special forest wardens within the definition of "firefighter" for purposes of workers' compensation for off-duty incidents, and for presumptions of death or disability due to respiratory disease, hypertension, heart disease, or certain cancers. In addition, the children and spouses of these wardens who have been killed in the line of duty are entitled to a waiver of tuition and fees at Virginia institutions of higher education. The definition of "firefighter" for purposes of the Workers' Compensation Act presumptions is amended to exclude persons who are employed by private employers primarily to perform firefighting services.

Patron - Kilgore

[F] Failed

[F] HB1594 Workers' compensation; chiropractic care. Requires an employer to list one chiropractor on the panel of physicians from which an employee chooses a physician when the employee's injury is to the back, neck or spine.

Patron - Black

[F] HB1658 Presumption as to death or disability from hypertension or heart disease; Department of Motor Vehicles enforcement division members. Extends the presumption for work-related death or disability from hypertension or heart disease under workers' compensation to include

full-time sworn members of the enforcement division of the Department of Motor Vehicles.

Patron - Parrish

[F] HB1693 Workers' compensation; occupational disease presumption; police officers of Metropolitan Washington Airports Authority. Establishes a presumption that hypertension or heart disease causing the death or disability of an officer of the police department established and maintained by the Metropolitan Washington Airports Authority is an occupational disease compensable under the Workers' Compensation Act. Currently, such presumption exists for members of the State Police Officers' Retirement System, members of county, city or town police departments, sheriffs and deputy sheriffs, city sergeants or deputy city sergeants of the City of Richmond, Virginia Marine Patrol officers, certain game wardens, and Capitol Police officers.

Patron - Black

[F] HB2039 Workers' compensation; payment of medical expenses after award. Requires the Workers' Compensation Commission, if it finds that the employer or insurer unreasonably delayed or denied payment of the employee's medical expenses, to award interest on the amount paid for such medical attention, to the employee, or health care provider if the health care provider has not been paid, at the judgment rate of nine percent from the date of the bill until the date paid. The bill will sunset on July 1, 2003.

Patron - Rust

[F] HB2113 Workers' compensation; cost of living supplements. Requires the Workers' Compensation Commission to develop procedures to ensure that cost of living supplementary payments are provided to eligible claimants upon the effective date of increases in the Average Consumer Price Index for all items adjusted annually.

Patron - Suit

[F] HB2525 Workers' compensation; disability from pneumoconiosis. Requires that the members of any panel or committee required to interpret or classify a chest roentgenogram for purposes of diagnosing a coal worker's pneumoconiosis shall be board-certified or board-eligible pulmonologists. Members of the panel are currently required to be approved B-readers.

Patron - Phillips

[F] HB2647 Workers' compensation; presumption of dependency. Removes the requirement that a spouse, child or parent be "wholly" dependent upon a deceased employee in order to be eligible for certain benefits upon the death of an employee from an accident. The measure also substitutes the term "spouse" for the terms "husband" and "wife" in the provision that establishes the presumption that dependents are dependent for support upon a deceased employee. A spouse of a deceased employee will be presumed to be dependent for support upon the deceased employee whom the spouse had not voluntarily deserted or abandoned at the time of the accident or with whom the spouse lived at the time of the accident, if the spouse is then actually dependent upon the deceased employee.

Patron - Moran

[F] HB2710 Workers' compensation; attorney fees. Prohibits the Workers' Compensation Commission from awarding an injured employee's attorneys' fees and costs incurred in successfully contesting a claim for medical, surgical and hospital services from the sum that benefits a health care provider.

Patron - Broman

[F] SB898 Workers' compensation; whole body accident coverage. Provides financial compensation to injured employees who sustain a permanent partial loss of use of the body as a whole. This measure applies to permanent losses for which the number of weeks of compensation is not currently specified. The employee shall be paid compensation for the proportionate loss of use of the body as a whole resulting from the injury, based on a total value of 500 weeks for the body as a whole.

Patron - Reynolds

[F] SB1189 Workers' compensation; suspension of awards. Prohibits the Workers' Compensation Commission from suspending benefits previously awarded to an employee prior to conducting an evidentiary hearing when an employer seeks the termination or suspension of such benefits on grounds of (i) unjustified refusal to accept medical service or vocational rehabilitation services, (ii) refusal of selective employment within the employee's physical capacity, or (iii) a change in the employee's condition. If the employer's application complies with applicable law and its supporting documentation supports a finding of probable cause to believe the employer's grounds are meritorious, the Commission shall schedule an evidentiary hearing on the employer's application, provided that the employee requests the hearing within 15 days. If the employee does not timely request such a hearing, the Commission may suspend the employee's benefits. If the employee requests a hearing, the compensation previously awarded to the employee shall not be suspended unless and until the Commission enters an order, at or following the evidentiary hearing, that ends or diminishes the award.

Patron - Marye

Constitutional Amendment Resolutions

[P] Passed

[P] HJ503 Constitutional amendment (first resolution); property tax exemptions. Allows local governing bodies to grant tax exemptions for property used for charitable and certain other purposes by local ordinance subject to restrictions and conditions as provided by general law enacted by the General Assembly. The present Constitution allows the General Assembly to exempt such property by classification or by designation by a three-fourths vote in each house.

Patron - Howell

[P] SJ419 Constitution amendment (first resolution); claims of actual innocence. Provides that the Supreme Court may hear, as part of its original jurisdiction, claims of actual innocence presented by convicted felons in the cases and manner provided by the General Assembly.

Patron - Stolle

[F] Failed

[F] HJ190 Constitutional amendment (first resolution); Transportation Trust Fund. Prohibits "raiding" of the Transportation Trust Fund by the General Assembly for non-transportation purposes.

Patron - Marshall

[F] HJ216 Constitutional amendment (first resolution); Governor's time to act on bills. Moves the reconvened

session to the eighth Wednesday following adjournment sine die of a regular session to give the Governor an additional 15 days to act on legislation presented to him when there are fewer than seven days left in the session. The Governor's time to consider bills returned to him from a reconvened session of a regular or special session is reduced from 30 days to 15 days.

Patron - McDonnell

[F] HJ490 Constitutional amendment (first resolution); Governor's term of office. Permits the Governor to succeed himself in office. The amendment allows two terms (either in succession or not in succession) but prohibits election to a third term.

Patron - Purkey

[F] HJ547 Constitutional amendment (first resolution); surplus revenues; refunds to taxpayers. Provides for a refund to taxpayers of all surplus revenues remaining at the end of each biennium, as long as such surplus exceeds \$50 million. The surplus will be refunded to income taxpayers based on the taxpayer's share of the total income tax revenues in the year of the surplus.

Patron - Purkey

[F] HJ583 Constitutional amendment (first resolution); restoration of right to vote for felons. Authorizes the General Assembly to provide by law, or establish a process by law, for the restoration of civil rights to persons convicted of nonviolent felonies who have completed service of sentence, probation, and parole and met such other conditions or limitations as may be prescribed by law.

Patron - Van Yahres

[F] HJ609 Constitutional amendment (first resolution); taxation; exemptions. Exempts from taxation motor vehicles used for nonbusiness purposes as provided by general law. This resolution incorporates the provisions of HJR 811.

Patron - Rust

[F] HJ632 Constitutional amendment (first resolution); election of Justices of Supreme Court and judges of the other courts of record. Provides for the popular statewide election of the Justices and for the popular election of judges of other courts of record either statewide or by district as provided by law. Vacancies are to be filled as provided by law. The first election is scheduled for November 2003.

Patron - Stump

[F] HJ736 Constitutional amendment (first resolution); legislative sessions. Provides that regular annual sessions will begin on the fourth rather than the second Wednesday in January.

Patron - Joannou

[F] HJ796 Constitutional amendment (first resolution); appropriations to religious or charitable bodies. Permits the General Assembly to appropriate funds to religious or charitable bodies to minister to or reform criminals.

Patron - Grayson

[F] HJ799 Constitutional amendment (first resolution); voting methods. Provides that the right to vote is a fundamental right and requires that the General Assembly shall provide for uniformity, accuracy, and reliability as nearly as is practicable in the voting equipment used throughout the Commonwealth and for appropriations by the state to pay for the costs of such voting equipment.

Patron - Brink

[F] HJ811 Constitutional amendment (first resolution); taxation; exemptions. Exempts from taxation motor vehicles used for nonbusiness purposes. This resolution has been incorporated into HJR 609.

Patron - Day

[F] SJ212 Constitutional amendment (first resolution); retirement of debt. Requires that 10 percent of surplus revenues remaining after (i) all appropriations for a fiscal year and (ii) the making of required deposits to the Revenue Stabilization Fund, shall be used to retire state debt.

Patron - Hawkins

[F] SJ252 Constitutional amendment (first resolution); restoration of right to vote for felons. Authorizes the General Assembly to provide by law, or establish a process by law, for the restoration of civil rights for felons who have completed service of sentence, probation, and parole and met such other conditions or limitations as may be prescribed by law.

Patron - Hanger

[F] SJ305 United States Constitution; Equal Rights Amendment. Ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. This joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.

Patron - Byrne

[F] SJ307 Constitutional amendment (first resolution); restoration of right to vote for felons. Authorizes the General Assembly to provide by law, or establish a process by law, for the restoration of civil rights for felons who have completed service of sentence, probation, and parole and met such other conditions or limitations as may be prescribed by law.

Patron - Miller, Y.B.

[F] SJ366 Constitutional amendment (first resolution); county borrowing authority. Amends § 10 of Article VII of the Virginia Constitution to grant counties the same borrowing authority as cities and towns. The primary changes are to (i) apply a ceiling of 10 percent of assessed real estate valuation to county borrowing and (ii) eliminate the requirement for approval by a voter referendum that currently applies to county bond issues.

Patron - Miller, K.G.

[F] SJ398 Constitutional amendment (first resolution); local sources of revenues. Requires the General Assembly to maintain local sources of revenue and to appropriate general funds to localities to offset any loss of revenues occasioned by the passage of a law diminishing a local source of revenue. Local sources of revenue include, but are not limited to, monthly payments from the Commonwealth to local governments under the Personal Property Tax Relief Act of 1998.

Patron - Whipple

[F] SJ418 Constitutional amendment (first resolution); taxation; exemptions. Exempts from taxation motor vehicles and boats, as provided by general law.

Patron - Colgan

[F] SJ420 Constitutional amendment (first resolution); General Assembly; term limits. Limits members of the Senate to three terms (12 years) and members of the House of Delegates to six terms (12 years). The limitations apply to service for both consecutive and nonconsecutive terms. Service

for a partial term does not preclude serving an additional 12 years. A person may serve 12 years in each house or a total of 24 years in the General Assembly in a lifetime. The limits apply to terms of service beginning on or after the start of the year 2002 regular session of the General Assembly.

Patron - Potts

[F] SJ447 Constitutional amendment (first resolution); voting methods. Provides that the right to vote is a fundamental right and requires that the General Assembly shall provide for uniformity, accuracy, and reliability as nearly as is practicable in the voting equipment used throughout the Commonwealth and for appropriations by the state to pay for the costs of such voting equipment.

Patron - Whipple

Other Resolutions

[P] Passed

[P] HJ493 National motto. Supports the public display of the national motto, "In God We Trust," in public buildings and public schools in Virginia.

Patron - Black

[P] HJ494 Portrait of Governor Gilmore. Authorizes the painting of a portrait of Governor James S. Gilmore III to be hung in the Capitol.

Patron - Griffith

[P] HJ524 Lymphedema D-Day. Designates March 6th, in 2001 and in each succeeding year, as Lymphedema D-Day in Virginia in honor of the many Virginians who suffer from lymphedema.

Patron - Wardrup

[P] HJ548 Education program on hearing loss prevention. Requests the Commissioner of Health and the Director of the Department of the Deaf and Hard of Hearing to develop a plan for implementing an education program on prevention of hearing loss, in conjunction with the duties relating to testing of hearing of students in the public schools, and providing "technical assistance and training within the Commonwealth to support efforts to initiate or improve programs and services for the hearing impaired," as required by law. This resolution notes the injurious effects of loud noises and sustained loud noise. The Department of Health has examined strategies to prevent hearing loss from loud noises, known as Noise-Induced Hearing Loss (NIHL). An education program for elementary school children was identified as an appropriate response to this issue. The Commissioner and the Director are directed to work with the Superintendent of Public Instruction in developing a plan to implement any such hearing loss prevention education program.

Patron - Morgan

[P] HJ564 Prostate Cancer Awareness Month. Designates September, in 2001 and in each succeeding year, as Prostate Cancer Awareness Month in Virginia.

Patron - McQuigg

[P] HJ571 Veterans' History Week. Designates the second week of November as Veterans' History Week in Virginia.

Patron - Albo

[P] HJ577 2012 Olympic Games. Expresses the General Assembly's support for the bid of the Washington-Baltimore 2012 Coalition for the 2012 Olympic Summer Games. This resolution incorporates HJR 647 (Almand) and HJR 774 (Plum).

Patron - Callahan

[P] HJ581 Asthma assessment tools. Encourages the Departments of Health and Education to develop a plan, in consultation with Virginia Asthma Coalition and other stakeholders, that will increase the use of asthma assessment tools.

Patron - Baskerville

[P] HJ607 Eugenics. Expresses the General Assembly's profound regret over the Commonwealth's involvement in the discredited eugenics movement from 1924 until 1979.

Patron - Van Yahres

[P] HJ608 Remediation of students. Requests the Board of Education to consider the findings and recommendations of the Commission on Education Accountability's Task Force on Remediation and provide leadership to ensure that the interests and needs of students required to attend remediation programs or special prevention and intervention programs, and other at-risk students, are advanced. The four-year study of the Joint Subcommittee on Remediation was continued under the auspices of the Commission on Educational Accountability, pursuant to House Joint Resolution 302 (2000). The Commission appointed a task force to assume and continue the joint subcommittee's work. The task force considered the findings and recommendations of the joint subcommittee to date, and determined that certain aspects of the joint subcommittee's study needed completion, which the task force accomplished. The work of the task force confirms the findings and recommendations of the joint subcommittee, which are transmitted via this resolution to the Board of Education for consideration and action. This resolution is a recommendation of the Commission on Educational Accountability's Task Force on Remediation.

Patron - Van Yahres

[P] HJ651 Electoral College. Affirms Virginia's commitment to the principles of government embodied in the federal structure of government and reflected in the design of the Electoral College.

Patron - Ware

[P] HJ661 Commercial, promotional, and corporate partnerships and sponsorships in schools. Requests the Virginia School Boards Association and the Virginia High School League to cooperate in addressing issues relating to commercial, promotional, and corporate partnerships and sponsorships with schools. This resolution notes that commercial activities are not new to public schools, that commercial involvement in public education has increased significantly during the past decade; that most school officials, parents, and policy makers agree that corporate and business involvement in education has been positive; that although business and industry collaboration with schools should be encouraged and fostered, the school boards of Virginia must not lose sight of their primary purpose, i.e., to protect the best interest of schools and students. The VSBA and the VHSL are required to publicize the issues relating to commercial, promotional, and corporate partnerships and sponsorships; to provide the school boards with factual information on these issues and the problems that have occurred in other jurisdictions, including the concerns about inappropriate advertising and products, and the activities across the nation and in Virginia concerning amateur athletics; to provide information on the various kinds of commercial,

promotional, and corporate partnerships and sponsorships being implemented; and to recommend the appropriate components of school board policies on these matters.

Patron - Tata

[P] HJ662 National Collegiate Athletic Association's pending amateurism deregulation proposals. Expresses the strong opposition of the General Assembly to the NCAA's proposals to allow student athletes to receive pay for participation in sports while in high school and yet retain eligibility for college athletics by abstaining from such activities upon entering higher education. This resolution notes that the NCAA's official policy is still that there is "a clear line of demarcation between college athletics and professional sports," that the lure of big money and benefits has moved basketball toward professionalism at all levels, that a number of embarrassing and costly incidents have occurred relating to college teams and players who have engaged in prohibited activities during high school; that these incidents have lead to discussion at the organizational level and resulted in the NCAA amateurism deregulation proposals, and that deregulation could result in increased drop-out rates and the demise of high school athletic programs.

Patron - Tata

[P] HJ673 Constitutional rights and responsibilities. Requests the Office of the Attorney General, in cooperation with certain bar associations and civic organizations, to collaborate and cooperate to use existing state, local, and community mechanisms and resources to disseminate information and educate the citizens of the Commonwealth concerning their rights, privileges, and responsibilities under the United States Constitution and the laws and Constitution of Virginia. The Office of Attorney General and participating bar associations and civic organizations are requested to particular attention to explaining the First, Second, Fourth, and Fourteenth Amendments in a manner that can be easily understood by citizens of all generations and from diverse backgrounds.

Patron - Robinson

[P] HJ761 Virginia School Counseling Week. Designates the week of February 5-9, 2001, as Virginia School Counseling Week.

Patron - Dillard

[P] HJ765 Shallow waters of the Chesapeake Bay. Requests that the Virginia Institute of Marine Science, in consultation with appropriate state and federal agencies, local governments, and interested stakeholders, prepare a management plan for shallow water areas in the Chesapeake Bay and the tidal portion of its tributaries.

Patron - Drake

[P] HJ790 Virginia FFA Day. Proclaims February 22, 2001, as Virginia FFA Day, in honor of the many contributions of the Future Farmers of America to the Commonwealth.

Patron - Orrock

[P] HJ800 Equal pay for equal work. Recognizes the significance of Equal Pay Day to demonstrate the disparity between wages paid to men and women and supports efforts to eliminate wage discrimination.

Patron - Baskerville

[P] HJ802 A balanced curriculum for all students. Requests the Board of Education to encourage a balanced curriculum for all students. This resolution notes the present sustained period of prosperity, the current shortage of skilled workers, the increasing complexity of manufacturing and information technology and other matters indicating that many students may need opportunities to learn life skills in high

school. The Board is beseeched to provide opportunities in all of Virginia's secondary schools for students to pursue the academic, career and technical skills that will enable the students to reach their desired goals in life and to become productive contributors to our state and national economy.

Patron - Bloxom

[P] HJ805 Virginia Biotechnology Month. Designates October, in 2001 and in each succeeding year, as Virginia Biotechnology Month.

Patron - O'Bannon

[P] HJ808 Recognizing the role of America's military. Recognizes the role of America's military and veterans in defending freedom during the Cold War and urges the Board of Education to ensure that Virginia's schoolchildren learn about that role.

Patron - Cox

[P] HJ826 Surry County. Recognizes Surry County's significance in Virginia's history upon its 350th anniversary celebration. This resolution is identical to SJR 448 (Quayle)

Patron - Barlow

[P] HJ831 Forgotten Airmen Day. Designates February 2 as Forgotten Airmen Day in Bedford County in honor of the crew of the B-25 that crashed in the county on February 2, 1943.

Patron - Putney

[P] HJ844 Gulf War Veterans Week. Designates the week of February 26, 2001, as Gulf War Veterans Appreciation and Remembrance Week in Virginia, to acknowledge their sacrifices, demonstrate the esteem in which they are held, and express gratitude for their service to the country.

Patron - Moran

[P] HR39 Memorializing resolution; Railroad Retirement and Survivors Improvement Act. Memorializes Congress to support the Railroad Retirement and Survivors Improvement Act.

Patron - Diamonstein

[P] SJ377 African-American Scientist and Inventor Day. Designates February 25 each year as "African-American Scientist and Inventor Day" to acknowledge and recognize the significant achievements and contributions of African-American scientists, mathematicians, and inventors, many of whom were native sons and daughters of Virginia, with a special day on which these great minds may be honored and esteemed.

Patron - Lambert

[P] SJ379 Blood-lead testing or low-risk determinations for Virginia's children. Requests the Boards of Health and Medicine to cooperate in publicizing the statutory requirements for blood-lead testing or low-risk determinations for Virginia's children. This resolution notes that lead is a poison to which children are particularly susceptible and the effects of lead poisoning are not reversible and may include reduced intelligence and neurological deficits such as loss of hearing and the sense of balance/coordination. The resolution also states that the law to require the blood-lead testing or low-risk determinations for children was an initiative of the Joint Subcommittee to Study Lead Poisoning Prevention. To implement this provision, the Board of Health is requested to submit an article concerning the dangers of lead poisoning to children, the CDC's goal of eliminating childhood lead poisoning by 2010, the origin of the protocol statute, the requirements of the protocol law, the development of the protocol, and the contents of the protocol to the Board of Medicine; the Board of Medi-

cine is requested to include the Board of Health's article and protocol regulations in one of its issues of "Board Briefs" or any other regularly published Board of Medicine document. The two boards are further requested to initiate other reasonable efforts within the scope of their present duties and activities to publicize the new lead-testing requirements to practitioners who treat pediatric patients. This resolution is a recommendation of the Joint Subcommittee to Study Lead Poisoning Prevention.

Patron - Lambert

[P] SJ380 Cooperation in preventing childhood lead poisoning. Encourages the Departments of Health and Medical Assistance Services to continue to cooperate in preventing childhood lead poisoning. The Departments are requested to address issues relating to (i) the identification of Medicaid-enrolled children who are at risk for lead poisoning; (ii) the monitoring of children tested for elevated blood lead levels and those children testing positive for elevated blood lead levels; (iii) notification of providers regarding specific children to be tested or managed; (iv) the education and training of providers concerning lead poisoning and the lead testing and management protocols; and (v) working to improve their data systems and enhancing effective data sharing. The Departments are exhorted to improve their collaborative relationship for the benefit of the Commonwealth's children and are requested to keep the Joint Subcommittee Studying Lead Poisoning Prevention informed of their activities and progress in the coming year.

Patron - Lambert

[P] SJ401 Resolution; James River Reserve Fleet. Memorializes the U.S. Coast Guard to provide funding from the Oil Spill Liability Trust Fund to remove the oil contained in the 27 vessels in the Reserve Fleet of the Maritime Administration (MARAD) listed as in dire need of scrapping, and urges Congress to provide funding sufficient to allow MARAD to complete the scrapping of their reserve vessels in a timely and responsible manner.

Patron - Forbes

[P] SJ409 Read Aloud to a Child Week. Designates the fourth week in October of each year as "Read Aloud to a Child Week" in Virginia to motivate all children to develop a passion for reading, a love for books, and an appreciation for lifelong learning. Parents, teachers, child caregivers, health care professionals, the religious community, civic and professional organizations, and all literate persons throughout the Commonwealth are encouraged to participate in activities that promote reading aloud to children. The Governor is requested also to call upon the citizens of the Commonwealth to celebrate the week by reading aloud to a child.

Patron - Lambert

[P] SJ423 Rail infrastructure in the I-81 corridor. Memorializes Congress to appropriate funds needed for improving the rail infrastructure in the Interstate Route 81 corridor to ensure that the railroad that parallels Interstate Route 81 in Virginia provides a viable alternative to the use of the Interstate for the movement of interstate freight traffic.

Patron - Edwards

[P] SJ428 Journey Through Hallowed Ground. Recognizes the importance to Virginia of the Journey Through Hallowed Ground project, which follows the Route 15 corridor and was created through a partnership among the National Park Service's National Register of Historic Places, Scenic America, the Virginia Department of Historic Resources, the Con-

servation Fund, the Piedmont Environmental Council, and the National Trust for Historic Preservation.

Patron - Ticer

[F] Failed

[F] HJ544 Memorializing Congress to increase federal funding for special education programs and services. Requests Congress to increase federal funding for the Individuals with Disabilities Education Act, P. L. 105-17 as amended, and to defer implementation of unfunded special education requirements. Currently, the level of federal funding to Virginia for special education programs is approximately 12 percent of the actual costs. Special education programs and services are very expensive, and federal funding has been consistently insufficient to allow states and localities to implement the law fully without sacrificing other vital human services and bearing great fiscal burdens.

Patron - Diamonstein

[F] HJ562 Resolution; bust of Sam Houston. Requests the Governor to direct that a bust of Sam Houston be made and displayed in the Capitol Rotunda.

Patron - Marshall

[F] HJ618 Resolution; state navigator. Requests the Governor to create the position of "State Navigator."

Patron - Pollard

[F] HJ637 Requesting certain state and local agencies of the Commonwealth to inform parents and the public of certain preventable health and social conditions to avoid the need for costly special education programs and services for children. Requests certain state agencies to work collaboratively and cooperatively and with their local counterparts to inform students, parents, educators, constituents of the respective agencies, and the public regarding preventable health and social factors that converge to influence the identification, referral, and placement of African-American and other minority children in special education programs. State and local agencies are requested to use existing mechanisms and resources to disseminate such information. This resolution is a recommendation of the Joint Subcommittee Studying the Overrepresentation of African-American Students in Special Education Programs.

Patron - McEachin

[F] HJ647 2012 Olympic Games. Expresses the General Assembly's support for the bid of the Washington-Baltimore 2012 Coalition for the 2012 Olympic Summer Games. Incorporated into HJR 577.

Patron - Almand

[F] HJ656 International Criminal Court. Memorializes the President and the U.S. Senate to oppose the ratification of any treaty that seeks to establish an International Criminal Court that has jurisdiction over U.S. citizens.

Patron - Joannou

[F] HJ657 Japanese War Crimes. Urges Congress to process the claims of the 300 living American prisoner-of-war survivors believed to have been held at Mukden, Manchuria, during World War II, many of whom claim to suffer from physical ailments resulting from their subjection to the Japanese military, chemical, and biological experiments. The Congress is urged to provide necessary medical care to these survivors whether or not the Japanese government releases the records of these American prisoners-of-war.

Patron - Landes

[F] HJ658 Clean Air Act. Urges Congress to support legislation that helps improve Virginia's air quality and specifically that of the Shenandoah National Park by providing funding for clean coal technology and research and tax credits for retrofitting the older, exempt coal-fired power plants equipped with new emissions cleanup technologies.

Patron - Landes

[F] HJ679 Constitution on the one-dollar bill. Urges Congress in support of the Liberty Dollar Bill Act, which redesigns the one-dollar bill to include a summary of the United States Constitution on its reverse side.

Patron - Katzen

[F] HJ750 Special education funding and mandates. Memorializes Congress to fully fund the federal share of local school divisions' special education costs and to refrain from imposing additional mandates under the Individuals with Disabilities in Education Act until such full funding is accomplished.

Patron - Diamonstein

[F] HJ763 Medical benefits for retired veterans. Memorializes Congress to reinstate full medical benefits for veterans aged 65 and older.

Patron - Harris

[F] HJ766 Railroad Retirement and Survivors Improvement Act. Urges Congress to support the Railroad Retirement and Survivors' Improvement Act in the 107th Congress.

Patron - Diamonstein

[F] HJ774 2012 Olympic Games. Expresses the General Assembly's support for the bid of the Washington-Baltimore 2012 Coalition for the 2012 Olympic Summer Games. Incorporated into HJR 577.

Patron - Plum

[F] HJ785 Flag desecration. Urges the Congress of the United States to propose an amendment to the Constitution of the United States authorizing Congress and the states to prohibit the physical desecration of the American flag.

Patron - Hargrove

[F] HJ792 Emergency contraception over-the-counter. Commends the American Medical Association for recommending over-the-counter status for emergency contraception and urges the Food and Drug Administration to approve a manufacturer's filing for over-the-counter status for emergency contraception.

Patron - Baskerville

[F] HJ793 Governor; busts of Pocahontas and Ballard T. Edwards. Requests the Governor to direct that busts of Pocahontas and Ballard T. Edwards be made and displayed in the Old House Chamber in the State Capitol building.

Patron - Marshall

[F] HJ856 "New Bretton Woods." Calls for a "New Bretton Woods" conference for international monetary system stability and development of the real economy.

Patron - Robinson

[F] SJ325 Resolution; importation of municipal solid waste. Memorializes Congress to enact legislation providing for a reasonable limitation on the amount of municipal solid waste that a state must accept from another state.

Patron - Martin

[F] SJ343 Global Sullivan Principles. Expresses the General Assembly's endorsement of the Global Sullivan Principles of corporate citizenship. The principles ask companies to support universal human rights, promote equal opportunity, respect employee freedom of association, provide a safe and healthy workplace, promote fair competition, and improve the quality of life in their communities.

Patron - Miller, Y.B.

[F] SJ353 Memorializing Congress to increase federal funding for special education programs and services. Requests Congress to increase federal funding for the Individuals with Disabilities Education Act, P. L. 105-17 as amended, and to defer implementation of unfunded special education requirements. Currently, the level of federal funding to Virginia for special education programs is approximately 12 percent of the actual costs. Special education programs and services are very expensive, and federal funding has been consistently insufficient to allow states and localities to implement the law fully without sacrificing other vital human services and bearing great fiscal burdens.

Patron - Williams

[F] SJ358 Child day care services. Requests the State Board of Social Services to publish its evaluation of current child day care market rates.

Patron - Ticer

[F] SJ368 Memorializing Congress to increase federal funding for special education programs and services. Requests Congress to increase federal funding for the Individuals with Disabilities Education Act, P. L. 105-17 as amended, and to defer implementation of unfunded special education requirements. Currently, the level of federal funding to Virginia for special education programs is approximately 12 percent of the actual costs. Special education programs and services are very expensive, and federal funding has been consistently insufficient to allow states and localities to implement the law fully without sacrificing other vital human services and bearing great fiscal burdens.

Patron - Maxwell

[F] SJ386 Streamlined Sales Tax Project. Encourages the Governor to provide for the executive branch to participate in the Streamlined Sales Tax Project. In addition, the resolution provides that the General Assembly will participate in the project.

Patron - Hanger

[F] SJ388 Resolution; elimination of the estate tax. Memorializes Congress to enact legislation repealing the federal estate tax. This is a recommendation of the farmland protection task force created by SJR 134 (2000).

Patron - Hanger

Miscellaneous (Including Budget and Bonds)

[P] Passed

[P] HB2029 Claims; Frederick Decker, et al. Provides relief to 67 residents of Accomack County and 28 residents of Northampton County who purchased manufactured homes from businesses operated by a manufactured home dealer who failed to remit monies collected from the residents for the purpose of paying the motor vehicle sales and use tax.

The dealer's failure to pay the sales and use taxes at the time of the purchases resulted in none of the residents being issued a certificate of title for their homes and prevented Accomack and Northampton Counties from receiving the proceeds from the taxes. The bill authorizes the Commissioner of the Department of Motor Vehicles to issue a certificate of title to those purchasers who have not previously received reimbursement from either the Manufactured Home Recovery Fund or payment made by Joyce Regina Hart under a restitution requirement established by the Circuit Court of Accomack County. In addition, the bill provides that any additional recoveries through restitution, following payment of court costs, or from other source be directed to the Counties of Accomack and Northampton in proportion to the amount of the motor vehicle sales and use tax to which they were entitled as a result of the sale of the referenced manufactured housing units.

Patron - Bloxom

[P] HB2289 Claims; Taylor, Harold C. Provides \$25,000 in relief to Harold C. Taylor, a retired sheriff. Mr. Taylor was severely injured in 1963 while attempting to apprehend an escaped parolee. The relief is to be provided in five annual installments of \$5,000 payable on the first day of July in the years of 2001 through 2005. In addition, any unpaid amount shall revert to the general fund if Mr. Taylor dies before receiving the full amount.

Patron - Barlow

[P] HB2337 Claims; McCambridge, John. Provides \$1,074.26 in relief to John McCambridge to reimburse legal fees paid by Mr. McCambridge to hire his own attorney to represent him during an investigation of the Environmental Protection Agency of the East/West Highway construction project in the Tidewater area. Mr. McCambridge was required to hire an attorney because legal counsel hired by the Virginia Department of Transportation could not provide him with representation because there was no provision in the Code of Virginia that would allow for the Department to provide legal representation to Mr. McCambridge.

Patron - Blevins

[P] HB2728 Claims; Richard S. Copeland. Directs the Virginia Retirement System (VRS) to include Richard S. Copeland, who retired under regular service retirement on August 1, 1999, in the state's health insurance pool as an "involuntarily separated" individual under the provisions of § 2.1-20.1:6. Mr. Copeland initially retired from state employment under disability service retirement on July 1, 1986. His status was reviewed by the VRS two years later and as a result Mr. Copeland was denied the disability service retirement in August 1988. Despite losing the disability service retirement status, due to an administrative error, Mr. Copeland was allowed to continue receiving health insurance benefits until September 1, 1997. When Mr. Copeland retired under regular service retirement he was not allowed to re-enter the state health insurance pool.

Patron - Jones, S.C.

[F] Failed

[F] HB1569 Claims; Steve Lawton. Provides \$500,000 in relief for Steve Lawton. Mr. Lawton was incarcerated between 1988 and 1997 for a crime which he did not commit. He was pardoned by Governor Allen in 1997 after the alleged victim recanted her testimony.

Patron - Crittenden

[F] HB1678 Claims; Katherine Miller Taylor. Provides \$1,050.00 in relief to Katherine Miller Taylor. The

amount represents the legal costs spent by Ms. Taylor to pursue a grievance with Southwestern Virginia Mental Health Institute based on a determination by the Department of Employee Relations Counselors that the grievance was sufficient to proceed to a hearing.

Patron - Tate

[F] HB1905 Claims; Ferguson, Lavonia. Provides \$1,884.15 in relief to Lavonia Ferguson. Ms. Ferguson was injured in a fall in the Roanoke office of the Virginia Employment Commission. The amount of the relief is to pay expenses Ms. Ferguson incurred for medical treatment of her injuries.

Patron - Thomas

[F] HB2457 Claims; Porter, Billy R. Provides relief to Billy R. Porter in the amount of a lump sum of \$64,978.00 payable on July 1, 2001, and monthly payments of \$597.12 beginning on August 1, 2001. Mr. Porter mistakenly submitted an application for regular service retirement rather than disability service retirement and began receiving regular retirement benefits. He realized the mistake in 1996 but his request for disability retirement has not been allowed because the Virginia Retirement Service did not receive it within 90 days of his initial retirement. The lump sum represents the amount of underpayment due to Mr. Porter based on an initial disability retirement date of January 1, 1992 and the monthly payments are the difference between the monthly regular retirement benefits currently received by Mr. Porter and the monthly disability retirement benefit.

Patron - Phillips

[F] HB2534 Claims; Street, Garland Jay. Provides \$4,850 in relief to Garland Jay Street. A State Police helicopter flying over Mr. Street's property startled a horse that he owned, causing it to run into a barbed wire fence and resulting in the loss of a colt that the horse was carrying.

Patron - Phillips

[F] HB2614 Secretary of Health and Human Resources. Requires the Secretary to provide certain corrected workers' wage or payment information to the Internal Revenue Service and the Social Security Administration.

Patron - Johnson

[F] HB2616 Claims; Gunther H. Degan. Provides \$41,000 in relief to Gunther H. Degan. Mr. Degan overpaid Virginia income tax on foreign-sourced royalties from 1990 through 1997. He discovered the overpayment error in 1998 and subsequently filed amended returns for tax years 1994 through 1997 that were accepted by the Virginia Department of Taxation. Mr. Degan was unable to file amended returns for tax years 1990 through 1993 because the statute of limitations for filing amended returns for these years had run.

Patron - Purkey

[F] HB2634 Claims; Mary E. Ferguson. Provides relief to Mary E. Ferguson in the amount of a lump sum equal to the full disability retirement benefit she would have received between July 26, 1994, and July 1, 2001, and to the full amount of the monthly disability benefit after July 1, 2001. Ms. Ferguson's initial application for disability retirement was denied by the Virginia Retirement System, which took the position that Ms. Ferguson had been on leave without pay for a period exceeding 24 months. A hearing officer concluded that Ms. Ferguson was entitled to file for disability but the VRS rejected the finding. Ms. Ferguson decided to appeal the decision pursuant to the Administrative Process Act. She believed that the attorney who represented her at the hearing would handle the appeal. The attorney did not handle the appeal, which was

never perfected, resulting in Ms. Ferguson being unable to contest the decision of the VRS to deny the application.

Patron - Christian

[F] SB1016 Claims; Floyd and Karen Hall. Provides \$50,000 in relief to Floyd and Karen Hall (the "Halls"). The Hall's daughter, Ms. Lisa Renee Hall ("Ms. Hall"), took her life in 1995. Ms. Hall spoke with school personnel about her suicidal thoughts. The Halls were never informed of these discussions by school personnel or Ms. Hall. The Halls brought litigation against the local school board but did not prevail in Bedford County. The 1999 Session of the General Assembly passed SB 1250 that requires licensed school personnel, in certain circumstances, to contact a parent of a student whom they believe is at imminent risk of suicide.

Patron - Newman

[F] SB1091 Claims; Taylor, Harold C. Provides \$25,000 in relief to Harold C. Taylor, a retired sheriff. Mr. Taylor was severely injured in 1963 while attempting to apprehend an escaped parolee.

Patron - Ruff

[F] SB1104 Claims; Ashton, Walla & Associates, P.C. Provides \$20,000 in relief to Ashton, Walla & Associates, P.C. ("Ashton & Walla"). Courts of Stafford County appointed Ashton & Walla as a guardian ad litem of four abused children from 1993 to 1999. The case involved termination of parental rights and custody dispute over the children. In 1997 and again in 1999, Ashton & Walla applied for payment of cost and fees totaling \$26,262.74. Of this amount, the court only paid \$5,000 and denied the balance. Ashton & Walla did not prevail in litigation against the Commonwealth to collect the balance, and their subsequent appeal to the Supreme Court of Virginia was denied. Section 8.01-9 provides that a guardian ad litem shall not be liable for cost, but may be allowed reasonable compensation and actual costs to be paid by the parents; however, where the parents are unable to pay, § 8.01-9 provides that the Commonwealth shall pay the guardian ad litem. In addition, § 16.1-267 provides limitation on payment of guardians ad litem in certain cases; however, several opinions of the Attorney General of Virginia provide that such limitations do not apply when the case involved custody dispute. In addition, the 1994 General Assembly had requested the Judicial Council of Virginia to adopt, and the Judicial Council of Virginia so adopted, guidelines that would pay the guardians ad litem at a rate of \$60 per hour for in-court time and \$40 per hour for out-of-court time without a ceiling.

Patron - Colgan

[F] SB1426 Appropriation of public revenue. Appropriation of the public revenue for the two years ending respectively, on the 30th day of June, 2001, and the 30th day of June, 2002.

Patron - Chichester

Charters and Authorities

[P] Passed

[P] HB1786 Charter; City of Falls Church. Repeals several provisions related to the duties of the City's planning commission, thereby making the commission's duties more consistent with general law.

Patron - Hull

[P] HB1951 Charter; Town of Kenbridge. Eliminates the possibility that the council may have to hold its organizational meeting on a Saturday.

Patron - Wright

[P] HB2030 Charter; Town of Parksley. Changes the title of the town sergeant to the chief of police.

Patron - Bloxom

[P] HB2273 Virginia Tech/Montgomery Regional Airport Authority. Establishes the Virginia Tech/Montgomery Regional Airport Authority and provides for the powers of the Authority and the responsibilities of the participating members of the Authority. This bill is identical to SB 1170.

Patron - Shuler

[P] HB2453 Charter; Town of Wise. Provides a new charter for the town of Wise, in Wise County. The new charter contains provisions typically found in town charters and does not grant unusual powers. This bill is identical to SB 885.

Patron - Phillips

[P] HB2479 Capital Region Airport Commission. Provides that the Commission will appoint an airport administrator to be its "president and chief executive officer." The bill also allows the Commission greater flexibility in issuing bonds. This bill is identical to SB 877.

Patron - Hall

[P] HB2531 Charter; City of Norton. Allows the City, after complying with the provisions of general law, to move its elections to November. This bill is identical to SB 915.

Patron - Phillips

[P] HB2543 Charter; Town of Front Royal. Grants the Town authority to sell items that promote the Town at its official visitors' center.

Patron - Katzen

[P] SB877 Capital Region Airport Commission. Provides that the Commission will appoint an airport administrator to be its "president and chief executive officer." The bill also allows the Commission greater flexibility in issuing bonds. This bill is identical to HB 2479.

Patron - Watkins

[P] SB881 Charter; Chesterfield County. Updates old references to Title 15.1 with current Title 15.2 references.

Patron - Martin

[P] SB885 Charter; Town of Wise. Provides a new charter for the town of Wise, in Wise County. The new charter contains provisions typically found in town charters and does not grant unusual powers. This bill is identical to HB 2453.

Patron - Wampler

[P] SB915 Charter; City of Norton. Allows the City, after complying with the provisions of general law, to move its elections to November. This bill is identical to HB 2531.

Patron - Wampler

[P] SB1170 Virginia Tech/Montgomery Regional Airport Authority. Establishes the Virginia Tech/Montgomery Regional Airport Authority and provides for the powers of the Authority and the responsibilities of the participating members of the Authority. This bill is identical to HB 2273.

Patron - Marye

[P] SB1221 Charter; City of Falls Church. Repeals several provisions related to the duties of the City's planning commission, thereby making the commission's duties more consistent with general law. This bill is identical to HB 1786.
Patron - Whipple

[F] Failed

[F] HB1900 Charter; City of Norfolk. Makes officers above the rank of captain in the division of police and above the rank of battalion chief in the division of fire members of the unclassified service. Such officers may opt to remain members of the classified service so long as they remain within the position that they held as of July 1, 2001. Other amendments remove the prohibition on paying an acting chief of police additional compensation and provide that the division of police shall have at least two senior officers above the rank of captain who have at least two years of service with the Norfolk division of police, and the division of fire shall have at least two senior officers above the rank of battalion chief who have at least two years of service with the Norfolk division of fire.

Patron - Williams

[F] HB2110 Chesterfield County Toll Road Authority. Repeals Chapter 619 of the 1980 Acts of Assembly. This act authorized the creation of the Chesterfield County Toll Road Authority, but the Authority has never gone into operation.

Patron - Landes

[F] HB2138 Charter; Town of Culpeper. Allows the Town to have an advisory referendum on the question of whether the Town should sell, rent, or lease all or any portion of its public utilities that are owned by the Town.

Patron - Broman

[F] HB2254 Charter; City of Roanoke. Updates and reorganizes the City's charter.

Patron - Woodrum

[F] HB2477 Capital Region Airport Commission. Provides that the Commission will appoint an airport administrator to be its "president and chief executive officer." The bill also allows the Commission greater flexibility in issuing bonds.

Patron - Hall

[F] SB875 Capital Region Airport Commission. Renames the position of airport administrator and clarifies the administrator's duties. Provisions related to the issuance of bonds are amended to give the authority greater flexibility as to the pricing of bonds.

Patron - Watkins

[F] SB1115 Charter; City of Roanoke. Updates and reorganizes the City's charter.

Patron - Edwards

[F] SB1203 Charter; City of Chesapeake. Permits a council member whose office is to become vacant to participate in the selection of an interim successor, except in cases where the office becomes vacant as a result of the member's physical or mental incapacity or removal for cause of the member by judicial order.

Patron - Forbes

Study Resolutions

[P] Passed

[P] HJ523 Autism. Continues the study by the Departments of Education, Health, and Mental Health, Mental Retardation and Substance Abuse Services concerning autism and pervasive developmental disorders, and incorporates HJR 795 (Katzen) which broadens the study to address these problems as they pertain to children and adults. This bill incorporates HJ 795.

Patron - Thomas

[P] HJ526 Virginia-Maryland-District of Columbia Joint Legislative Commission on Interstate Transportation. Continues the Virginia-Maryland-District of Columbia Joint Legislative Commission on Interstate Transportation. The resolution provides for appointments from the Commonwealth, the State of Maryland, and the District of Columbia to serve on the Commission. To maintain parity with the State of Maryland, the Speaker of the House and the Senate Committee on Privileges and Elections of the Commonwealth of Virginia are authorized to appoint additional members of the General Assembly to the Virginia delegation to the joint legislative commission to equal the total number of members of the Maryland delegation whenever such delegation may be increased. Such additional appointments to the Virginia delegation shall be made in a manner mutually agreed to by the Speaker of the House and the Senate Committee on Privileges and Elections.

Patron - Callahan

[P] HJ527 Interstate Route 73. Continues the Interstate Route 73 Communications Committee, established in 1998 and continued in 1999 for two years, to provide an institutional and organizational link between the citizens and businesses of south-central Virginia, their legislative representatives in the General Assembly, and the Virginia Department of Transportation to receive and disseminate communication between the Department and those most directly affected and greatly concerned with the speedy completion and success of the Interstate Route 73.

Patron - Armstrong

[P] HJ542 School security officers and school safety specialists. Directs the Virginia State Crime Commission to examine (i) the role, responsibilities, training, and authority of school security officers and school safety specialists; (ii) the coordination of school security officers and school safety specialists with school resource officers; (iii) current school security officer and school safety specialist employment levels within the Commonwealth's school divisions; (iv) data regarding incidences of school crime and violence in Virginia public schools; and (v) such other issues as it deems appropriate.

Patron - Hamilton

[P] HJ604 Regulation and response of Fire/EMS departments. Establishes a joint subcommittee to study the feasibility and appropriateness of streamlining the various regulations governing volunteer fire departments and EMS services and the capability of these units to respond to traffic crashes on major highways in sparsely populated areas. This resolution incorporates SJR 444 (Marye).

Patron - Landes

[P] HJ605 Cultivating industrial hemp. Requests the Commission on Rural Prosperity to consider the growth and production of industrial hemp in Virginia as a means to pro-

mote rural prosperity. In its deliberations, the Commission shall confer with the Department of Agriculture and Consumer Services, the Virginia Economic Development Partnership, the Department of Environmental Quality, and the Virginia State Police regarding the appropriateness and efficacy of developing guidelines for cultivating industrial hemp.

Patron - Orrock

[P] HJ610 Northern Virginia Regional Transportation Authority. Continues the Northern Virginia Regional Transportation Authority in order that it may complete its objectives pursuant to Senate Joint Resolution 121 (2000), and incorporates HJR 644 (Bolvin) to require that the Authority also consider in its deliberations an examination of the desirability and feasibility of implementing the Northern Virginia Transportation Compact. The joint subcommittee is requested to recommend such administrative and legislative actions as it may deem necessary to satisfy its charge. This resolution is identical to SJR 397 (Barry).

Patron - Rust

[P] HJ611 Study; Unemployment compensation funding requirements. Continues the Joint Subcommittee Studying the Funding Requirements of the Virginia Unemployment Trust Fund. The study is expanded to address, but shall not be limited to, (i) the current formula for determining solvency of the Unemployment Trust Fund, (ii) employee benefit eligibility criteria, (iii) the rationale for benefit levels, (iv) the propriety of regional or extended benefit features, (v) the appropriateness and sufficiency of pool charges, (vi) the propriety of diversion of revenue to job training or economic development programs, and (vii) the current tax schedules for employers. This resolution incorporates HJR 784 (Hull), which requires the joint subcommittee to also study the means of calculating the weekly amount of unemployment compensation benefits for displaced employees, and examine the methods used by other states to determine an employee's weekly benefit amount, including the indexing of unemployment benefits and the minimum and maximum benefit amounts provided by those states. This resolution incorporates HJR 784 and SJR 395 (Watkins).

Patron - Rust

[P] HJ614 Substitute consent for people with mental disabilities. Establishes a select committee to study the state-wide system of providing substitute consent for people with mental disabilities. In conducting the study, the select committee shall examine guardianship and identify solutions regarding the best means for providing substitute consent that will allow people with mental disabilities the most access to care, services, and personal autonomy.

Patron - DeBoer

[P] HJ622 Chesapeake Bay Preservation Act. Requests the Joint Legislative Audit and Review Commission to report on the implementation of the Chesapeake Bay Preservation Act. The Commission's study shall include (i) an examination of the methodologies and the practices used by the Board in assessing local compliance and in exercising its enforcement authority; (ii) a performance audit of local implementation and local enforcement of ordinances and practices adopted to comply with the Act, including a review and evaluation of information submitted by the Department as well as information obtained directly from localities; (iii) a review of the frequency, consistency, and rationales for local exceptions, variances, or similar decisions; and (iv) an assessment of the current resources, both personnel and financial, necessary for state and local implementation and enforcement of the Act, its regulations, and its local programs. The Chesapeake Bay Local Assistance Department is also requested to submit to the Com-

mission the Department's assessment of the benefits to the environment, along with the costs and effects to state and local governments, of extending the Act to include localities outside "Tidewater Virginia" that are within the Chesapeake Bay watershed.

Patron - Dillard

[P] HJ625 Competitive procurements via electronic means and electronic sealed bids. Requests the Departments of General Services, Transportation, and Technology Planning, in consultation with the Joint Commission on Technology and Science, to study the methods and technologies needed to implement competitive procurement via electronic means, including electronic sealed bidding. In conducting this study, the Departments of General Services, Transportation, and Technology Planning are also requested to determine and recommend any changes to the applicable provisions of the Code of Virginia necessary to accommodate competitive procurement via electronic means.

Patron - Nixon

[P] HJ640 Board of Education review, consideration, and address of certain recommendations of the Joint Subcommittee Studying the Overrepresentation of African-American Students in Special Education Programs. Transmits certain findings and recommendations of the two-year study of the Joint Subcommittee Studying the Overrepresentation of African-American Students in Special Education Programs to the Board of Education, and requests the Board to review, consider, and address recommendations pertaining to professional staff development; technical assistance to school divisions identified as having a disproportionate representation of African-American and other minority students in special education programs; the need for and funding of Parent Resource Centers; the dissemination of relevant information to parents, teachers, and other school personnel, and the community; the process of referring, identifying, and assessing students for special education; the use of appropriate assessments and proper test interpretation; the need for cultural diversity competency training; certain reports to the Governor and 2002 General Assembly; and compliance with certain federal special education requirements. This resolution is a recommendation of the Joint Subcommittee Studying the Overrepresentation of African-American Students in Special Education Programs.

Patron - McEachin

[P] HJ655 Domestic relations division. Continues the Joint Subcommittee Studying the Establishment of a Domestic Relations Division in the judicial circuits of the Commonwealth.

Patron - Joannou

[P] HJ660 ADD/ADHD, Ritalin and OxyContin. Establishes a joint subcommittee to study the effects of attention deficit disorder and attention deficit hyperactivity disorder on student performance and to investigate the improper prescription and illegal use and diversion of Ritalin and OxyContin. In conducting the study, the joint subcommittee shall (i) determine the number of students diagnosed as having ADD/ADHD in Virginia's public schools, and whether such children receive treatment; (ii) ascertain whether such students also have dual exceptionalities or chronic and acute health problems, and the demand created by these conditions for certain school services; (iii) determine the academic performance levels of such children; (iv) identify other educational, social, and health factors that may compromise their academic performance and educational outcomes; (v) identify school practices to manage, the methods used to treat, and the medications prescribed for and dispensed to ADD/ADHD students in the school setting for their disorder; (vi) evaluate the special edu-

cation programs and related services provided or which may be provided to meet the needs of such students; (vii) assess the demand for and effectiveness of existing education programs and related services, including school health services, by ADD/ADHD students; (viii) evaluate the effect of ADD/ADHD on grade retention, absenteeism, school suspension and expulsion, and disciplinary action taken by public schools; (ix) and make appropriate recommendations that address identified problems and allow public schools to serve such children efficiently and effectively; (x) determine the health conditions for which Ritalin and OxyContin are lawfully prescribed in Virginia; (xi) ascertain the number of such prescriptions for the last five years to determine the rate of increase or decrease, and the cause of any increase in the number of such prescriptions; (xii) determine if Ritalin and OxyContin have been diverted to the street drug trade, and if so, assess the demand for Ritalin and OxyContin as street drugs in Virginia; (xiii) establish whether the use of Ritalin or OxyContin for non-medical purposes is a problem among school-aged children and college students in the Commonwealth; (xiv) consider and explore such other issues as the joint subcommittee may determine pertinent; and (xv) recommend ways to correct problems associated with the over-prescription and the illegal use, possession, and distribution of Ritalin and OxyContin, as appropriate. This resolution incorporates SJR 327 (Miller, Y.B.)

Patron - Tata

[P] HJ664 Nursing programs. Requests the Virginia Partnership for Nursing, in cooperation with various state agencies and other nursing and health care organizations, to conduct a study of the availability and adequacy of education programs for registered nurses and licensed practical nurses in Virginia, assess the need for increased nursing services by the population, and project the shortfall in the number of nurses needed.

Patron - Bryant

[P] HJ671 Growth and economic development. Creates a commission to study issues surrounding growth and economic development. The commission shall examine (i) the adequacy of current revenue resources to meet existing and future infrastructure needs; (ii) consider the recommendations of the Commission on Virginia's State and Local Tax Structure for the 21st Century; (iii) consider the revitalization needs of inner-city areas and older suburbs to facilitate more efficient use of the existing infrastructure and improve the quality of life for many Virginians; (iv) review the development of abandoned or unused sites (brownfields) to enhance the economic vitality of communities in which they are located; and (v) determine appropriate means by which open space and individual property rights may be preserved, as well as broad-based funding mechanisms for accomplishing preservation goals.

Patron - Hall

[P] HJ675 Out-of-state enrollments. Directs the Joint Subcommittee on Higher Education Funding Policies continued by Item 1E6 of the 2000-2002 Appropriation Act to examine in-state and out-of-state student enrollment practices in Virginia's public institutions of higher education. In conducting the study, the joint subcommittee shall consider, among other things, (i) current enrollment practices and tuition rates at the various public institutions in Virginia; (ii) revenue sources supporting enrollments at such institutions; (iii) the estimated fiscal impact of an articulated cap on out-of-state enrollments, and potential revenue sources to support any shortfalls; (iv) enrollment and tuition policies in other states; and (v) such other issues as it deems appropriate.

Patron - Reid

[P] HJ681 Election process. Establishes a joint subcommittee to study the election process. In conducting the study, the joint subcommittee shall (i) examine the reliability and performance of the various types of voting systems in use throughout Virginia and in other states; (ii) examine the feasibility, advisability and costs of standardizing voting systems throughout the Commonwealth; (iii) consider ways to encourage localities to purchase or phase-in upgraded voting systems, including match grant programs; (iv) examine new and developing technologies that might advance the goals of better determining vote eligibility, ensuring voter privacy, enhancing the ability of voters to cast accurate and legal ballots and reducing the potential for election officials and individual interests to seek to interpret the intent of voters from ballots cast; (v) establish the extent to which, and the circumstances under which, spoiled ballots are cast or rescinded in elections; (vi) collect information regarding possible or actual voter misunderstanding of the ballot in elections throughout the Commonwealth; (vii) solicit the advice and experience of local electoral boards in ascertaining, establishing, and certifying the results of elections for accuracy and fairness; (viii) investigate the extent of and legality of vote-swapping strategies; (ix) examine local electoral board membership and qualification; (x) consider procedures for voter-friendly registration; (xi) examine standard procedures for assisting voters at the polls; (xii) ascertain the training needs of election officials and monitor the study by the State Board of Elections and the Weldon Cooper Center for Public Service on establishing a career development program for voter registrars; (xiii) consider procedures for standardizing absentee voting; (xiv) examine legal, technological, logistical and other related issues, including privacy involved in the handling and security of a merged pollbook; (xv) investigate the experience of, and monitor current actions in, other states; and (xvi) make any other recommendations for changes that may be desirable to advance the certainty of, and fairness in establishing, the outcome of elections in the Commonwealth. The aforementioned objectives represent the incorporation of HJR 529 (Marshall), HJR 575 (Williams), HJR 606 (Putney), HJR 621 (Drake), HJR 659 (Landes), HJR 798 (Crittenden), SJR 352 (Rerras) and SJR 376 (Lambert). This resolution is identical to SJR 363 (Miller, K.G.).

Patron - O'Brien

[P] HJ683 Charitable Choice. Continues the Special Task Force Studying Ways Faith-Based Community Service Groups May Provide Assistance to Meet Social Needs. The Special Task Force shall complete its objectives pursuant to House Joint Resolution 764 (1999) and House Joint Resolution 291 (2000). The Special Task Force shall also incorporate the objectives of HJR 682 (McDonnell) to request the Secretary of Health and Human Resources to study the role in which charitable, private, faith-based, and other organizations and programs may provide services to ex-offenders to reduce recidivism, including the possible expansion of Operation Turnaround and the development of other similar programs that utilize the efforts and contributions of charitable, private, faith-based and other organizations and programs to rehabilitate ex-offenders, and report his findings and recommendations to the Special Task Force for its consideration on a date as may be determined by the Task Force. This resolution incorporates HJR 682.

Patron - McDonnell

[P] HJ684 U.S. Route 460 upgrade. Establishes the U.S. Route 460 Communications Committee to (i) act as an institutional and organizational link between the citizens and businesses of the Richmond-Petersburg metropolitan area, the Port of Hampton Roads, the legislative representatives of such regions in the General Assembly, and the Department of Trans-

portation; and (ii) receive and disseminate communications between the Department and persons and entities directly affected by the prompt completion and success of all phases and aspects of the planning, designing, constructing, and financing of the U. S. Route 460 Improvement Projects.

Patron - McDonnell

[P] HJ685 Revision of state tax code. Establishes a joint subcommittee to study the complete revision of the state tax code. The joint subcommittee shall perform the following: (i) examine the report and recommendations of the Commission on Virginia's State and Local Tax Structure for the 21st Century; (ii) seek broad input from all levels of government, the private sector, and citizens concerning the sufficiency of the Commonwealth's current tax system; (iii) consider the necessity and sufficiency of current taxes, fees, deductions and credits as well as the rates of taxation; (iv) consider current revenue capacity of localities and the sufficiency of their revenue tools; (v) clarify the definition of manufacturer for purposes of the business, professional, and occupational license tax; (vi) examine the number and costs of tax credits and deductions authorized each year; (vii) determine the loss in sales tax due to electronic commerce; (viii) evaluate the real estate assessment appeals process, the need for any changes to the process, and the effect that such changes would have on taxpayers and local governments; (ix) consider the long-term effect on the Commonwealth's revenues of the phase-out of personal property tax; (x) evaluate the appropriateness of the merchants capital tax and the business, professional and occupational license tax; (xi) consider a plan to more equitably address exemptions, deductions, and rates for personal and business income taxes; and (xii) determine the equitable division of support to be assumed by the state and localities for education and mandated services in light of the reforms recommended by the Commission. The aforementioned objectives represent the incorporation of HJR 626 (Nixon), HJR 782 (Reid) and SJR 443 (Colgan). This resolution is identical to SJR 387 (Hanger).

Patron - McDonnell

[P] HJ687 Title 18.2 reorganization. Directs the Virginia State Crime Commission to study the organization of and inconsistencies in Title 18.2 of the Code of Virginia, including the level and extent of and the rationale for the penalties set forth therein. In conducting the study, the Commission shall (i) review the proportionality of the criminal penalties throughout the Code of Virginia; (ii) make recommendations for necessary amendments; and (iii) recommend whether or not Title 18.2 should also be revised at this time.

Patron - McDonnell

[P] HJ688 Board of Education and the State Council of Higher Education implementation of the provisions of subsection F of § 22.1-212.2:1 of the Code of Virginia. Requests the Board of Education and the State Council of Higher Education to implement the provisions of subsection F of § 22.1-212.2:1 of the Code of Virginia, which requires the establishment of five pilot projects, geographically distributed across the Commonwealth, to recruit elementary and secondary school students, particularly students of diverse backgrounds, for the teaching profession to address the shortage of classroom teachers. The resolution notes that the requirement to recruit students for the teaching profession was first required in 1997, pursuant to Chapter 899 of the 1997 Acts of Assembly; again in 1999, pursuant to Chapter 753 of the 1999 Acts of Assembly; and was clarified and reenacted pursuant to Chapters 570, 597, 623, 645, and 719 of the 2000 Acts of Assembly, which rewrote the current law. Also, the resolution indicates that funding has been requested to support the implementation and administration of the pilot projects. This resolution is a

recommendation of the Commission on Access and Diversity in Higher Education.

Patron - Christian

[P] HJ771 Wastewater management. Establishes a joint subcommittee to study the organization, structure, regulations, and policies of the Department of Health and the Department of Environmental Quality relating to the management and treatment of wastewater. The study shall examine (i) the policies and procedures of the Departments of Health and Environmental Quality relating to the management and treatment of wastewater, particularly in relation to permitting and regulating various treatment, disposal and reuse technologies; (ii) the overlap in various sets of regulations of the Departments; (iii) the length of time taken in promulgating regulations; (iv) the need for wastewater treatment expertise at senior levels of management and on the Board of Health and the State Water Control Board; (v) the best way to streamline the regulations and permitting process, including the consolidation of responsibilities into one agency; and (vi) such other issues as deemed necessary.

Patron - Parrish

[P] HJ772 Temporary Assistance to Needy Families (TANF) locality grouping. Requests the Department of Social Services, with assistance from the Department of Planning and Budget, to review the groupings of local social services agencies used in determining TANF payment amounts in Virginia. The Department's report shall include (i) the most appropriate basis for classifying local agencies into groups for purposes of the TANF programs, (ii) whether any changes to current classifications would be advisable, and (iii) the fiscal impact, if any, of such changes on state and local governments and TANF recipients. Implementation of this resolution may be redirected by the Joint Rules Committee to another state entity or legislative committee if the Committee determines that the costs of the study to be conducted by the Department of Social Services are prohibitive.

Patron - Landes

[P] HJ773 Growth in spending by the Commonwealth since Fiscal Year 1981. Directs the Joint Legislative Audit and Review Commission to analyze the growth in spending by the Commonwealth since Fiscal Year 1981. In conducting the study, the Commission shall consider, among other things, (i) an identification and analysis of spending functions and programs that could be consolidated with other programs without diminishing the quality of the services provided to the citizens of the Commonwealth; (ii) an identification and analysis of those spending functions or programs that no longer have a distinct and discernible mission or are not performing their missions efficiently; (iii) an identification and analysis of the state programs that have had the largest impact on the growth of state spending over the prior 10 biennia, in dollar terms; (iv) an identification and analysis of the programs growing the fastest in percentage terms; (v) for the programs identified as the largest and fastest-growing, comparisons of the growth in spending on those programs to the rate of increase in inflation and the growth in populations served by those programs over a comparable time period; (vi) an analysis of the causes for the growth in spending on the largest and fastest-growing programs, and whether the growth in spending appears rationally related to the rates of increase in inflation and populations served; (vii) an analysis of the use of performance budgeting, performance measurement, and program evaluation information in the legislative budgeting process and how the information may be more systematically used for program improvement and budget decision-making by legislators; (viii) a detailed analysis of the operations and expenditures of state funds by private organizations and groups, for the purpose of

demanding a full, complete and accurate accounting of those funds, as well as demonstrable evidence that the public policy goals have been accomplished by their expenditure; (ix) policies and strategies that can be instituted or restructured to more efficiently and effectively spend such funds; (x) the cancellation of programs that fail to meet the stated purpose of their funding, or fail to provide a satisfactory accounting of their expenditures; and (xi) such other related issues as it deems appropriate. The aforementioned objectives represent the incorporation of HJR 563 (McQuigg) and HJR 806 (Ware).

Patron - Callahan

[P] HJ783 Veterans' mobile medical unit. Requests the Department of Veterans' Affairs to examine the use of mobile medical units for the provision of services to military retirees and medical beneficiaries who are unable to travel to a VA medical center.

Patron - Cox

[P] HJ789 Remote electronic access to court cases. Establishes a joint subcommittee to study the protection of information contained in the records, documents and cases filed in the courts of the Commonwealth.

Patron - Rust

[P] HJ794 Phonics instruction. Requests the Department of Education, in cooperation with the State Council of Higher Education for Virginia, to study the proficiency of Virginia teachers in teaching systematic explicit phonics and the availability in local school divisions of decodable textbooks and other suitable materials for systematic phonics instructions. In conducting the study, the Department shall examine, among other things, the (i) extent to which teacher preparation programs in Virginia's schools of education provide instruction to aspiring teachers in the use of systematic explicit phonics, and (ii) usefulness of requiring that all persons seeking initial licensure or licensure renewal as K-3 teachers, K-6 reading specialists, special education teachers or English as a Second Language teachers demonstrate proficiency in the teaching of systematic explicit phonics. In addition, the Department shall develop recommendations for (a) establishing statewide standards of decodability for the textbooks used in Virginia's schools for phonics-based instruction, (b) creating a state professional development program to assess the skills of those teachers required to demonstrate phonics proficiency for licensure, and (c) the provision by the Department of additional training in systematic explicit phonics to those who do not demonstrate such proficiency. Finally, the study shall include recommendations regarding any supplemental state textbook funding necessary to enable local school divisions to add decodable textbooks and instructional materials for systematic phonics instruction to their reading programs.

Patron - Bolvin

[P] HJ801 Capital access. Establishes a joint subcommittee to study capital access and business financing for small and minority-owned businesses. The study shall include an examination of the following: (i) various new initiatives and existing state and federal programs that increase the accessibility of private financing for business development and attract investment and working capital, including seed, operating, and expansion capital, to the Commonwealth in order to support economic development efforts; (ii) programs pursued in other states targeted at increasing the availability of private capital; and (iii) the appropriate role of the state in facilitating business financing.

Patron - Jones, J.C.

[P] HJ810 Prescription Drug Assistance. Establishes the Joint Commission on Prescription Drug Assistance to

develop ways and means to provide prescription drug assistance to needy senior citizens and to coordinate state and federal programs providing such assistance. The Commission shall examine (i) the best ways to provide prescription drug assistance to those elderly Virginians who cannot afford to purchase such assistance on their own; (ii) the current scope of coverage, or lack thereof, in major programs including Medicare and Medicaid; (iii) proposed federal legislation and the most efficient manner in which the Commonwealth may coordinate its programs with future federal programs to provide prescription drug assistance; and (iv) such other matters as are relevant to the Commission's objectives. House Joint Resolution 810, was interpreted to be written broad enough to incorporate the substance of HJR 666 (Jones, J. C.), HJR 760 (Welch), HJR 762 (Morgan), and HJR 786 (Larrabee).

Patron - Jones, S.C.

[P] HJ834 Normal Pressure Hydrocephalus. Continues the epidemiological survey of the elderly population in Virginia's long-term care facilities, by the Division of Neurological Surgery at the Medical College of Virginia of Virginia Commonwealth University, to identify the number of patients with suspected Normal Pressure Hydrocephalus who could benefit from medical therapy.

Patron - Hargrove

[P] SJ334 Discovery of electronic data. Requests the Office of the Executive Secretary of the Virginia Supreme Court, with assistance from the Joint Commission on Technology and Science, to study and develop a procedural scheme, by statute or by rules of evidence, for discovery of electronic data in civil cases. The Executive Secretary must report his findings and recommendations to the Governor and 2002 Session of the General Assembly.

Patron - Mims

[P] SJ336 Distracted drivers. Requests the Department of Motor Vehicles to study the dangers imposed by distracted drivers and to specifically examine the use of telecommunications devices by motor vehicle operators. In conducting the study, the Department shall consider all types of distractions affecting drivers, including, but not limited to, telecommunication devices used by motorists, and assess the dangers posed to highway safety by distractions. The Department shall conduct this study in consultation with representatives of state and local law enforcement, the telecommunications industry, the insurance industry, and any other appropriate highway safety organizations. The Department must submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Norment

[P] SJ351 Shipbuilding industry. Continues the Joint Subcommittee Studying Economic Incentives to Promote the Growth and Competitiveness of Virginia's Shipbuilding Industry. The joint subcommittee shall continue to examine (i) state regulation of TBT, (ii) the establishment of a state commission to promote and provide marketing assistance to the industry, (iii) the Commonwealth's tax structure and its impact on the shipyard industry, and (iv) incentive grants for capital investments by shipyards. The joint subcommittee must submit its report to the Governor and the 2002 Session of the General Assembly.

Patron - Norment

[P] SJ361 Transaction fees for using credit cards or other electronic methods payment. Requests the Secretary of Finance to study the assessment of additional transaction fees charged when citizens pay Commonwealth penalties, taxes, license fees and other fees with credit cards or other electronic

methods of payment. The Secretary shall determine whether using credit cards or other electronic methods of payment to pay these charges reduces processing costs, losses due to bad checks and other receivable related costs enough so that the Commonwealth should waive the additional transaction fees associated with their use. The Secretary must report his findings and recommendations to the Governor and the 2002 General Assembly.

Patron - Newman

[P] SJ363 Election process and voting technologies.

Establishes a joint subcommittee to study Virginia's election process and voting technologies. In conducting the study, the joint subcommittee shall (i) examine the reliability and performance of the various types of voting systems in use throughout Virginia and in other states; (ii) examine the feasibility, advisability and costs of standardizing voting systems throughout the Commonwealth; (iii) consider ways to encourage localities to purchase or phase-in upgraded voting systems, including match grant programs; (iv) examine new and developing technologies that might advance the goals of better determining vote eligibility, ensuring voter privacy, enhancing the ability of voters to cast accurate and legal ballots and reducing the potential for election officials and individual interests to seek to interpret the intent of voters from ballots cast; (v) establish the extent to which, and the circumstances under which, spoiled ballots are cast or rescinded in elections; (vi) collect information regarding possible or actual voter misunderstanding of the ballot in elections throughout the Commonwealth; (vii) solicit the advice and experience of local electoral boards in ascertaining, establishing, and certifying the results of elections for accuracy and fairness; (viii) investigate the extent of and legality of vote-swapping strategies; (ix) examine local electoral board membership and qualification; (x) consider procedures for voter-friendly registration; (xi) examine standard procedures for assisting voters at the polls; (xii) ascertain the training needs of election officials and monitor the study by the State Board of Elections and the Weldon Cooper Center for Public Service on establishing a career development program for voter registrars; (xiii) consider procedures for standardizing absentee voting; (xiv) examine legal, technological, logistical and other related issues, including privacy involved in the handling and security of a merged pollbook; (xv) investigate the experience of, and monitor current actions in, other states; and (xvi) make any other recommendations for changes that may be desirable to advance the certainty of, and fairness in establishing, the outcome of elections in the Commonwealth. The study shall include, but not be limited to, the development of secure systems to facilitate voting and other procedures involved in the voter registration and voting process and shall examine new advances such as biometrics, passcodes, and other appropriate devices. The joint subcommittee must submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly. This resolution is identical to HJR 681 (O'Brien), and incorporates Senators Lambert [SJR 376] and Rerras [SJR 352] and Delegates Crittenden [HJR 798], Drake [HJR 621], Landes [HJR 659], Marshall [HJR 529], O'Brien [HJR 681], Putney [HJR 606], and Williams [HJR 575].

Patron - Miller, K.G.

[P] SJ371 Funding of transportation projects for Hampton Roads. Establishes a joint subcommittee to study funding of unfunded transportation projects in Hampton Roads. The joint subcommittee shall determine the most desirable and feasible means of making funds available to meet those needs. The joint subcommittee must submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Williams

[P] SJ373 Future of Virginia's Environment. Continues the Commission Studying the Future of Virginia's Environment. In conducting its study, the Commission shall continue to monitor the implementation of its recommendations and create opportunities for the members of the Commission to become educated on environmental issues that may require legislative action. The Commission must submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Bolling

[P] SJ378 Lead poisoning prevention. Continues the Joint Subcommittee Studying Lead Poisoning Prevention. In conducting its study, the joint subcommittee shall assemble experts and citizens to assist in the development of a blueprint for consumers, home owners, real estate professionals, and medical professionals. The blueprint shall include the various federal requirements for disclosure, the state licensure requirements, and medical reporting and testing requirements, as well as provisions to educate the parents of children residing in houses having lead risks, and shall integrate statutory and regulatory law and medically accepted prevention techniques and testing protocols. The blueprint shall provide a logical sequence of steps to be taken to prevent lead poisoning and lead risk liability. The joint subcommittee must submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Lambert

[P] SJ382 Database of nonprofit and not-for-profit entities. Requests the Commonwealth Competition Council, in cooperation with certain agencies and organizations, to prepare a plan for the development of a system and review process to implement and maintain a statewide database of nonprofit and not-for-profit entities that could be accessed by all Virginians via the Internet.

Patron - Hanger

[P] SJ385 Commission on Educational Accountability. Continues the Commission on Educational Accountability (SJR 498,1999) for one additional year. Assisted by three task forces, the Commission was to examine a variety of issues, including the Standards of Accreditation; the implementation of the Standards of Learning and revised assessments; ways increase the capacity of schools, teachers, and students to meet increasingly rigorous academic standards; the instructional needs of students and teachers in the public schools of the Commonwealth; the efficacy and appropriateness of the Commonwealth's system of funding the Standards of Quality for public schools; and the demand for and supply of classroom teachers. The following task forces of the Commission are also continued: Special Task Force Studying the Educational Needs of the 21st Century; the Special Task Force on Educational Accountability to Examine the Impact of the Standards of Accreditation on Local School Division Budgets; and Special Task Force of the Commission on Educational Accountability to Examine the Need for Appropriate Alternative Forms of Standards of Learning Assessments for Students Receiving Special Education and Related Services. The Commission must report its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Hanger

[P] SJ387 Revision of the state tax code. Establishes a joint subcommittee to study the complete revision of the state tax code. The joint subcommittee shall ensure that Virginia's tax code is fair, uniform, understandable, and contemporary. The joint subcommittee shall perform the following: (i) examine the report and recommendations of the Commission on Vir-

ginia's State and Local Tax Structure for the 21st Century; (ii) seek broad input from all levels of government, the private sector, and citizens concerning the sufficiency of the Commonwealth's current tax system; (iii) consider the necessity and sufficiency of current taxes, fees, deductions and credits as well as the rates of taxation; (iv) consider current revenue capacity of localities and the sufficiency of their revenue tools; (v) clarify the definition of manufacturer for purposes of the business, professional, and occupational license tax; (vi) examine other states with similar business license taxes and determine how manufacturers are defined and treated; (vii) confer with the commissioners of the revenue and manufacturers throughout the Commonwealth concerning issues pertaining to business, professional, and occupational license tax; (viii) examine the number of tax credits authorized each year; (ix) determine the loss in sales tax due to Internet purchases; (x) examine the extent to which the tax appeal process is unfair or is perceived reasonably to be unfair; (xi) evaluate the potential financial effect upon localities and the burdens upon assessors of changes to the tax appeal system; and (xii) identify the benefits of changing the tax appeal system, and recommend any changes to the tax appeal system, including standards and burdens of proof, that will result in a more fair and balanced tax assessment system, including recommendations for minimizing any adverse financial effect upon localities. The aforementioned objectives represent the incorporation of HJR 782 (Reid) and certain requests of the House Rules Committee. The joint subcommittee must report its findings and recommendations by November 30, 2002 to the Virginia Code Commission, and to the Governor and the 2003 Session of the General Assembly. This resolution is identical to HJR 685 (McDonnell) and incorporates SJR 443.

Patron - Hanger

[P] SJ393 Campaign finance reform. Continues the joint subcommittee studying campaign finance reform issues. In its continuing examination of Virginia's campaign finance laws, the joint subcommittee shall hold public hearings across the state to solicit comments on ways to control the spiraling cost of campaigns and promote public confidence in Virginia's campaign financing, including campaign contribution and voluntary spending limits. The joint subcommittee must submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Wagner

[P] SJ396 High-speed passenger rail service between Virginia and North Carolina. Establishes the Virginia-North Carolina Interstate High-Speed Rail Commission to study the desirability and feasibility of establishing high-speed passenger rail service between Virginia and North Carolina. Virginia-North Carolina. The Virginia component of the Commission shall consist of six legislative members. In conducting the study, the Commission shall conduct such meetings, tours of inspection, and public hearings as appropriate to determine the desirability and feasibility of establishing high-speed passenger rail service between Virginia and North Carolina, including connecting rail lines in Hampton Roads. If the Commission determines that such rail service is desirable and feasible, it shall consider and recommend legislative action necessary to facilitate the establishment of high-speed passenger rail service and connecting rail lines in Virginia; determine necessary levels of funding; and identify the sources of such funds. The Commission must submit its findings and recommendations to the Governor and the 2003 Session of the General Assembly.

Patron - Watkins

[P] SJ397 Creation of a Northern Virginia Regional Transportation Authority. Continues the Joint Subcommittee Studying the Creation of a Northern Virginia Regional Trans-

portation Authority in order that it may complete its objectives pursuant to Senate Joint Resolution 121 (2000). The Authority shall consider in its deliberations an examination of the desirability and feasibility of implementing the Northern Virginia Transportation Compact. The joint subcommittee shall recommend such administrative and legislative action as it may deem necessary to satisfy its charge. The joint subcommittee must report its findings and recommendations to the Governor and the 2002 Session of the General Assembly. This resolution is identical to HJR 610 (Rust), into which HJR 644 (Bolvin) has been incorporated.

Patron - Barry

[P] SJ400 Model school design plans. Requests the Department of Education to study the feasibility of providing model school design plans for elementary, middle, and high schools. In the conduct of this study, the Department must (i) examine the issues relating to school design by seeking input from the school divisions of the Commonwealth and other experts and interested parties; (ii) assess various school designs that have been submitted to the Superintendent of Public Instruction in the last several years for the construction of elementary, middle, and high schools to determine if there are common features in such designs; (iii) evaluate the costs of construction associated with various school designs for elementary, middle, and high schools; (iv) analyze the legal issues relating to procurement of a set of model plans for each of the three levels of public education, i.e., elementary, middle, and high school; and (v) seek input from architects, engineers, The Consulting Engineering Council of Virginia, The Virginia Society of the American Institute of Architects, The Virginia Society of Professional Engineers, school administrators, and other stakeholders concerning the feasibility of providing the Commonwealth's school division with model school design plans for elementary, middle, and high schools. The Department must report its findings and recommendations to the Governor and the 2002 General Assembly.

Patron - Newman

[P] SJ403 Public procurement of information technology services. Requests the Departments of General Services, Transportation, and Technology Planning, in consultation with the Joint Commission on Technology and Science, be requested to study the methods and technologies needed to implement competitive procurement via electronic means, including electronic sealed bidding. In conducting this study, each Department shall also determine and recommend any changes to the provisions of the Code of Virginia that are specific to that Department and are necessary to accommodate that Department's electronic competitive procurement, in light of the provisions of the Uniform Electronic Transactions Act under § 59.1-486 of the Code of Virginia. The Departments are requested to submit their findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Ticer

[P] SJ411 I-66 widening. Requests the Virginia Department of Transportation to study the proposed widening of Interstate Route 66 in Arlington and Fairfax Counties. Specifically, the Department shall seek an amendment to the Transportation Improvement Program for the Washington Metropolitan Region to include funding provided in the Transportation Development Plan for the study of widening Interstate Route 66 and include the project in the Constrained Long Range Plan for the National Capital Region to allow, upon approval of the amendment, for the conduct of a study of the proposed widening of Interstate Route 66 within Arlington and Fairfax Counties between the Theodore Roosevelt Bridge and Interstate Route 495. The study shall include the origins and destinations of people currently using Interstate Route 66, travel

demand forecasts, and all options for meeting this demand. In conducting the study, the Department shall consider, but not necessarily confine its investigations to, (i) a no-build option, in which no changes are made to the current design of the highway; (ii) a Transportation Systems Management approach, in which minor changes are made to entrance and exit ramps to improve transit service or travel flow, rather than major expansion or reconfiguration of the roadway itself; (iii) the implementation of high-occupancy vehicle lanes in both directions on Interstate Route 66 within the Capital Beltway during peak travel hours; and (iv) the conduct of all analyses required for the appropriate environmental documentation, including an analysis of the social and economic impacts of the proposed project on adjoining communities, an environmental analysis of air and noise impacts, and an analysis of the fiscal impact of the proposed project on local governments. The Department shall conduct its study in a manner that ensures the involvement of local governments and the general public. The study shall take into consideration the independent and on-going studies conducted on the extension of Metrorail service and the establishment of a bus rapid transit alternative in the Dulles corridor. The Department shall submit an interim status report by October 20, 2002, to the Governor and the 2003 Session of the General Assembly, and it shall complete its work in a time-frame as needed for preparation of thorough documentation, and submit its final findings and recommendations to the Governor and the General Assembly.

Patron - Whipple

[P] SJ438 Implementation of local erosion and sediment control programs and local stormwater management programs. Directs the Commission Studying the Future of Virginia's Environment to study the implementation of local erosion and sediment control programs and local stormwater management programs. In conducting the study, the Commission shall examine (i) the consistency of local erosion and sediment control ordinances with the Erosion and Sediment Control Law; (ii) the adequacy of local stormwater management programs and the consistency of such programs with the Stormwater Management Act; and (iii) the implementation of erosion and sediment control programs and stormwater management programs by local governments, including a review of local program administration, plan review, inspection and enforcement. The Commission shall also make recommendations as to ways to ensure that local erosion and sediment control programs and local stormwater management programs are consistent across jurisdictional lines and ways to improve existing erosion and sediment control programs and stormwater management programs. The Commission must report its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Ruff

[P] SJ440 Treatment options for offenders with mental illness or substance abuse disorders. Directs the Joint Commission on Behavioral Health Care, in conjunction with the Virginia State Crime Commission and the Virginia Commission on Youth, to study treatment options for offenders who have mental illness or substance abuse disorders. In conducting the study, the Commission shall examine, (i) the incidence of mental illness and substance abuse among offenders; (ii) the current system for delivering mental health and substance abuse services, including assessment, treatment, post-release, and follow-up; (iii) model treatment programs for offenders; (iv) the costs and benefits of private versus public treatment services; (v) the need for specialized training of local law enforcement and court personnel to identify and handle offenders with mental illness and substance abuse disorders; and (vi) the level of funding, sources of funding, and legislation required to ensure adequate assessment and treatment services.

The Joint Commission on Behavioral Health Care shall request the participation of state and local agencies and organizations who represent or whose responsibilities involve services to offenders with mental illness and substance abuse disorders, as it may deem necessary. The Commission must report its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Houck

[P] SJ441 Department of Medical Assistance Services. Directs the Joint Legislative Audit and Review Commission to conduct an evaluation of the development, management, utilization, and funding of health and mental health services provided through the Department of Medical Assistance Services. The Commission shall examine, among other things, (i) the appropriate role and mission of the Department of Medical Assistance Services relative to indigent health care policy for the Commonwealth; (ii) how the leadership and decision-making processes and internal and external communications impact the development, management, and utilization of health and mental health services; (iii) the adequacy of current resources (staff and technology) to develop and manage health and mental health services; and (iv) the adequacy and appropriate use of federal and state funds for services. The Commission shall also compare Virginia's provision of Medicaid-funded health and mental health services, such as child health, long-term care services and waivers, and mental health services, with other states.

Patron - Saslaw

[P] SJ446 Housing issues. Directs the Virginia Housing Study Commission, with the assistance of the Virginia Housing Development Authority and the Virginia Department of Housing and Community Development, to study certain housing issues. Virginia Housing Study Commission, with the assistance of the Virginia Housing Development Authority and the Virginia Department of Housing and Community Development, be directed to study certain housing issues. The Virginia Housing Study Commission shall conduct the following: (i) the continuing study of strategies for increasing home ownership opportunities in the Commonwealth among minorities and new immigrants, as provided in Senate Joint Resolution 446 (2001) as introduced and with the assistance from the Virginia Housing Development Authority and the Virginia Department of Housing and Community Development; (ii) the study of current practices of certain housing authorities in designating an area as a redevelopment area but not concluding the project in a timely manner, as provided in the Amendment in the Nature of a Substitute for House Joint Resolution 619 (Drake) adopted by the House Rules Committee; (iii) the study of the feasibility and appropriateness of requiring warranties or some form of insurance on new building products introduced into the housing construction market, as provided in the Amendment in the Nature of a Substitute for House Resolution 620 (Drake) adopted by the House Rules Committee and with the assistance from the Department of Housing and Community Development; (iv) the study of whether real estate licensees should be entitled to receive compensation under Virginia law for actual services performed in accordance with the Real Estate Settlement Procedures Act; (v) the study of whether the period of developer control of a property owners' association should be limited to the point at which three-fourths of the lots, as designated in the plan for development filed with the locality, have been conveyed as improved lots to owners in the association; (vi) a study of certain other issues relating to property owners' associations as noted in Senate Bill 1423 (Lambert); and (vii) the impact of new home building technologies and current building code inspection systems on the availability of affordable housing, pursuant to Senate Joint Resolution 437 (Watkins) as amended by the Senate Committee on Rules and

passed by the Senate of Virginia. This resolution incorporates SJR 437 (Watkins), SB 1423 (Lambert), and the aforementioned study resolutions.

Patron - Whipple

[P] SJ467 Electricity generation facilities. Directs the Legislative Transition Task Force established under the Virginia Electric Utility Restructuring Act to study procedures applicable to the construction of new electricity generation facilities in the Commonwealth. The Legislative Transition Task Force shall recommend amendments to the Commonwealth's administrative and regulatory procedures as may be appropriate to facilitate the approval of construction of sufficient electricity generation capacity to provide a competitive market for electricity in the Commonwealth as soon as practical, without lessening necessary environmental considerations including siting and air quality impacts. The Task Force must report its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Norment

[P] SJ481 Natural gas prices. Directs the Coal and Energy Commission, in consultation with the State Corporation Commission, to study the reasons for the recent increase in the price of natural gas. The study shall also include recommended actions at the national and state levels that will increase available natural gas supplies, thereby promoting the affordability of natural gas as an efficient domestic energy source. The Commission shall submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Newman

[F] Failed

[F] HJ259 Training and retaining child care workers. Directs the Commission on Early Childhood and Day Care Programs to study the training and retention of child care workers. In conducting its study, the Commission shall examine ways to improve the education, training, financial rewards, and job stability of child care professionals to enhance the quality of child day care programs in the Commonwealth. The Commission shall also review and consider the ways in which other states educate, train, reward, and retain qualified child care professionals. This resolution has been incorporated into HJR 681.

Patron - Scott

[F] HJ508 Death penalty. Establishes a joint subcommittee to study the need for a moratorium on death sentence executions in the Commonwealth. In conducting the study, the joint subcommittee shall (i) determine whether there should be a moratorium on the implementation of the death penalty in Virginia; (ii) ascertain the circumstances under which any innocent Virginia defendants have been sentenced to death; (iii) determine the procedures that should be established regarding post-conviction access to forensic evidence, including DNA testing when such testing could result in new evidence of innocence; (iv) examine whether there is any racial, economic, class or other disparity in charging, prosecuting and imposing the death sentence; (v) determine the extent and cause of any disproportionalities found in charging, prosecuting and imposing the death sentence; (vi) consider the circumstances regarding the sentencing to life imprisonment versus the death sentence for those convicted of murder; (vii) evaluate the adequacy of capital representation and any criteria for the qualification of counsel, particularly counsel appointed for low-income defendants; (viii) determine the incidences of escape from Virginia's death row and whether other persons,

including civilians, guards or inmates, were harmed during the duration of such escapes; (ix) evaluate the behavior of inmates sentenced to life imprisonment for murder; and (x) consider any other issues relating to the fair and impartial administration of the death penalty.

Patron - Marshall

[F] HJ522 Mental health courts. Directs the Joint Commission on Behavioral Health Care to study the desirability and feasibility of mental health courts for nonviolent offenders with serious mental illnesses in Virginia. The study shall make recommendations that link the criminal justice system and the mental health and substance abuse treatment system to respond to the full-range of needs of individuals with serious mental illness who are charged with misdemeanor or nonviolent felonies in an integrated and cost-effective manner. Such recommendations shall address, but not be limited to, (i) specialized training of law-enforcement and judicial personnel to identify and address the treatment and support needs of people with serious mental illness, (ii) increased linkages between the criminal justice and mental health treatment systems to assure that nonviolent offenders with serious mental illnesses receive needed treatment services, (iii) the implementation of a program to encourage and assist in the establishment of one or more mental health courts on a pilot basis, and (iv) statutory changes needed to effect the Commission's recommendations.

Patron - Jones, J.C.

[F] HJ528 Protection and advocacy for individuals with disabilities. Directs the Joint Legislative Audit and Review Commission to study the effectiveness, independence and accountability of the Department for Rights of Virginians with Disabilities (DRVD) in carrying out its protection and advocacy functions and statutory duties. The study shall include, but not be limited to, an assessment of how DRVD meets its statutory mandate to protect and advocate for the rights of people with disabilities and a review of the structures of protection and advocacy systems in other states.

Patron - Hamilton

[F] HJ529 Procedures for ascertaining results of elections. Establishes a joint subcommittee to examine procedures for casting votes and ascertaining the results of elections in the Commonwealth, including recounting of the vote in elections in which the outcome is in doubt or dispute. This resolution has been incorporated into HJR 681 (O'Brien).

Patron - Marshall

[F] HJ536 Nursing homes. Requesting the Department of Health to study the overall health and viability of Virginia's nursing homes.

Patron - Purkey

[F] HJ543 Legislative Support Commission. Directs the Legislative Support Commission and other members from certain standing committees of the General Assembly to examine the educational activities, including Capitol tours, that take place in and around the Capitol for school groups, individual students, seniors, and other visitors.

Patron - Hamilton

[F] HJ546 State zoning enabling laws. Directs the Joint Legislative Audit and Review Commission, with the cooperation and assistance of the Commission on Local Government and localities of the Commonwealth, to study whether the zoning enabling laws of the Commonwealth provide adequate zoning powers to address local economic development, growth, infrastructure, and quality of life issues.

Patron - Purkey

[F] HJ561 School Vouchers and Tuition Tax Credits and Deductions. Establishes a joint subcommittee to study the efficacy and appropriateness of school vouchers and tuition tax credits and deductions. In conducting its study, the joint subcommittee shall (i) consider the issues associated with school vouchers and tuition tax credits and deductions, including the advantages and disadvantages of each option, their legal sufficiency, and the fiscal impact; (ii) review the configuration of these options in other states; (iii) include in its deliberations a review of federal initiatives and an interpretation of each relevant court decision around the country relating to these options; (iv) monitor relevant cases progressing through Virginia's, other states, and federal court systems; (v) conduct and review a comprehensive literature search on each option, giving particular attention to recent reports that assess the effectiveness of these school choice options on student performance, and the academic disadvantages of each option; (vi) identify the concerns and perspectives of the African-American community and other minority persons, supporting and opposed to, school vouchers and tuition tax credits and deductions; (vii) analyze the public policy implications, based on the literature search, of these options for African-American and other minority persons; (viii) estimate the number of public school students whose parents would opt to use school vouchers and tuition tax credits and deductions; (ix) determine the maximum limit at which school vouchers and tuition tax credits and deductions should be set and estimate the costs to the Commonwealth; and (x) consider such other related issues as the joint subcommittee deems appropriate and submit its findings and recommendations. The joint subcommittee shall provide appropriate opportunities for public participation in the study to the extent practicable, taking care to ensure the broadest participation possible. The joint subcommittee must report to the Governor and the 2003 Session of the General Assembly.

Patron - Marshall

[F] HJ563 Performance budgeting program. Establishing a joint subcommittee to study the state's implementation of the performance-based budgeting process. In conducting the study, the joint subcommittee shall review (i) the state's efforts to fully implement the performance-based budgeting program, (ii) ways to maximize the legislature's utilization of information developed through the performance-based budgeting process, (iii) current efforts and experiences of the federal government and other states in implementing reform efforts based on performance-based budgeting and other program performance information, and (iv) compare information drawn from these efforts and experiences to recommend actions Virginia may take to increase the effectiveness of its implementation of performance-based budgeting. This resolution has been incorporated into HJR 773 (Callahan).

Patron - McQuigg

[F] HJ565 Noncompetition contracts. Establishes a joint subcommittee to study the need for codifying law governing covenants not to compete. The study shall include examination of (i) appropriate time limits; (ii) the propriety of geographic restrictions on competition; (iii) the particular needs of the technology industry relating to these contracts; (iv) the needs of working Virginians to earn a livelihood without unfair or burdensome restrictions on employment; and (v) any other matter that the joint subcommittee deems appropriate to the study of noncompetition contracts.

Patron - McQuigg

[F] HJ566 Department of Health; tattooist and body piercing technicians. Requests the Department of Health to

study the need for the appropriate level of regulation for tattooist and body piercing technicians.

Patron - Orrock

[F] HJ570 Standards of Learning assessments. Requests the Joint Legislative Audit and Review Commission (JLARC) to examine the administration and application of the Standards of Learning assessments in Virginia's public schools. In conducting its study, JLARC is to consider, among other things, (i) the legal sufficiency of the SOL assessment testing process; (ii) the effect of SOL testing on classroom instruction; (iii) the viability of computer testing; (iv) SOL test security, validity, and reliability; (v) early access to test results to facilitate summer remediation efforts; (vi) turnaround time for test results; (vii) the use of these tests among special student populations, such as English as a second language (ESL) and transfer students; (viii) the work and recommendations of the various SOL assessment advisory groups assisting the Board of Education; (ix) local school division access to SOL testing data and technical assistance; and (x) such other issues as it deems appropriate. The Commission shall complete its work in time to submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Cranwell

[F] HJ575 Virginia election procedures and process. Establishes the Virginia Elections Review Commission to study Virginia's election systems and technology and the process for ascertaining the complete and accurate election result. This resolution has been incorporated into HJR 681 (O'Brien).

Patron - Williams

[F] HJ584 Emergency management services. Directs the Virginia Department of Emergency Management to conduct a study on the readiness of state and local emergency plans to deal with the elderly and disabled who are not mobile or who depend on life support systems.

Patron - Hamilton

[F] HJ587 MAPS. Establishes a joint subcommittee to study the feasibility and appropriateness of the various mechanisms used to fund regional economic projects, commonly referred to as the Metropolitan Area Projects Strategies (MAPS).

Patron - Hull

[F] HJ600 Inmate phone system. Requests the Department of Corrections and the Department of Information Technology to study the feasibility and cost of implementing a debit inmate telephone system in state facilities.

Patron - Almand

[F] HJ601 Triennial census of school-age population. Requests the Board of Education to examine the availability and efficacy of alternative sources and procedures for obtaining a triennial census of the school age population. In conducting its study, the Board shall review, among other things, (i) school census processes in other states; (ii) costs incurred by Virginia's local school boards in conducting the triennial census; (iii) the accuracy and timeliness of any existing alternative sources of such census data; and (iv) existing resources and entities that might be tapped to conduct this census in the Commonwealth. The Board is to submit its findings to the Governor and the 2002 Session of the General Assembly.

Patron - Parrish

[F] HJ602 School board fiscal authority. Requests the Joint Legislative Audit and Review Commission (JLARC) to examine the impact of granting fiscal autonomy to local school boards in the Commonwealth. In conducting its study, JLARC

is to consider, among other things, current state constitutional and statutory provisions governing school board fiscal authority and school funding; school board fiscal authority models in other states; the use and proportions of various revenue sources for public education costs in Virginia; potential mechanisms addressing a potential grant of such fiscal authority, including local referenda, voter approval for increases, and the appropriate apportionment of taxing power for school boards of cities and counties; and such other issues as it deems appropriate. JLARC is to submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Parrish

[F] HJ606 Pollbooks. Creates a joint subcommittee to study the use of a combined precinct registered voter list and pollbook. The study shall include an examination of legal, technological, logistical, and other related issues, including the need for privacy relative to the handling and security of a merged pollbook. This resolution has been incorporated into HJR 681 (OBrien).

Patron - Putney

[F] HJ612 Arborists. Requests the Board for Professional and Occupational Regulation to evaluate the need for and recommend the degree of regulation, if any, applied to arboricultural practices in the Commonwealth.

Patron - Hull

[F] HJ613 Transportation authority for Planning District VIII. Creates a 10-member joint subcommittee to study the creation of a transportation authority for Planning District VIII.

Patron - Marshall

[F] HJ615 Membership of Indian tribes. Establishes a joint subcommittee to study the seating of representatives of Virginia's eight officially recognized Indian tribes as nonvoting members of the General Assembly.

Patron - Darner

[F] HJ616 Metropolitan Washington Airport Authority (MWAA) police. Establishes a 10-member joint subcommittee to study whether control of the MWAA police force should be transferred from MWAA's chief executive to the Superintendent of State Police.

Patron - Marshall

[F] HJ617 Metropolitan Washington Airport Authority (MWAA) police. Requests the Superintendent of State Police to study whether control of the MWAA police force should be transferred from MWAA's chief executive to the Superintendent of State Police.

Patron - Marshall

[F] HJ619 Redevelopment areas. Directs the Virginia Housing Study Commission to study the current practices of certain housing authorities in designating an area as a redevelopment area but not concluding the project in a timely manner. In conducting the study, the Commission shall focus on approved redevelopment plans that were adopted prior to July 1, 2001, and consider (i) the impact of any delay in completing such redevelopment plans on effected property owners, (ii) the underlying reasons for the delays in concluding an approved redevelopment plan, (iii) the availability and sources of sufficient funding to complete such projects, and (iv) how to balance the rights of property owners and the community's need to reduce blight through the redevelopment and revitalization of neighborhoods. It should be noted that this summary also represents the amendment in the nature of a substitute for HJR 619 that was adopted by the House Committee on Rules, prior

to the tabling of the measure. This resolution has been incorporated into SJR 446 (Whipple).

Patron - Drake

[F] HJ620 Warranties and insurance on new building products. Directs the Virginia Housing Study Commission to study the feasibility and appropriateness of requiring warranties or other forms of insurance on new building products introduced into the housing construction market. In conducting the study, the Commission shall identify and examine ways to save Virginia citizens from incurring the full costs of defective building products, including home warranty insurance plans, bonding by the manufacturer in the event of product failure, recovery of funds, and other means of providing financial protection for consumers. It should be noted that this summary also represents the amendment in the nature of a substitute for HJR 620 that was adopted by the House Committee on Rules, prior to the tabling of the measure. This resolution has been incorporated into SJR 446 (Whipple).

Patron - Drake

[F] HJ621 Application of current and developing technologies to voting procedures. Establishes a joint subcommittee to evaluate the current voting systems and technologies being used in the Commonwealth and recommend how new and emerging technologies might be applied to improve the process. The joint subcommittee is specifically requested to include an examination of Internet voting and of identification and security measures such as biometrics and passcodes in its study. This resolution has been incorporated into HJR 681 (O'Brien).

Patron - Drake

[F] HJ623 Deputy circuit court clerks. Directs the Joint Legislative Audit and Review Commission to study staffing levels of the circuit courts and salary levels of deputy circuit court clerks.

Patron - Jackson

[F] HJ626 Definition of manufacturers for BPOL tax purposes. Requests the Department of Taxation to conduct a study to clarify the definition of manufacturer for purposes of the business, professional, and occupational license tax. The Department is directed to report its findings to the Governor and the 2002 Session of the General Assembly. This resolution has been incorporated into HJR 685 (McDonnell).

Patron - Nixon

[F] HJ628 Litter control along state and local highways. Creates a seven-member joint subcommittee to study the problem of litter, trash, and graffiti along state and local highways.

Patron - Crittenden

[F] HJ629 Early childhood educational and developmental initiatives. Directs the Commission on Early Childhood and Child Day Care Programs to study early childhood educational and developmental initiatives. The study shall include (i) an examination of current successful child development programs in the Commonwealth and other states, (ii) recommendations for the development of statewide programs to reach at-risk youth to provide them with a good start in life, (iii) strategies for financing quality child care including business involvement through public-private partnerships, and (iv) such other issues as the Commission deems appropriate.

Patron - Van Landingham

[F] HJ630 Compensation for wrongly convicted. Directs the Virginia State Crime Commission to study the feasibility of creating a system by which innocent people con-

victed of crimes and incarcerated may recover damages. It was agreed that the Virginia State Crime Commission would be requested to consider conducting the study, under their statutory authority to initiate studies without legislative action.

Patron - Almand

[F] HJ631 Community mediation. Requests the Virginia Association for Community Conflict Resolution to study the desirability and feasibility of establishing community mediation centers in the Commonwealth. This resolution has been incorporated into HJR 669 (Hall).

Patron - Hall

[F] HJ633 Damage done by deer. Requests the Virginia Department of Game and Inland Fisheries to study the total impact of damage done by deer in the Commonwealth, including, but not limited to, damage to crops, private property, automobiles, and aircraft operations, and incidents that result in personal injury.

Patron - Day

[F] HJ634 Virginia Lottery Department. Directs the Virginia Lottery Department to study the effects on Virginia's lottery sales and profits if North Carolina were to implement a state-operated lottery.

Patron - Day

[F] HJ635 Hardwood reforestation program. Requests the Department of Forestry to study the feasibility of establishing and implementing a hardwood reforestation program. The study would examine (i) how such a program should be structured, (ii) what incentives should be provided to landowners, (iii) the impact such a program might have on the hardwood resource, and (iv) the costs of implementing the program and how it should be financed.

Patron - Day

[F] HJ636 Extension of passenger rail service from Manassas to Haymarket. Requests the Virginia Department of Rail and Public Transportation to study the desirability and feasibility of extending Virginia Railway Express service from Manassas via Gainesville to Haymarket, including the construction of appropriate stations at Gainesville and Haymarket.

Patron - Marshall

[F] HJ638 Requesting the Department of Education and the Department of Mental Health, Mental Retardation and Substance Abuse Services to study the educational placement of children eligible for early intervention programs and services, pursuant to Part C of the Individuals with Disabilities Education Act, P. L. 101-17, as amended. Requests the Departments of Education and of Mental Health, Mental Retardation and Substance Abuse Services to inventory localities and school divisions to ascertain information that can be used to (i) identify the disabilities that qualify infants and toddlers and other eligible children for Part C services; (ii) aid the Departments in determining the number of such children being served in Virginia and how; (iii) assist the Departments in developing a demographic profile of such children, and in determining whether the students are enrolled in regular or special education programs, whether they are achieving and thriving, and whether they receive related and support services; (iv) help the Departments assess the costs of providing special education and related and support services for such children, and program effectiveness; (v) ascertain that the process and procedures for transitioning such school-age children from the early intervention programs are followed; and (vi) evaluate the need to establish a reporting system to capture and track the transition and progress of these children from early intervention to the public schools. The Departments must apprise the House

Committee on Education and the Senate Committee on Education and Health regularly concerning the status and findings of their study, and shall complete their work in time to submit their written findings and recommendations to the Governor and the 2002 Session of the General Assembly. This resolution is a recommendation of the Joint Subcommittee Studying the Overrepresentation of African-American Students in Special Education Programs.

Patron - McEachin

[F] HJ641 Directing the House Committee on Appropriations and the Senate Committee on Finance to study, jointly, the need to increase fiscal support for anti-poverty programs and services, substance abuse prevention and treatment services, and health care coverage for poor children. Directs the House Committee on Appropriations and the Senate Committee on Finance to study, jointly, the need to increase fiscal support for anti-poverty programs and services, substance abuse prevention and treatment services, and health care coverage for poor children. The Committees shall (i) identify state-funded anti-poverty programs, including program objectives and effectiveness, a description and the number of persons served, and the level of state funding, and federal and private funding, if any; (ii) develop a demographic profile of persons served by state-funded substance abuse prevention and treatment programs, including the number of persons served, the type of program, source and level of funding, and evaluate program effectiveness; (iii) evaluate the outreach efforts to enroll eligible poor children in the State's Family Access to Medical Insurance Security Plan (FAMIS); (iv) propose alternatives to enhance such existing services, and estimate the costs of expanding these programs to serve more citizens; and (v) consider such other related matters as the Committees may determine necessary in the furtherance of their work. The staffs of the House Committee on Appropriations and the Senate Committee on Finance shall provide staff support for the study. The House Committee on Appropriations and the Senate Committee on Finance shall apprise regularly the House Committees on Education and on Health, Welfare and Institutions, and the Senate Committees on Education and Health and on Rehabilitation and Social Services concerning the status and findings of their study, and report their written findings and recommendations to the Governor and the 2002 Session of the General Assembly. This resolution is a recommendation of the Joint Subcommittee Studying the Overrepresentation of African-American Students in Special Education Programs.

Patron - McEachin

[F] HJ642 Teacher retention initiatives. Creates an eight-member joint subcommittee to study teacher retention initiatives. In conducting its study, the joint subcommittee is to consider, among other things, (i) effective teacher retention initiatives in other states; (ii) ways in which conditions of employment in Virginia public schools might be enhanced to promote teacher retention; (iii) the work and recommendations of recent legislative and executive branch studies addressing teacher employment issues; and (iv) such other issues as it deems appropriate and is to submit its written findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Amundson

[F] HJ643 Notice of student adjudications. Requests the Commission on Youth to study the transfer of information regarding certain adjudications of students to and among public schools. In conducting its study, the Commission shall consider, among other things, relevant federal and state law and regulations governing student records; documented instances of failure to comply with dissemination and privacy requirements; and such other issues as it deems appropriate. The

Commission shall submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Amundson

[F] HJ644 Northern Virginia Transportation Compact. Requests the Virginia Department of Transportation to study the Northern Virginia Transportation Compact developed by the Northern Virginia business community in an effort to address the region's transportation needs and report to the Governor on the desirability and feasibility of implementing the Compact's recommendations. This resolution has been incorporated into HJR 610 (Rust).

Patron - Bolvin

[F] HJ645 Education; teacher proficiency and suitable materials relating to systematic phonics instruction. Requests the Department of Education to study, in cooperation with the State Council of Higher Education for Virginia, the proficiency of Virginia teachers in teaching systematic explicit phonics and the availability in local school divisions of decodable textbooks and other suitable materials for systematic phonics instruction. This study will cover the extent to which teacher preparation programs in Virginia's schools of education provide instruction to aspiring teachers in the use of systematic explicit phonics and the usefulness of requiring that all persons seeking initial licensure or licensure renewal as K-3 teachers, K-6 reading specialists, special education teachers or English as a second language teachers demonstrate proficiency in the teaching of systematic explicit phonics. In the event a requirement for training in systematic explicit phonics as a condition of licensure is considered appropriate, the agencies will also study the concept of a professional development program to assess the skills of relevant teachers in phonics instruction and to provide additional training to individuals not demonstrating proficiency. Recommendations for supplemental state textbook funding for decodable textbooks and appropriate instructional materials are also required. The agencies are required to report to the Governor and the 2002 Session of the General Assembly.

Patron - Bolvin

[F] HJ646 Bail bondsmen. Requests the Department of Criminal Justice Services to study whether the responsibility for the certification and supervision of bail bondsmen should be shifted from the judicial branch to the executive branch of state government. This resolution is a recommendation of the Judicial Council.

Patron - Jones, J.C.

[F] HJ648 Child day care services. Requires the Secretaries of Health and Human Resources, Education, and Commerce and Trade to study ways to assist employers in providing child day care services. The study shall include (i) recommendations for enhancing the role of Virginia employers in establishing and operating child day care centers; (ii) recommendations for funding child day care services, including tax credits and public-private partnerships; (iii) an evaluation of the availability of quality child day care services that promote school readiness available to employers throughout the Commonwealth; and (iv) an implementation plan to achieve statewide child day care services that ensure school readiness in order to upgrade the quality of life for Virginia's families.

Patron - McEachin

[F] HJ649 Campaign finance. Continues the joint subcommittee studying campaign finance reform issues. During its second year, the subcommittee intends to examine reforms, including contribution and voluntary spending limits, to con-

trol the spiraling cost of campaigns and promote public confidence in the campaign finance system.

Patron - Jones, S.C.

[F] HJ650 Purchase of prior service retirement credit. Establishes a joint subcommittee to study the feasibility of permitting any state employee to purchase up to three years of prior service credit in the Virginia Retirement System for services rendered for two or more consecutive years as an hourly employee or under the federal Comprehensive Employment and Training Act for any employer covered under the Virginia Retirement System, at the rate of 15 percent of salary for each year purchased.

Patron - Tate

[F] HJ652 Senior care. Requests a joint subcommittee to study ways to increase the availability of skilled care for seniors, especially in an in-home setting.

Patron - Blevins

[F] HJ653 ABC. Requests the Department of Alcoholic Beverage Control to study the feasibility of closing government stores on the state holiday designated for Martin Luther King, Jr.

Patron - Joannou

[F] HJ659 Career development program for voter registrars. Requests the State Board of Elections in conjunction with the Weldon Cooper Center for Public Service to study a career development program for general, assistant, and deputy voter registrars. This resolution has been incorporated into HJR 681 (O'Brien).

Patron - Landes

[F] HJ663 Guidance Counselors knowledge and understanding of career and technical education. Requests the Board of Education to examine the requirements for licensure of secondary school guidance counselors in relationship to knowledge and understanding of career and technical education. In conducting this study the Board must assess: (i) the level of knowledge and understanding of career and technical education among currently employed guidance counselors in Virginia's public secondary schools; (ii) the efficacy of providing students who experience difficulty in satisfying the requirements for a standard diploma with information relating the career and technical educational programs available in the relevant school division and the related employment/career opportunities within the relevant community; and (iii) the efficacy of providing students who are college-bound with information on the career and technical courses available in the relevant school division, particularly those courses that could provide the skills for the employment needed to support these students as they pursue post-secondary education and those courses that could provide such students with vocations or hobbies that could enhance the quality of their adult lives.

Patron - Orrock

[F] HJ665 Department of Professional and Occupational Regulation. Establishes a joint subcommittee to study the process for developing and implementing new regulations for professions and occupations regulated by the Department of Professional and Occupational Regulation (DPOR). The joint subcommittee is directed to examine the process used by DPOR and to determine how the process may be made faster.

Patron - Armstrong

[F] HJ666 Establishing a joint subcommittee to study ways of reducing prescription drug costs to elderly citizens. Establishes a joint subcommittee to study ways of reducing prescription drug costs to elderly citizens. In conduct-

ing the study, the joint subcommittee shall determine the causes of impaired access to prescription drugs by the elderly; identify and review the issues related to the rising costs of prescription drugs; ascertain the extent of the problem among the elderly, particularly among disabled senior citizens in Virginia; consider all proposals and options that have been advanced to date, and the approach that has been taken by other states to address this problem; obtain and analyze proposed federal legislation to manage the problem, and such policies under consideration by relevant federal agencies; solicit the perspectives of senior citizens and the health care and pharmaceutical industries in the Commonwealth; determine the legal sufficiency and fiscal implications of each option and proposal that has been offered nationally and statewide; and recommend appropriate strategies to reduce the costs of prescription drugs for the elderly in Virginia. The joint subcommittee must submit its report to the Governor and 2002 General Assembly. This resolution has been incorporated into HJR 810 (Jones, S. C.).

Patron - Jones, J.C.

[F] HJ667 Undergrounding of utility lines. Directs the Joint Legislative Audit and Review Commission to study undergrounding of overhead utility facilities as an economic development measure.

Patron - Almand

[F] HJ668 Streamlined Sales Tax Project. Provides that the General Assembly will participate in the Streamlined Sales Tax Project and that the Senate Committee on Finance and the House Committee on Finance shall report to the General Assembly on the feasibility of the Commonwealth adopting the model legislation of the Streamlined Sales Tax Project. This report shall be made to the Governor and the 2002 Session of the General Assembly.

Patron - Hull

[F] HJ669 Community mediation. Requests the Virginia Association for Community Conflict Resolution to study the desirability and feasibility of establishing community mediation centers in the Commonwealth. This resolution incorporates HJ 626.

Patron - Hall

[F] HJ670 Standing Joint Subcommittee on School Dropout Prevention. Continues the Standing Joint Subcommittee on School Dropout Prevention until 2005 to monitor Virginia's dropout rate, and review and address issues attendant to the problem of school dropout, including, but not limited to, adult illiteracy; the effect of family violence, dysfunction, and economic exigency on school attendance and school completion rates; the impact of the Standards of Learning on dropout rates; the impact of school drop out on economic development, Virginia's economy, social and correctional services, and the maintenance of a competent and skilled workforce; the impact on college admissions; the evaluation of dropout prevention programs' effectiveness and their compliance with relevant state and federal laws and regulations; the identification of dropout prevention program needs and funding; the impact of Zero Tolerance laws, suspensions and expulsions, and other disciplinary actions on school dropout rates; and the need for improvements in teacher education to instruct at-risk students more effectively. The standing joint subcommittee shall also develop a continuum of alternative education programs and options for non-disruptive and non-disabled students in the regular educational program, consider such other issues and concerns that it deems necessary to conduct its work, and recommend strategies and changes in state laws that may reduce the number of students who leave school before graduation. The joint subcommittee must complete its work by December 20, 2006, and submit its written findings

and recommendations to the Governor and the 2007 Session of the General Assembly.

Patron - Hall

[F] HJ672 Protective orders. Directs the Virginia State Crime Commission to study procedures involving protective orders.

Patron - Moran

[F] HJ676 Feasibility of statewide database of stolen property. Directs the Crime Commission to study the feasibility of establishing a statewide database of stolen property and a statewide program for reimbursement of pawnbrokers for their losses incurred by accepting stolen goods.

Patron - Reid

[F] HJ677 Education and training programs for licensed funeral directors and embalmers. Requests the State Board for Community Colleges and the Board of Funeral Directors and Embalmers to study the appropriateness of using technology and the Internet to provide education and training for the funeral service and embalming profession, and to determine the need for and availability of such training programs in the Commonwealth. In conducting the study, the State Board for Community Colleges and the Board of Funeral Directors and Embalmers shall consider (i) ways in which technology and the Internet may be used to effectively expand and provide required education and training programs for the licensing of funeral directors and embalmers; (ii) the efficacy of using practicing Virginia licensed funeral directors as adjunct faculty or in other capacities with the community colleges to supervise the practical experience required in the education program for funeral directors; (iii) determine the supply and demand of licensed funeral directors and embalmers in Virginia, providing such information by geographical regions of the Commonwealth; (iv) evaluate the need for educational and supervised resident training programs in mortuary science and funeral service, including the demand for such programs in Virginia; and (v) make such recommendations as the Boards deem necessary. The State Board for Community Colleges and the Board of Funeral Directors and Embalmers shall consult with representatives of the Association of Independent Funeral Homes of Virginia, the Virginia Funeral Directors Association, and the Virginia Board of Funeral Directors and Embalmers throughout the course of the study, and provide ample opportunity for their full participation. The State Board for Community Colleges and the Board of Funeral Directors and Embalmers must complete their work by November 1, 2001, to report to the Governor and 2002 Session of the General Assembly.

Patron - Reid

[F] HJ680 Responsibility for secondary highways and mass transit in Northern Virginia. Requests the Secretary of Transportation to study the desirability and feasibility of transferring responsibilities for secondary highways in Northern Virginia from the Virginia Department of Transportation to the region's counties and vesting in the Virginia Department of Rail and Public Transportation exclusive responsibility for the region's mass transit programs and facilities.

Patron - O'Brien

[F] HJ682 Public safety. Requests the Secretary of Public Safety to study expanding the use of private, charitable, faith-based, and other organizations and groups to provide services to ex-offenders to reduce recidivism rates. This resolution has been incorporated into HJR 683 (McDonnell).

Patron - McDonnell

[F] HJ686 Collateral source rule. Requests the Virginia State Bar to study write-offs and third party reimbursement under the collateral source rule.

Patron - McDonnell

[F] HJ690 Water quality. Requests the Secretary of Natural Resources to study and conduct an inventory of Virginia's water quality programs.

Patron - Katzen

[F] HJ691 Graduated driver's licenses. Establishes a 10-member joint subcommittee to study the desirability and feasibility of providing for a scheme of graduated, provisional, or junior driver's licenses for persons under 18.

Patron - O'Brien

[F] HJ692 Digital court reporters. Directs the Joint Legislative Audit and Review Commission to study cost savings resulting from the use of digital court reporters in criminal cases.

Patron - Phillips

[F] HJ760 Prescription Drug Advisory Commission. Establishes a 19-member commission to study access to and the pricing of prescription drugs in the Commonwealth. The Commission shall recommend (i) maximum retail prices for prescription medications to be sold in the Commonwealth, which prices shall be commensurate with the prices thereof in Canada and Mexico and shall not place an undue burden on the citizens of Virginia, (ii) procedures for setting maximum retail prices of prescription drugs sold in the Commonwealth, (iii) a process to monitor retail prices of prescription drugs sold in the Commonwealth, and (iv) guidelines to bring any person who sells prescription drugs for more than their maximum retail prices into compliance. This resolution has been incorporated into HJR 810 (Jones, S. C.).

Patron - Welch

[F] HJ762 Drug therapy management. Requests the Joint Commission on Health Care to evaluate government-funded pharmaceutical expenditures to consider the appropriate utilization of prescription drugs in state funded programs and the cost savings that could be gained by providing drug therapy management. This resolution has been incorporated into HJR 810 (Jones, S. C.).

Patron - Morgan

[F] HJ764 Technology training and technology leadership of principals. Requests the Department of Education, in cooperation with the State Council of Higher Education for Virginia, to conduct a study of the technology training and technology leadership of principals. Noting the necessity for technology knowledge and skills in today's workplace and that leadership in technology is required in the educational setting to develop this knowledge and these skills, this resolution lays out components of this study. In this study, the Department of Education and the State Council must examine (i) the technological capabilities of principals; (ii) identify those traits that define an outstanding principal vis-a-vis technology; (iii) identify the skills and deficiencies of Virginia's school principals in the use and application of technology in education; (iv) define the necessary skills and knowledge to provide educational technology leadership in the Commonwealth; and (v) report on the number of principals receiving technology training, the current effectiveness of such training in promoting educational technology leadership, and recommend ways to enhance the effectiveness of and attendance at such training.

Patron - Scott

[F] HJ779 Foresters. Requests the Board for Professional and Occupational Regulation to evaluate the need for and recommend the degree of regulation, if any, applied to the practices of forestry in the Commonwealth.

Patron - Deeds

[F] HJ780 Implications of granting fiscal autonomy to elected school boards. Directs the Joint Legislative Audit and Review Commission to study, as a component of its examination of elementary and secondary education funding, the implications of granting fiscal autonomy to elected school boards in the Commonwealth. This resolution provides some of the background concerning elected school boards in Virginia, e.g., local referenda on direct citizen election of school boards were just authorized in 1992 and approximately two-thirds of the Commonwealth's school boards are elected at this time. Because Virginia's constitution vests supervision of schools in school boards and fiscal responsibility in local governing bodies, differences between school boards and local governing bodies often relate to funding. The resolution requires the Joint Legislative Audit and Review Commission to examine school board fiscal autonomy issues in its current study of education funding and requires the Commission to look at these issues vis-a-vis the funding implications for the Commonwealth and its local governments, equity in educational funding, the composite index, budgets, local tax bases, tax rates, the collection of taxes, and debt for school construction.

Patron - Tata

[F] HJ781 Virginia Gas and Oil Act. Directs the Coal and Energy Commission to study and make recommendations upon a number of issues that have arisen under Virginia's Gas and Oil Act relating to coalbed methane gas ownership, gas well spacing requirements, fracing, and coal owner consent.

Patron - O'Brien

[F] HJ782 Fairness of property tax appeals. Establishes a joint subcommittee to study the fairness of property tax appeals in the Commonwealth. Membership shall consist of five delegates and three senators with direct costs not exceeding \$6,000. This resolution has been incorporated into HJR 685.

Patron - Reid

[F] HJ784 Unemployment compensation benefits. Establishing a select subcommittee to study the means of calculating the weekly amount of unemployment compensation benefits for displaced employees. The select subcommittee is directed to examine the methods used by other states to determine an employee's weekly benefit amount, including the indexing of unemployment benefits and the minimum and maximum benefit amounts provided by those states. This resolution has been incorporated into HJR 611 (Rust).

Patron - Hull

[F] HJ786 Prescription drug costs. Directs the Joint Legislative Audit and Review Commission to study the Commonwealth's prescription drug programs to identify mechanisms for controlling the rising costs of prescription drugs. This resolution notes that, in response to rapid increases in pharmaceutical costs incurred in government-funded pharmacy expenditures, the 2000 General Assembly mandated the Secretary of Finance, in cooperation with the Secretaries of Administration and Health and Human Resources, to conduct a study that examined the trends in Virginia's pharmaceutical expenditures. The report in response to this directive, titled *Pharmaceutical Expenditures in the Commonwealth of Virginia*, states that "Virginia's expenditures on pharmaceuticals have

expanded rapidly over the past several years and can be expected to continue to increase in the foreseeable future." The report concludes that this trend will have a significant effect on the quality of health care provided to the citizens of the Commonwealth and will impact the budgets of government-funded health care programs. The report also notes that a number of innovative approaches for reducing and containing pharmaceutical costs have been utilized and proposed in other states that should be considered for adoption in the Commonwealth. The Commission is directed to examine the prescription drug programs sponsored by the Department of Human Resource Management, Department of Medical Assistance Services, Department of Health, Department of Mental Health, Mental Retardation and Substance Abuse Services, and Department Corrections to ensure, among other things deemed appropriate, that the most effective means of controlling rising prescription drug costs are being employed by the Commonwealth and its contractors. This resolution has been incorporated into HJR 810 (Jones, S. C.).

Patron - Larrabee

[F] HJ787 Volunteer Firefighters' and Rescue Squad Workers' Pension Fund Board. Requests the Volunteer Firefighters' and Rescue Squad Workers' Pension Fund Board, with the assistance of the Board of Trustees of the Virginia Retirement System, to study the feasibility of various vesting options for volunteer firefighters and rescue squad workers under the Virginia Volunteer Firefighters' and Rescue Squad Workers' Pension Fund.

Patron - Katzen

[F] HJ788 Natural gas prices. Requests the State Corporation Commission to study the rise in the price of natural gas. The study shall also include recommendations for maintaining the affordability of natural gas as an energy source.

Patron - Joannou

[F] HJ791 Passing a stopped school bus. Requests the Departments of Education and State Police to recommend ways to better enforce the prohibition against passing a stopped school bus.

Patron - McDonnell

[F] HJ795 Autism. Requests the Joint Legislative and Audit Review Commission to conduct a study to assess the needs and requirements of individuals with developmental disabilities, particularly autism, for whom services are not provided or mandated through state agencies. This resolution has been incorporated into HJR 523 (Thomas).

Patron - Katzen

[F] HJ798 Election policies and procedures. Requests the State Board of Elections to review election policies and procedures. In conducting the study, the Board shall examine (i) the administration of election laws; (ii) interpretations of the laws; (iii) standard procedures for absentee voting; (iv) the designation and finance of a statewide system of technology; (v) provisions for voter-friendly registration; (vi) standard procedures for assisting voters at the polls; (vii) training of election officials; and (viii) any other recommendations for changes that may be desirable to advance the clarity and standardization of policies and procedures and the certainty of, and fairness in establishing, the outcome of elections in the Commonwealth. This resolution has been incorporated into HJR 681 (O'Brien).

Patron - Crittenden

[F] HJ803 Living wage for state employees. Creates a joint subcommittee to study the social, economic, and policy

considerations regarding the establishment of a living wage for employees of the Commonwealth.

Patron - Grayson

[F] HJ804 Incidence of racial profiling and pretextual traffic stops in the Commonwealth. Establishes a joint subcommittee to study the incidence of racial profiling and pretextual traffic stops in Virginia. The joint subcommittee shall, among other things, (i) review the principles of the Fourth and Fourteenth Amendments, the Supreme Court decisions in *Whren v. United States*, 116 S. Ct. 1769 (1996), *United States v. Armstrong*, 116 S. Ct. 1480 (1996), *City of Indianapolis v. Edmond*, 121 S. Ct. 447 (2000) and other relevant case law; (ii) develop a profile of motorists commonly identified for traffic stops in Virginia; (iii) determine whether racial profiling or other non-criminal characteristics are used by law-enforcement officers in the Commonwealth to identify motorists for traffic stops; (iv) ascertain data regarding police traffic stops in the Commonwealth, particularly along I-95, which shall include, but not be limited to, the extent to which African-American and other minority motorists are stopped, searched, detained, arrested, or have property seized in comparison to white motorists; the reasons given by police for such stops and whether a warning or written citation was given; (v) evaluate the benefit of pretextual traffic stops on drug interdiction; (vi) review the findings and recommendations of previous legislative subcommittee pertaining to this problem; and (vii) consider such other related matters and recommend such action as the joint subcommittee may deem appropriate. Due to the complexity and sensitivity of this issue and the interest among citizens, the joint subcommittee must provide appropriate opportunities for public comment and broad citizen participation, to the extent practicable, in order that the perspectives of the people may be considered. The joint subcommittee must submit its written findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Wright

[F] HJ806 Joint Fiscal Accountability Commission. Establishes a Joint Fiscal Accountability Commission to examine the expenditure of state funds by private organizations and groups and report to the 2002 Session. This resolution has been incorporated into HJR 773.

Patron - Ware

[F] HJ807 Small assisted living facilities. Directs the Joint Commission on Health Care to study the effect of recent changes in law and regulation on small assisted living facilities. The study shall include, but not be limited to, the impact of recent changes in law and regulation on small assisted living facilities, an analysis of the availability and affordability of liability insurance for assisted living facilities, an evaluation of whether smaller assisted living facilities should be regulated separately, and a recommendation on whether the Department of Social Services is the appropriate licensing authority for small assisted living facilities.

Patron - Nixon

[F] HJ809 Children's health, welfare, and safety. To review all applicable federal and private efforts to protect children's health, safety, and welfare and to identify the areas where public and private efforts in Virginia could result in the greatest improvements to children's health, safety, and welfare.

Patron - Griffith

[F] HJ812 Establishing a Virginia Community College System Joint Study Commission. Establishes the Virginia Community College System Joint Study Commission to reexamine the mission of the Virginia Community College System and the funding scheme used to implement the Virginia

Community College System's mission. The Commission shall examine the appropriateness of the Virginia Community College System's existing mission and funding scheme and recommend relevant changes in law and policy which will make each community college better equipped to respond to the credit and non-credit needs of its constituency

Patron - Byron

[F] SJ306 Legislative internship program. Establishes a select committee to study the feasibility of the establishment of the Virginia Legislative Internship Program.

Patron - Miller, Y.B.

[F] SJ322 Van Dorn Street corridor. Requests the Virginia Department of Transportation to study the Van Dorn Street corridor in Fairfax County and the City of Alexandria.

Patron - Puller

[F] SJ324 Voluntary, universal preschool programs. Creates a legislative study committee to examine the feasibility and appropriateness of providing universal, voluntary education for four-year-olds in the public schools. The joint subcommittee shall consider, among other things, (i) the work and recommendations of the Commission on Early Childhood and Child Day Care Programs; (ii) the administration, implementation, and funding of the current program for at-risk four-year-olds; (iii) current participation levels by local school divisions; (iv) relevant federal laws and regulations relating to preschool education and development; and (v) other issues as it deems appropriate. The joint subcommittee shall complete its work in time to submit its findings and recommendations to the Governor and the 2002 Session of the General Assembly.

Patron - Puller

[F] SJ327 Attention deficit disorder and attention deficit hyperactivity disorder. Establishing a joint subcommittee to study the effects of attention deficit disorder and attention deficit hyperactivity disorder on student academic performance and on public education programs and services. The joint subcommittee shall (i) determine the number of students diagnosed as having ADD/ADHD in Virginia's public schools, and whether such children receive treatment; (ii) ascertain whether such students also have dual exceptionalities or chronic and acute health problems, and the demand created by these conditions for certain school services; (iii) determine the academic performance levels of such children; (iv) identify other educational, social, and health factors that may compromise their academic performance and educational outcomes; (v) identify school practices to manage, the methods used to treat, and the medications prescribed for and dispensed to ADD/ADHD students in the school setting for their disorder; (vi) evaluate the special education programs and related services provided such students; (vii) assess the demand for special education programs and related services, including school health services, by ADD/ADHD students; (viii) evaluate the effect of ADD/ADHD on grade retention, absenteeism, school suspension and expulsion, and other disciplinary action taken by public schools; (ix) consider such other related matters; (x) and make appropriate recommendations that address identified problems and allow public schools to serve such children efficiently and effectively. The joint subcommittee must submit its report to the 2002 Session of the General Assembly. This resolution was incorporated into HJR 660 (2001).

Patron - Miller, Y.B.

[F] SJ328 Kinship care. Continues the study of the Virginia Commission on Youth concerning kinship care. In conducting the study, the Commission shall review other state programs that provide financial and support services for kinship care including, but not limited to, subsidized guardian-

ship, and identify additional financial and legal strategies for supporting kinship caregivers in Virginia.

Patron - Miller, Y.B.

[F] SJ329 Virginians with disabilities. Requests the Departments of Social Services, Rehabilitative Services, and Medical Assistance Services to study the feasibility of developing a data collection system for Virginia-specific information about persons with disabilities looking toward the possible implementation of the federal "Ticket to Work and Work Incentives Improvement Act of 1999."

Patron - Miller, Y.B.

[F] SJ330 Emergency medical services. Requests the Virginia EMS for Children Program of the Virginia Commonwealth University to determine the degree to which children are receiving specialized emergency services from trained personnel and to assess the minimum need for emergency equipment and supplies designed especially for children.

Patron - Miller, Y.B.

[F] SJ331 Graduated licenses for youthful drivers and effectiveness of commercial driver training schools. Establishes a 10-member joint subcommittee to study the desirability and feasibility of provided for graduated or provisional licenses for youthful drivers in Virginia. The study would also look into whether the current curriculum of and practical behind-the-wheel training (particularly training in nighttime driving) provided by commercial driver training schools need to be revised.

Patron - Puller

[F] SJ339 Progressive assisted treatment law for severely mentally ill. Establishes an 18-member joint subcommittee to examine the issues relating to Virginia's current inpatient and outpatient involuntary treatment law and the feasibility of enacting a progressive assisted treatment law. The resolution directs the joint subcommittee to evaluate (i) Virginia's inpatient and outpatient involuntary commitment law, its standards, due process protections, and operation in comparison to other states' laws and the model law for assisted treatment developed by the Treatment Advocacy Center; (ii) the costs of Virginia's present involuntary commitment procedure and treatment as compared to other states' systems, particularly those states using assisted treatment programs or some elements of such programs; (iii) the effectiveness of Virginia's inpatient and outpatient involuntary treatment in stabilizing the health of the mentally ill; and (iv) homelessness, incarceration, recidivism, and access to treatment among severely mentally ill persons in Virginia.

Patron - Howell

[F] SJ340 Hepatitis reporting. Requests the Department of Health to study the costs and benefits of requiring reporting of chronic Hepatitis and of using the AIDS Drug Assistance Program for treatment of Hepatitis C as an opportunistic infection.

Patron - Howell

[F] SJ352 Modernizing voter equipment and election procedures. Establishes a joint subcommittee to study modernizing voter equipment and election procedures. The subcommittee shall (i) evaluate the various voting systems and other technologies now used across the Commonwealth; (ii) establish the extent to which, and the circumstances under which, spoiled ballots are cast or rescinded in elections; (iii) collect information regarding possible or actual voter misunderstanding of the ballot in elections throughout the Commonwealth; (iv) solicit the advice and experience of local election registrars in ascertaining, establishing, and certifying the

results of elections for accuracy and fairness; (v) examine new and developing technologies that might advance the goals of better determining voter eligibility, ensuring voter privacy, enhancing the ability of voters to cast accurate and legal ballots, and promoting the accuracy of ballot counting; (vi) investigate the experience of, and monitor current actions in, other states; and (vii) consider and make any other recommendations for changes that may be desirable to advance the certainty of, and fairness in establishing, the outcome of elections in the Commonwealth. This resolution has been incorporated into SJR 363 (Miller, K. G.).

Patron - Rerras

[F] SJ354 Commercial driver training schools.

Establishes a 10-member joint subcommittee to study the effectiveness of state regulation of commercial driver training schools.

Patron - Ticer

[F] SJ355 Incentives to promote employment opportunities for workers with disabilities.

Requests the Disability Commission to study the feasibility of offering tax and other incentives to technology companies as a means to create employment opportunities for persons with disabilities (those persons with a disability as defined under the Americans with Disabilities Act (42 U.S.C. § 12101 et seq.) in positions that require an education or training in computer programming, engineering, electronics, or other technology fields.

Patron - Ticer

[F] SJ356 Virginia Housing Study Commission.

Requests the Housing Study Commission to study ways to assist teachers to purchase homes in the communities in which they teach.

Patron - Ticer

[F] SJ357 Teacher education programs.

Requests the Joint Task Force on the K-12 Teaching Profession in Virginia established by the State Council of Higher Education for Virginia and the Board of Education to examine the staffing levels in the teacher education programs in the colleges and universities. The resolution notes the changes in demographics of the teaching profession in recent years, the projections of teacher shortages in the near future, the already experienced teacher shortages in Virginia, and the setting of goals to increase the number of teachers, both at the national and state level. In this study, the task force must consider accreditation requirements, funding limitations, institutional policies for salary and space allocation, the current study/faculty ratios, any increases or decreases in enrollment in such programs, and any other issues deemed appropriate.

Patron - Ticer

[F] SJ360 Advertising on government websites.

Requesting the Secretary of Technology, in consultation with the Joint Commission on Technology and Science, to study and develop guidelines for advertising on government websites and report findings and recommendations to the Governor and the 2002 General Assembly.

Patron - Newman

[F] SJ362 Aftercare Pharmacy.

Requests the Joint Commission on Behavioral Health Care and the Department of Mental Health, Mental Retardation and Substance Abuse Services to study the funding and operations of the Department's Aftercare Pharmacy.

Patron - Martin

[F] SJ370 Crime prevention and early intervention programs.

Directs the Virginia State Crime Commission to

continue its study of crime prevention and early intervention programs in Virginia.

Patron - Stolle

[F] SJ372 Metropolitan Hampton Roads Regional Urban Services Study Commission.

Establishes a commission to study the feasibility of establishing a regional administrative agency to provide urban services in the Hampton Roads region.

Patron - Quayle

[F] SJ374 Financing courthouse facilities.

Directs the Division of Legislative Services to identify the laws and determine the practices in other states for financing courthouse and court-related facilities, including the construction, renovation, and maintenance of such facilities.

Patron - Edwards

[F] SJ375 Department of Health; tattooist and body piercing technicians.

Requests the Department of Health to study the need for the appropriate level of regulation for tattooist and body piercing technicians.

Patron - Edwards

[F] SJ376 Voting systems.

Establishes a joint subcommittee to study the Commonwealth's voting systems. The subcommittee shall examine (i) voting systems used in other states; (ii) technological advances in voting systems, including technology used to cast and count votes; (iii) the feasibility and advisability of standardizing voting systems throughout the Commonwealth; (iv) ways to encourage localities to purchase or phase in upgraded voting systems, including matching grant programs; and (v) costs associated with standardizing or updating voting systems. This resolution has been incorporated into SJR 363 (Miller, K.).

Patron - Lambert

[F] SJ381 Insanity plea.

Directs the Virginia State Crime Commission to study the issues and processes involved with the plea of not guilty by reason of insanity by a person charged with a misdemeanor.

Patron - Howell

[F] SJ384 Senior care.

Directs the Joint Commission on Health Care to study ways to increase the availability of skilled care for seniors, especially in an in-home setting. In conducting the study, the Commission shall examine ways to increase the availability of skilled care for seniors, especially in an in-home setting. The Commission shall also examine, among other things, the feasibility and advisability of tax deductions for adult day care similar to the current child care deduction, the expansion of respite care programs, and home care of elderly parents as dependents, with either a higher cap or no cap on such parent's income.

Patron - Hanger

[F] SJ395 Unemployment compensation funding requirements.

Continues the Joint Subcommittee Studying the Funding Requirements of the Virginia Unemployment Trust Fund. The scope of the study shall be expanded to address, but shall not be limited to, (i) the current formula for determining solvency of the Unemployment Trust Fund, (ii) employee benefit eligibility criteria, (iii) the rationale for benefit levels, (iv) the propriety of regional or extended benefit features, (v) the appropriateness and sufficiency of pool charges, (vi) the propriety of diversion of revenue to job training or economic development programs, and (vii) the current tax schedules for employers. The joint subcommittee shall also study the means of calculating the weekly amount of unemployment compensation benefits for displaced employees, and the methods used by

other states to determine an employee's weekly benefit amount, including the indexing of unemployment benefits and the minimum and maximum benefit amounts provided by those states. This resolution was incorporated into HJR 611 (Rust).

Patron - Watkins

[F] SJ399 Restitution. Directs the Virginia State Crime Commission to study restitution.

Patron - Stolle

[F] SJ404 Electronic procurement process. Requests the Department of General Services, in consultation with the Joint Commission on Technology and Science, to study the effects of electronic procurement on small businesses and businesses owned by women and minorities. The Department shall report its findings and recommendations to the Governor and the 2003 General Assembly.

Patron - Ticer

[F] SJ410 Public Procurement Act. Requests the Virginia Bar Association to study the proposed amendment of § 11-70, which would allow contractors to submit claims on behalf of subcontractors and suppliers to public owners. The Association will examine the policies and procedures applicable to this issue from the perspective of both public owners and public works contractors. To assist in carrying out the objectives of the study, the Association is required to establish an advisory task force to consist of at least one representative of each of the following organizations: the Virginia Bar Association, the Department of General Services, the Department of Transportation, the Office of the Attorney General, and the Local Government Attorneys of Virginia, Inc.

Patron - Martin

[F] SJ426 Foster parent representatives. Requests the Office of Comprehensive Services for At-Risk Youth and Families to conduct a survey to determine which localities include a foster parent representative on local family assessment and planning teams. The survey shall solicit comments to determine the factors involved in the decision to include foster parent family representatives on local family assessment and planning teams.

Patron - Ticer

[F] SJ427 Emancipation of foster care children. Requests the Department of Social Services to develop and design a plan for the study of the emancipation of foster care children. The plan shall (i) identify the problems and issues faced by emancipated foster adolescents that need to be addressed, (ii) examine and evaluate methodologies for collecting pre- and post-emancipation experiences, (iii) propose a work plan and timeframe for the completion of the study, (iv) identify staffing and technical assistance requirements, (v) provide an estimate of the costs and identify potential funding sources, and (vi) address any other relevant consideration in conducting the study.

Patron - Ticer

[F] SJ434 Chesapeake Bay Preservation Act. Requests the Chesapeake Bay Local Assistance Board to report on the implementation of the Chesapeake Bay Preservation Act. The Board's report shall include (i) localities' compliance with the regulations and the Board's decisions and determinations on compliance, (ii) zoning ordinances and practices enacted or implemented in response to the regulations, (iii) the effectiveness of the Board and the Chesapeake Bay Local Assistance Department in carrying out their responsibilities under the Act, (iv) compliance and enforcement of the Act within "Tidewater Virginia," (v) current resources, both per-

sonnel and financial, necessary for state and local enforcement of the Act, its regulations, and its local programs, (vi) the benefits to the environment, along with the costs and effects to state and local governments of extending the Act to include localities outside "Tidewater Virginia" that are within the Chesapeake Bay watershed, (vii) the potential need for changes to existing regulations to reflect differences in topography and geology, (viii) the financial resources needed in the form of state implementation grants to local governments, and (ix) the relationship of other non-agricultural nonpoint water quality protection programs to the Act and the Department.

Patron - Whipple

[F] SJ435 Temporary Assistance to Needy Families (TANF) and Medicaid locality grouping. Requests the Department of Social Services, with assistance from the Department of Planning and Budget, to review the current locality groupings that are used to determine TANF payment amounts and Medicaid eligibility. The Department shall report their preliminary findings by October 1, 2001, to the Chairmen of the House Health, Welfare and Institutions Committee and the Senate Rehabilitation and Social Services Committee, and make final recommendations to the 2002 General Assembly.

Patron - Hanger

[F] SJ436 Interstate Route 81 reconstruction and widening. Establishes an 18-member advisory task force to serve as an institutional link between the Department of Transportation and affected communities, businesses, and citizens during the reconstruction and widening of Interstate Route 81. The panel is to report to the Governor and the 2002 Session of the General Assembly.

Patron - Hanger

[F] SJ437 Virginia Housing Study Commission. Directs the Virginia Housing Study Commission to study the impact of new home building technologies and current building code inspection systems on the availability of affordable housing. This resolution has been incorporated into SJR 446 (Whipple).

Patron - Watkins

[F] SJ439 Virginia Gas and Oil Act. Requests the Coal and Energy Commission to study and develop recommendations on certain issues arising under the Virginia Gas and Oil Act. The study shall include examination of: (i) when and in what cases the coal or gas owner should be considered to be the owner of coalbed methane gas; (ii) the extent to which the Act's coal owner consent provisions, with regards to well spacing and framing, are necessary to protect the safety of miners and the economic interests of the coal owner; (iii) how best to maximize both industries' recovery of resources; and (iv) whether Virginia should enact a strict liability provision in order to fully protect the interests of the coal owner from potential damage by gas operations.

Patron - Wampler

[F] SJ442 Establishing a National Veterans Visitor Center. Requests the Department of Conservation and Recreation to study the feasibility of establishing a National Veterans Visitor Center. In conducting the study, the Department shall examine the costs of establishing a National Veterans Visitors Center and locations that will attract a sufficient number of visitors to defray operational costs. In addition, the Department is required to seek the assistance of the City of Manassas, Prince William County and the Freedom Museum in conducting the study.

Patron - Colgan

[F] SJ443 Fiscal impact of the Personal Property Tax Relief Act of 1998. Establishes a select committee to study the fiscal impact of the Personal Property Tax Relief Act of 1998 and its long-range effect on state General Fund. The select committee is to report its findings and recommendations to the Governor and the General Assembly by December 15, 2001. This resolution has been incorporated into SJR 387 (Hanger).

Patron - Colgan

[F] SJ444 Volunteer rescue squads and volunteer fire departments. Requests the Department of Fire Programs, with assistance from the Office of Emergency Medical Services, the Superintendent of State Police, and the Commissioner of the Virginia Department of Transportation, to study the capability of volunteer rescue squads and volunteer fire departments to respond to traffic crashes on major highways in sparsely populated areas. This resolution has been incorporated into HJR 604 (Landes).

Patron - Marye

[F] SJ445 Certification of organically produced foods. Requests that the Department of Agriculture and Consumer Services study the feasibility and appropriateness of becoming a certifying agent under the Federal Organic Foods Production Act of 1990 for organically produced foods.

Patron - Marye