

of a separate and distinct Class 1 misdemeanor if the underlying offense is a misdemeanor and a separate and distinct Class 6 felony if the underlying offense is a felony. The bill also provides that if the offender is a person responsible for the care of the victim, punishment shall include a mandatory minimum term of confinement of 30 days if the underlying offense is a misdemeanor and a mandatory minimum term of confinement of six months if the underlying offense is a felony. This bill was incorporated into SB 431.

Patron - Herring

[F]SB317 Drug Treatment Courts. Provides for the establishment of drug treatment courts in the City of Danville and the Counties of Buchanan, Dickenson, Goochland, Montgomery, Russell, and Washington, and a drug treatment court in the County of Wise that shall serve the Counties of Lee, Scott, and Wise.

Patron - Carrico

[F]SB345 Recruitment of persons for criminal street gang; penalty. Raises the penalty for a person who solicits, invites, recruits, encourages, or otherwise causes or attempts to cause another to actively participate in or become a member of what he knows to be a criminal street gang from a Class 1 misdemeanor to a Class 6 felony and from a Class 6 felony to a Class 5 felony if an adult solicits a juvenile.

Patron - McDougle

[F]SB379 Firearms transfers; penalties. Creates a Class 2 misdemeanor for a person who is not a licensed dealer to sell, rent, trade, or transfer a firearm to any other person who is not a licensed dealer. The bill also creates a Class 2 misdemeanor for a person who is not a licensed dealer to buy, rent, trade, or transfer a firearm from any other person who is not a licensed dealer.

Patron - McEachin

[F]SB386 Conversion of leased property. Removes the provision that a person who fails to return leased property within 10 days after expiration of the lease or rental period stated in a written lease is deemed guilty of larceny. The bill also removes the provision that failure to return leased property to the lessor within 10 days of the giving of written notice that the rental period for the property has expired is prima facie evidence of the intent to defraud.

Patron - McEachin

[F]SB389 Pneumatic gun ordinances. Allows localities to enact an ordinance to prohibit the possession of pneumatic guns on school property, at a school function held on property open to the public, and on school buses. The bill further provides that an ordinance may not prohibit possession of a pneumatic gun by a law-enforcement officer, as part of the school's curriculum or activities, or in a closed container in a motor vehicle on school property or at a school function.

Patron - Marsden

[F]SB431 Financial exploitation of elderly or incapacitated adults; penalty. Provides that it is a felony punishable by imprisonment in a state correctional facility for not less than one nor more than 20 years to knowingly and without legal justification, by deception, intimidation, undue influence, coercion, harassment, duress, or misrepresentation, use, obtain, convert, or take control of an incapacitated adult's money, assets, property, or financial resources with the intent to permanently deprive the adult of the use, benefit, or possession of the property or financial resources. If the violation is by a caregiver or person in a position of trust it is a Class 3 felony. The bill allows forfeiture of personal property used in connection

with the crime. This bill incorporates SB 222, SB 285, and SB 443.

Patron - Stuart

[F]SB443 Financial exploitation of elderly or vulnerable adults; penalty. Provides that it is unlawful to knowingly, by deception, intimidation, undue influence, coercion, harassment, duress, or misrepresentation, use, obtain, convert, or take control of an elderly or vulnerable adult's property or financial resources with the intent to temporarily or permanently deprive the adult of the use, benefit, or possession of the property or financial resources. A violation is deemed larceny unless the violation is by a caregiver or person with a fiduciary relationship in which case it is a Class 3 felony. The bill also allows forfeiture of personal property used in connection with the crime. This bill was incorporated into SB 431.

Patron - Vogel

[F]SB484 Abortion; informed consent. Requires that, as a component of informed consent to an abortion, to determine gestation age, every pregnant female shall undergo ultrasound imaging and be given an opportunity to view the ultrasound image of her fetus prior to the abortion. The medical professional performing the ultrasound must obtain written certification from the woman that the opportunity was offered and whether the woman availed herself of the opportunity to see the ultrasound image or hear the fetal heartbeat. A copy of the ultrasound and the written certification shall be maintained in the woman's medical records at the facility where the abortion is to be performed. This bill incorporates SB 279.

Patron - Vogel

[F]SB486 Harassment by computer by prisoners; penalty. Makes it a Class 1 misdemeanor for a prisoner or a person acting on behalf of a prisoner to use a computer, computer network, or social networking site to harass, intimidate, or threaten a crime victim.

Patron - Newman

[F]SB626 Crimes; urinating in public. Creates the crime of urinating in public, punishable as a Class 4 misdemeanor.

Patron - Petersen

[F]SB637 Virginia Pain-Capable Unborn Child Protection Act; penalty. Creates the Virginia Pain-Capable Unborn Child Protection Act. The act, created in new Article 9.1 of Chapter 4 of Title 18.2, prohibits an abortion after 20 weeks gestation unless, in reasonable medical judgment, the mother has a condition that so complicates her medical condition as to necessitate the abortion to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function. The prohibition is predicated on the assertion that a fetus is capable of feeling pain at 20 weeks. When an abortion is not prohibited post-20 weeks gestation, the physician is required to terminate the pregnancy in a manner that would provide the unborn child the best opportunity to survive. The bill punishes an abortion in violation of the article as a Class 6 felony. The bill also provides for civil remedies against a physician who performs an abortion in violation of the article.

Patron - Obenshain

[F]SB648 Firearms; alcohol; penalties. Provides that it is a Class 1 misdemeanor for a person who is under the influence of alcohol or illegal drugs to carry a loaded firearm on or about his person in a public place and that a person found guilty is ineligible to apply for a concealed handgun permit for a period of five years. The bill also creates a Class 2 misdemeanor for a person who carries a loaded firearm on or about

his person onto the premises of any restaurant or club licensed to sell and serve alcoholic beverages for on-premises consumption and consume an alcoholic beverage while on the premises. The bill contains technical amendments.

Patron - McEachin

[F]SB670 Concealed handgun permits; fingerprint submission upon application. Removes the provision allowing localities to require a person to submit to fingerprinting upon application for a concealed handgun permit. This bill was incorporated into SB 67.

Patron - Garrett

Carried Over

[C]HB48 Castle doctrine. Encodes a version of the "castle doctrine," allowing the use of physical force, including deadly force, by a person in his dwelling against an intruder in the dwelling who has committed an overt act against him or another person who is lawfully in the dwelling.

Patron - Bell, Richard P.

[C]HB237 Criminal history record information checks upon handgun purchases; protective order registry; dissemination of information. Provides that certain criminal history record information and protective order registry information shall be made available to the Attorney General of the United States for the purposes of a National Instant Criminal Background check to determine a person's eligibility to possess or purchase a firearm under state or federal law. The bill also limits the requirement for a Virginia-specific criminal history record information check to the purchase of handguns only. Under current law, the Virginia-specific criminal history record information check applies to all purchases of any firearm in the Commonwealth.

Patron - Cosgrove

[C]HB592 Criminal history record information check for transfer of certain firearms; exemption for concealed handgun permittees. Provides an exemption from Virginia-specific criminal history record information checks upon the purchase of firearms from licensed dealers when the purchaser is a Virginia resident holding a valid Virginia-issued concealed handgun permit.

Patron - Merricks

[C]HB707 Funeral protests; penalty. Makes it unlawful for a person to disrupt a funeral or memorial service during the 60 minutes immediately preceding through the time immediately following such service with the intent to disrupt the service. A violation of this provision is a Class 2 misdemeanor for the first offense and a Class 1 misdemeanor for a subsequent offense.

Patron - Filler-Corn

[C]HB807 Use of electronic tracking devices; penalty. Provides that any person who uses an electronic tracking device through intentionally deceptive means and without consent to track the location of another person is guilty of a Class 3 misdemeanor. The bill includes exceptions. This bill is a recommendation of the Joint Commission on Technology and Science.

Patron - May

[C]HB859 Criminal history record information check for transfer of certain firearms; exemption for concealed handgun permittees. Provides an exemption from the required criminal history record information check upon fire-

arms transfers in the Commonwealth for persons holding a valid Virginia-issued concealed handgun permit.

Patron - Gilbert

[C]HB923 Reorganizing and recodifying the law related to carrying concealed weapons and concealed handgun permits. Reorganizes the existing § 18.2-308 into a new Article 6.1 in Chapter 7 of Title 18.2. The new article creates separate, discrete sections to address the general criminal prohibition against carrying concealed weapons; the requirements for applying for a concealed handgun permit; the process the circuit court follows in reviewing, issuing, and denying permits; the appeals process; procedures for nonresidents to obtain permits; the renewal process; disqualifications; and other procedural issues currently addressed in § 18.2-308. The bill also contains numerous technical amendments. This bill does not make any substantive changes to existing law.

Patron - Lingamfelter

[C]HB992 Assault and battery of a family or household member; penalties. Provides for a Class 1 misdemeanor for the assault followed by a battery through the application of physical force against a member of a family or household member. The bill addresses the decision in *U.S. v. White* from the Fourth Circuit Court of Appeals in 2010.

Patron - Loupassi

[C]HB1012 Criminal history record information checks; elimination of fees. Eliminates the fees to be collected by licensed dealers for every firearms transaction that requires a criminal history record information check.

Patron - Ramadan

[C]HB1052 Carrying weapons in air carrier airport terminals; removing prohibition against carrying firearms. Removes the prohibition against carrying certain firearms and other weapons in air carrier airport terminals. The bill retains the prohibition against carrying explosives in such areas.

Patron - Anderson

[C]HB1135 Out-of-state concealed handgun permits; photo identification. Removes certain requirements for an out-of-state concealed handgun permit to be recognized and accepted in Virginia. Requires an out-of-state permittee to carry and present a valid government-issued photo identification in order for his valid out-of-state concealed weapon permit to be recognized and accepted in Virginia.

Patron - Ware, R.L.

[C]HB1285 Virginia Pain-Capable Unborn Child Protection Act; penalty. Creates the Virginia Pain-Capable Unborn Child Protection Act. The act, created in new Article 9.1 of Chapter 4 of Title 18.2, prohibits an abortion after 20 weeks gestation unless, in reasonable medical judgment, the mother has a condition that so complicates her medical condition as to necessitate the abortion to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function. The prohibition is predicated on the assertion that a fetus is capable of feeling pain at 20 weeks. When an abortion is not prohibited post-20 weeks gestation, the physician is required to terminate the pregnancy in a manner that would provide the unborn child the best opportunity to survive. The bill punishes an abortion in violation of the article as a Class 6 felony. The bill also provides for civil remedies against a physician who performs an abortion in violation of the article.

Patron - Anderson

[C]SB21 Rape by coercion. Provides that any person who has sexual intercourse with a complaining witness, accom-

plished against the complaining witness's will by coercion, is guilty of rape. Currently such an offense must be accomplished by force, threat, or intimidation.

Patron - Stuart

[C]SB24 Welfare and other entitlement fraud; penalties.

Requires a 180-day mandatory minimum sentence for misdemeanor entitlement fraud, a one year mandatory minimum sentence for felony entitlement fraud, a repayment of three times the benefits received, and a lifetime bar on receipt of entitlement. The entitlements covered by the bill are housing assistance programs, medical assistance, food stamps, energy assistance, and any other program designated under regulations of the State Board of Social Services, State Board of Health, or Board of Medical Assistance Services.

Patron - Stuart

[C]SB71 Grand larceny; first offender. Allows the court to defer disposition for a person charged with larceny who has not previously been convicted of or charged with a felony, an offense related to larceny, embezzlement, fraud, or any crime of moral turpitude. As a condition of probation the court must require the defendant to complete any required treatment or education program, make a reasonable effort to secure and maintain employment, perform community service, and make restitution.

Patron - Reeves

[C]SB96 Publication of unlawful photographs; penalty. Provides that it is a Class 6 felony for a person to publish on the Internet a photograph or video made in violation of the current law prohibiting filming, videotaping, or photographing a nonconsenting person in certain situations where there is an expectation of privacy.

Patron - Edwards

[C]SB172 Poker; definition of illegal gambling and charitable gaming; poker games authorized; regulation of poker tournaments. Provides that poker is a game of skill and therefore not illegal gambling. The bill also allows a qualified organization to conduct poker games in conjunction with its charitable gaming activities, but does not allow charitable organization to conduct poker tournaments. The bill requires the Department of Agriculture and Consumer Services and the Charitable Gaming Board to regulate poker tournaments, defined in the bill as a competition organized for the purpose of conducting poker games at one or multiple tables where (i) competitors play a series of poker games, (ii) prizes are awarded to winning players on a fixed or proportional payout basis, and (iii) the total prize amount awarded to all winning players at the event is \$50,000 or more. Finally, the bill requires poker tournament sponsors to obtain a permit before conducting a tournament, and tournament manager and operators to be registered with the Department. The bill contains technical amendments.

Patron - Petersen

[C]SB175 Postrelease supervision of felons. Amends provisions regarding the imposition of an additional term of incarceration and postrelease supervision for certain felons who are sentenced to an active prison term. The bill clarifies that an additional term of incarceration is to be imposed and provides that if the court fails to impose the term, the length of the term is six months.

Patron - Stuart

[C]SB224 Assault and battery of a family or household member; penalties. Provides for a Class 1 misdemeanor for a battery through the application of physical force against a family or household member. This provision addresses the deci-

sion in **U.S. v. White** from the Fourth Circuit Court of Appeals in 2010. The proposal also expands the list of offenses that may be counted as prior convictions for the purposes of enhancing the penalty for assault and battery of a family or household member to include unlawful wounding under § 18.2-51 and nonmalicious injury by a caustic substance or fire, in violation of § 18.2-52.

Patron - Herring

[C]SB277 Forced or coerced abortion prohibited; penalty. Provides that any person who forces or coerces a pregnant female to have an abortion against her will is guilty of a Class 1 misdemeanor. The bill also creates a private right of action against the person who coerced her to have an abortion for the female herself and for the wrongful death of the unborn child.

Patron - Smith

[C]SB429 Criminal history record checks for firearms; required forms. Provides that only certain information about the purchaser may be required on the State Police form to be completed when purchasing a firearm.

Patron - Ruff

[C]SB434 Funeral protests; penalty. Makes it unlawful for a person to address speech to a person attending a funeral or memorial service that is reasonably likely to provoke an imminent breach of the peace, or to engage in picketing activity within 250 feet of a funeral or memorial service that targets one or more persons attending such service. A violation of this provision is a Class 1 misdemeanor.

Patron - Puller

[C]SB435 Criminal history record information check; making false statements; penalty. Provides that any person who knowingly makes a materially false statement on criminal history background check forms required for the purchase and transfer of firearms is guilty of a Class 5 felony. Current law uses the phrase "willfully and intentionally" rather than "knowingly." The bill contains technical amendments.

Patron - McDougle

[C]SB452 Charitable gaming; network bingo. Authorizes the conduct of a new charitable game known as network bingo. The bill sets out the terms and conditions under which network bingo may be conducted, provides for the licensing of network bingo network providers, and sets the maximum prize amount for network bingo. The bill defines the terms "network bingo," "pari-mutuel play," and "network bingo network provider," and contains technical amendments.

Patron - Vogel

[C]SB547 Assault and battery a felony when certain classes of people are victimized; penalty. Expands the class of people for whom, when they are victims of an assault or assault and battery, the offense is punished as a Class 6 felony. The expanded class would include a person employed as a prison contractor as defined in § 53.1-261.

Patron - Northam

[C]SB554 Possession or transportation of firearms; certain emergency protective orders; penalty. Creates a Class 1 misdemeanor for the physical possession of a firearm while in the residence of the alleged victim or the transport of a firearm by a person subject to an emergency protective order issued as a result of an assault and battery against a family or household member.

Patron - Favola

CSB612 Criminal history record information checks upon handgun purchases; dissemination of information.

The bill limits the requirement for a Virginia-specific criminal history record information check to the purchase of handguns. The bill requires the Virginia Attorney General to inform the U.S. Attorney General of Virginia law provisions regarding the purchase of firearms and that certain information regarding juvenile criminal history records and protective orders will be forwarded to the Central Criminal Records Exchange for use in the National Instant Criminal Background Check System.

Patron - Black

CSB667 Child endangerment; penalty. Relocates the crime of child endangerment to Title 18.2 (Crimes and Offenses Generally) from Title 40.1 (Labor and Employment) in order to emphasize its general application. The bill removes language that prohibited willfully or negligently causing or permitting a child to be placed in a situation that his life, health, or morals may be endangered and adds language stating that it is child endangerment, a Class 6 felony, to endanger the life or health of a child by willful act or omission that is so gross, wanton, and culpable to show a reckless disregard for human life.

Patron - Garrett

CSB668 Felony punishment for subsequent misdemeanor sex offense; penalty. Provides that when a person is convicted of a specified misdemeanor sex offense and it is alleged in the warrant that he was convicted of two or more substantially similar offenses under the laws of another state or territory of the United States, the District of Columbia, or the United States within the previous 10 years, he is guilty of a Class 6 felony. Currently, the prior convictions are limited to convictions under Virginia law.

Patron - Garrett

Criminal Procedure

Passed

P HB17 Electronic filing of search warrant affidavits.

Allows for the electronic filing of search warrant affidavits by means other than the currently authorized electronic facsimile.

Patron - Kilgore

P HB77 Sentencing proceeding by the jury after conviction. Provides that criminal sentencing by a jury shall be done by a different jury when the original jury cannot agree on punishment, unless the parties and the court agree to sentencing by the court.

Patron - Habeeb

P HB185 Manner of enforcement of state criminal offenses. Provides that when a law-enforcement officer of the Department of State Police or any other division of the state government makes an arrest or issues a summons for a violation of a provision of the Code of Virginia, the person arrested or summoned must be charged with a violation of that Code provision and not with a substantially similar local ordinance. All fines and forfeitures collected upon conviction are to be credited to the Literary Fund.

Patron - Gilbert

P HB278 Bonds in recognizances; how payable. Provides that bonds in recognizances in criminal or juvenile cases

are payable to the county or city where the case is prosecuted, not the locality where the recognizance was taken.

Patron - Iaquinto

P HB348 Asset forfeitures. Consolidates certain forfeiture provisions found in two chapters in Title 19.2 and found in Title 4.1 and eliminates redundancies. The bill also provides that, unless otherwise provided by law, forfeitures are to be governed by Chapter 22.1 (§ 19.2-386.1 et seq.) of Title 19.2. This bill is identical to SB 325.

Patron - Miller

P HB770 Protective orders against law-enforcement officers. Provides that no emergency protective order may be issued against a law-enforcement officer for any action arising out of the lawful performance of his duties.

Patron - Landes

P HB856 Critical incident stress management teams; privileged information. Provides that information communicated to critical incident stress management team members by public safety personnel who are the subjects of peer support services shall not be disclosed. The bill allows the public safety personnel to waive the privilege. This bill incorporates HB 1101 and is identical to SB 362.

Patron - Yost

P HB948 Criminal Injuries Compensation Fund; crimes included. Expands the category of crime victims entitled to receive compensation from the Fund to include injured victims of felony vehicular hit and run. Under current law, injuries resulting from the operation of a motor vehicle are not covered unless they were intentionally inflicted or resulted from a violation of DUI or DUI maiming.

Patron - Bell, Robert B.

P HB1123 Dissemination of criminal history record information; state treasurer. Allows the State Treasurer access to criminal history record information for the purpose of determining whether a person receiving compensation for wrongful incarceration has been subsequently convicted of a felony.

Patron - Keam

P HB1152 Threat assessment teams; criminal history and juvenile records. Authorizes threat assessment teams established by private nonprofit institutions of higher education to receive health and criminal history records of students for the purposes of assessment and intervention.

Patron - Massie

P HB1238 Redirection of forfeited drug assets to construction of Commonwealth Public Safety Memorial. Provides that between July 1, 2012, and July 1, 2014, local agencies may direct cash funds and proceeds from forfeited drug assets to the Virginia Public Safety Foundation to support the construction of the Commonwealth Public Safety Memorial. Funding decisions shall be made following an internal analysis that determines contributions will not negatively impact law-enforcement training or operations. This bill is identical to SB 558.

Patron - Farrell

P HB1271 Sexually violent predators; civil commitment. Provides for determination by the Director of the Department of Corrections for referral of certain prisoners for assessment as sexually violent predators if they appear to meet the definition of sexually violent predators and to exclude from referral those who are incapacitated by debilitating illness. The bill also provides that the Director of the Department of Cor-

rections, in coordination with the Department of Behavioral Health and Developmental Services, shall develop assessment protocols to determine whether the prisoner or defendant meets the definition of a sexually violent predator and shall report to the General Assembly by January 1, 2013. The bill also increases from 120 to 180 days the length of time the Commitment Review Committee has to complete its assessment of the prisoner or defendant for civil commitment and communicate its recommendation to the Attorney General. The bill has an effective date of January 1, 2013. This bill is identical to SB 314.

Patron - Jones

[P]HB1280 Psychiatric hospital admissions; local inmates. Amends the criteria for psychiatric inpatient admission for inmates at local correctional facilities to add mentally ill inmates for whom there exists a substantial likelihood that they will suffer serious harm due to their lack of capacity to protect themselves from harm. Under current law the standard is that the mentally ill inmate will cause serious physical harm to himself or others as evidenced by recent behavior causing, attempting, or threatening harm.

Patron - Stolle

[P]HB1298 Criminal procedure; GPS tracking device. Provides the authority and the protocol for a law-enforcement officer to apply for a search warrant to permit the use of a GPS tracking device. This bill contains an emergency clause and is identical to SB 685.

Patron - Albo

[P]SB116 Court costs, fines, etc. Extends from 15 to 30 the number of days a person has to pay fines, costs, etc., before collection activity can begin or a driver's license can be suspended.

Patron - McDougale

[P]SB158 Criminal procedure; admission to bail. Provides that a magistrate, clerk, or deputy clerk may not admit to bail a person who is charged with an offense giving rise to a rebuttable presumption against bail unless an attorney for the Commonwealth concurs or the bail previously was set by a judge. A judge may set or admit such person to bail after notice and an opportunity to be heard has been provided to the attorney for the Commonwealth.

Patron - Obenshain

[P]SB325 Asset forfeitures. Consolidates certain forfeiture provisions found in two chapters in Title 19.2 and found in Title 4.1 and eliminates redundancies. The bill also provides that, unless otherwise provided by law, forfeitures are to be governed by Chapter 22.1 (§ 19.2-386.1 et seq.) of Title 19.2. This bill is identical to HB 348.

Patron - Carrico

[P]SB362 Critical incident stress management teams; privileged information. Provides that information communicated to critical incident stress management team members by public safety personnel who are the subjects of peer support services shall not be disclosed. The bill allows the public safety personnel to waive the privilege. This bill is identical to HB 856.

Patron - Deeds

[P]SB558 Redirection of forfeited drug assets to construction of Commonwealth Public Safety Memorial. Provides that between July 1, 2012, and July 1, 2014, local agencies may direct cash funds and proceeds from forfeited drug assets to the Virginia Public Safety Foundation to support the construction of the Commonwealth Public Safety Memo-

rial. Funding decisions shall be made following an internal analysis that determines contributions will not negatively impact law-enforcement training or operations. This bill incorporates SB 574 and is identical to HB 1238.

Patron - Colgan

[P]SB685 Criminal procedure; GPS tracking device. Provides the authority and the protocol for a law-enforcement officer to apply for a search warrant to permit the use of a GPS tracking device. This bill contains an emergency clause and is identical to HB 1298.

Patron - Reeves

Failed

[F]HB51 Deferred disposition in a criminal case. Provides that except as otherwise provided in law, a trial court presiding in a criminal case shall, unless all parties agree to a waiver of the requirement, announce a judgment of, or enter an order of, conviction or acquittal within 72 hours of the conclusion of the guilt phase of the trial. The bill also provides that if circumstances requiring delay exist, the court may, upon notice to the parties, delay announcement of the verdict or entry of the order for 21 additional days. This bill was incorporated into HB 750.

Patron - Albo

[F]HB75 Time-served credit for pretrial home/electronic incarceration. Provides that a circuit or district court, when imposing a sentence of incarceration upon a person convicted of a criminal offense, may allow the person convicted credit for time served prior to trial under home/electronic incarceration authorized under § 19.2-123 and shall set forth in the sentencing order whether or not such credit is allowed.

Patron - Habeeb

[F]HB89 Arresting officer to ascertain citizenship of arrestee. Supplements the existing law that requires sheriffs to make a query into legal presence when a person is "taken into custody" at a jail. This bill expands such inquiries by requiring inquiries of everyone arrested, and requires that an arresting officer inquire of every arrestee whether he (i) was born in a country other than the United States and (ii) is a citizen of a country other than the United States. This bill was incorporated into HB 958.

Patron - Albo

[F]HB123 Specialty court dockets. Provides that any court may establish specialty criminal dockets to address the specialized needs of similarly situated defendants. Such dockets may be authorized by the chief judge of the respective court. The bill requires that the court may utilize only the resources already existing and available to the court in the community notwithstanding the source of funding and that additional funding for such court dockets or the creation of a formal specialized court shall require the approval of the General Assembly.

Patron - Morrissey

[F]HB132 Electronic filing of search warrant affidavits. Allows for the electronic filing of search warrant affidavits by use of portable document format (PDF) in addition to the currently authorized electronic facsimile submission.

Patron - Kilgore

[F]HB212 Asset forfeiture. Provides that forfeited drug assets are to be distributed in accordance with Article VIII, Section 8 of the Constitution of Virginia. The bill also provides

that the seizing agency may request that forfeited drug assets be destroyed and that the circuit court may so order. The bill also provides that gambling asset forfeitures are governed by Chapter 22.1 (§ 19.2-386.1 et seq.) of Title 19.2 of the Code of Virginia and removes section-specific procedures.

Patron - Miller

HB223 Writ of actual innocence for juveniles adjudicated delinquent. Provides that a juvenile adjudicated delinquent of an offense that would be a felony if committed by an adult may petition the Supreme Court to issue a writ of actual innocence on the basis of biological or non-biological evidence regardless of his plea or the classification of the felony for which he was adjudicated delinquent. Currently such petitions are limited to those convicted, (i) in the case of biological evidence, of a Class 1 or Class 2 felony or equivalent felony upon any plea or of any other felony upon a plea of not guilty, or (ii) in the case of nonbiological evidence, of any felony upon a plea of not guilty.

Patron - Habeeb

HB227 Expungement when a nolle prosequi is taken. Provides that when a nolle prosequi is taken, the court shall order the police records and the court records relating to the charge expunged without further action by the person charged, two years from the date the nolle prosequi was taken.

Patron - Habeeb

HB320 Arresting officer to ascertain citizenship of arrestee. Supplements the existing law that requires sheriffs to make a query into legal presence when a person is "taken into custody" at a jail. This bill expands such inquiries by requiring inquiries of everyone arrested, and requires that an arresting officer inquire of every arrestee whether he (i) was born in a country other than the United States and (ii) is a citizen of a country other than the United States. This bill was incorporated into HB 958.

Patron - Ingram

HB472 Immigration query at arrest or during detention. Provides that when a law-enforcement officer lawfully detains a person who cannot produce a driver's license or properly identify himself following a lawful traffic stop, the officer is authorized, during the detention, to make certain prescribed inquiries of the detainee and of U.S. Immigration and Customs Enforcement (ICE). If the officer forms a reasonable suspicion, on the basis of such inquiries, that the person is unlawfully present in the United States and determines that the person has also been previously deported, the officer may arrest the person or, if he has not been previously deported, detain the person for transfer of custody to the federal government.

Patron - Albo

HB485 Expungement of certain drug charges. Provides that any person who has been convicted of a charge of possession of marijuana or had a charge of possession of marijuana or other drug discharged and dismissed in accordance with the provisions of § 18.2-251 more than five years prior to his petition for expungement may file a petition setting forth the relevant facts and requesting expungement of the police records and the court records relating to the charge. The bill adds that the Department of Criminal Justice Services shall maintain a record of the expungement to be made available to any attorney for the Commonwealth upon request.

Patron - Ware, O.

HB673 Protective order; transfer of venue. Allows a general district court to transfer a case where a party is seeking a protective order to the appropriate juvenile and domestic

relations district court or circuit court if either of the parties is a party to a substantially related action already pending in either such court.

Patron - Surovell

HB748 Expungement ineligibility. Clarifies that a criminal case that is dismissed following the satisfaction of terms and conditions of a deferred judgment is not eligible for expungement. Currently, a case that is "otherwise dismissed" or wherein a nolle prosequi is taken or the defendant is acquitted is eligible for expungement.

Patron - Cline

HB750 Inherent authority to defer and dismiss a criminal case. Provides that no court shall have the authority, upon a plea of guilty or nolo contendere or after a plea of not guilty, when the facts found by the court would justify a finding of guilt, to defer proceedings or to defer entry of a final order of guilt or to dismiss the case upon completion of terms and conditions except as provided by statute unless all parties agree otherwise or deferred judgment is provided for by statute. This bill responds to the January 13, 2011, Supreme Court of Virginia decision in *Hernandez v. Commonwealth*, 281 Va. 222, 707 S.E.2d 273 (2011). This bill incorporates HB 51.

Patron - Cline

HB950 Costs for certain transcripts paid by the court. Provides that in all felony cases in which a transcript of any related prior proceedings, including but not limited to a mistrial or preliminary hearing, is provided to the defendant, a transcript shall also be made available contemporaneously to the Commonwealth. The cost of such transcript shall be included in any allowances made by the court out of the state treasury from the appropriation for criminal charges on the certificate of the court stating the nature of the service.

Patron - Bell, Robert B.

HB956 Immediate sanction probation. Continues immediate sanction probation programs adopted in 2010 and which were subject to sunset on July 1, 2012, and removes the two program limit (expands program to statewide application). The bill provides that as a condition of suspension of sentence pursuant to § 19.2-303, a defendant who was not convicted of a violent crime may be ordered to participate in an immediate sanction probation program. An offender arrested for a violation of the conditions of his probation would receive an expedited hearing before the court. An affidavit prepared by his probation and parole officer detailing the offense for which he was arrested may be received into evidence without the officer's testimony. The immediate sanction hearing is not authorized for new criminal offenses or absconding for more than seven days. Such an offender would serve no more than 30 days in jail for a probation offense.

Patron - Bell, Robert B.

HB958 Arresting officer to ascertain citizenship of arrestee. Supplements the existing law that requires sheriffs to make a query into legal presence when a person is "taken into custody" at a jail. This bill expands such inquiries by requiring inquiries of everyone arrested, and requires that an arresting officer inquire of every arrestee whether he (i) was born in a country other than the United States and (ii) is a citizen of a country other than the United States. This bill incorporates HB 89 and HB 320.

Patron - Bell, Robert B.

HB1011 Abatement of criminal conviction; effect of death of convicted person while case on appeal. Provides that a criminal conviction shall not abate if a convicted criminal defendant dies at any time following his conviction in cir-

cuit court, and if his death occurs during the pendency of an appeal by him, the appeal is rendered moot.

Patron - Ramadan

[F]HB1048 Miranda rights to be read in arrestee's native language. Provides that when a person accused of a criminal offense is placed under arrest and advised of his Miranda rights, the arresting officer or officers shall so advise the arrestee in his native language in a manner that ensures that the arrestee fully comprehends his rights including, if necessary, by providing the information in the arrestee's native language in verbal or written form.

Patron - Keam

[F]HB1086 Restitution; collection. Allows the victim to whom restitution is owed to authorize the attorney for the Commonwealth to collect the restitution using private attorneys, collection agencies, or other methods. The costs and fees associated with the collection shall be taken out of the amounts recovered. The amount of restitution collected plus the costs or fees associated with collection cannot exceed the total amount of restitution owed to the victim.

Patron - O'Bannon

[F]HB1101 Critical incident stress management teams; privileged information; penalty. Creates a Class 2 misdemeanor for a member of a critical incident stress management team to disclose any information communicated to him by certain public safety personnel who are the subjects of peer support services. The bill allows the public safety personnel to waive the privilege. This bill was incorporated into HB 856.

Patron - Miller

[F]HB1126 Sanctions with Unified Rapid Enforcement (SURE) probation program created. Creates a specialized probation program available to offenders who are on probation pursuant to a suspended sentence and have not been convicted of a violent felony. The program provides for immediate arrest of a probation violator whose violation is not another crime. He would then be subject to a minimum of five to 10 days in jail, with the terms of confinement escalating for each subsequent offense. Upon a fourth violation the defendant would become ineligible for the SURE program. The program is to be initially administered by the Virginia Criminal Sentencing Commission as a pilot program in select jurisdictions for a period of two years.

Patron - Bell, Robert B.

[F]HB1278 Petitions for writs of actual innocence. Provides that for petitions for writs of actual innocence in the case of both biological and nonbiological evidence, each may be brought for any felony and upon any plea. The bill also provides that, for both writs, the petitioner shall allege that the new evidence (had it been available at trial) would have created in a rational trier of fact reasonable doubt as to the guilt of the petitioner as opposed to the current required allegation that the evidence "will prove that no rational trier of fact could have found proof of guilt beyond a reasonable doubt." For the writ based on nonbiological evidence, the bill removes the limit that only one writ per conviction may be filed.

Patron - Morrissey

[F]HB1299 Immediate sanction program created. Creates a specialized probation program available to offenders who are on probation pursuant to a suspended sentence and have not been convicted of a violent felony. The program provides for immediate arrest of a probation violator whose violation is not another crime for which confinement can be imposed or absconding for more than seven days. He would

then be subject to a minimum of three to 10 days in jail, with the terms of confinement escalating for each subsequent offense. After serving his sentence for the fourth violation, the defendant would become ineligible for the immediate sanction program. The program is to be initially administered by the Virginia Criminal Sentencing Commission as a pilot program in no more than five pilot sites.

Patron - Bell, Robert B.

[F]SB111 Sanctions with Unified Rapid Enforcement (SURE) probation program created. Creates a specialized probation program available to offenders who are on probation pursuant to a suspended sentence and have not been convicted of a violent felony. The program provides for immediate arrest of a probation violator whose violation is not another crime. The offender would then be subject to a minimum of three to 10 days in jail, with the terms of confinement escalating for each subsequent offense. Upon a fourth violation the offender would become ineligible for the SURE program. The program is to be administered by the Virginia Criminal Sentencing Commission as a pilot program in no more than 10 jurisdictions.

Patron - Howell

[F]SB326 Asset forfeiture. Provides that forfeited drug assets are to be distributed in accordance with Article VIII, Section 8 of the Constitution of Virginia. The bill also provides that the seizing agency may request that forfeited drug assets be destroyed and that the circuit court may so order. The bill also provides that gambling asset forfeitures are governed by Chapter 22.1 (§ 19.2-386.1 et seq.) of Title 19.2 of the Code of Virginia and removes section-specific procedures.

Patron - Carrico

[F]SB460 Immigration query at arrest or during detention. Provides that when a law-enforcement officer lawfully detains a person following a lawful stop, detention, or arrest of such person for a suspected criminal offense or traffic infraction or upon reasonable suspicion of criminal activity and, during the detention, based upon certain prescribed inquiries of the detainee and ICE, the officer forms a reasonable suspicion that the person is unlawfully present in the United States, the officer shall make a reasonable effort during the detention, when practicable, to determine whether the person is lawfully present, unless the determination would hinder or obstruct an investigation. The bill also sets out procedures to be followed by a judicial officer who would make a bail determination for such an arrestee.

Patron - Black

[F]SB574 Redirection of forfeited drug assets to construction of Commonwealth Public Safety Memorial. Provides that between July 1, 2012, and July 1, 2014, state and local agencies may direct cash funds and proceeds from forfeited drug assets to the Virginia Public Safety Foundation to support the construction of the Commonwealth Public Safety Memorial. Funding decisions shall be made following an internal analysis that determines contributions will not negatively impact law-enforcement training or operations. This bill was incorporated into SB 558.

Patron - Obenshain

[F]SB585 Psychiatric hospital admissions; local inmates. Amends the criteria for psychiatric inpatient admission for inmates at local correctional facilities to add mentally ill inmates for whom there exists a substantial likelihood that they will suffer serious harm due to their lack of capacity to protect themselves from harm or to provide for their basic human needs. Under current law the standard is that the mentally ill inmate will cause serious physical harm to himself or

others as evidenced by recent behavior causing, attempting, or threatening harm. The bill is contingent upon an appropriation of General Funds effectuating the provisions of the bill.

Patron - Northam

Carried Over

[C]HB173 Interpreter appointed for non-English-speaking defendant. Provides that the cost for an interpreter for a non-English-speaking defendant shall be borne by the defendant if he is convicted of the criminal offense.

Patron - Loupassi

[C]SB184 Interpreter appointed for non-English-speaking defendant. Provides that the cost for an interpreter for a non-English-speaking defendant shall be borne by the defendant if he is convicted of the criminal offense.

Patron - Stuart

Domestic Relations

Passed

[P]HB84 Child custody; communication of decision. Provides that the judge's required communication of the basis for his decision regarding child custody or visitation, except in cases of a consent order for custody or visitation, shall set forth the judge's findings regarding the relevant statutory factors used to determine the best interests of the child.

Patron - Albo

[P]HB104 Divorce; service of process; failure to respond. Provides that if a defendant fails to file an answer in a divorce suit or otherwise appear after having been personally served with notice of the suit, no additional notice to take depositions is required to be served on the defendant and the court may enter any order or final decree without notice to the defendant. As introduced, this bill was a recommendation of the Boyd-Graves Conference. This bill is identical to SB 60.

Patron - Loupassi

[P]HB126 Use of affidavits in no-fault divorce cases. Allows parties to submit evidence supporting the grounds for a no-fault divorce by affidavit or deposition, without leave of court, in lieu of oral testimony where (i) the parties have resolved all issues by a written settlement agreement, (ii) there are no issues other than the grounds of the divorce itself to be adjudicated, or (iii) the adverse party has been properly served and has failed to file a responsive pleading or make an appearance as required by law. The bill sets out the required contents of both the affidavit of a party and the affidavit of a corroborating witness.

Patron - Kilgore

[P]HB282 Divorce; revocation of death benefits; notice. Requires that every decree of divorce or an annulment contain a notice alerting the parties that the final decree may not necessarily serve to revoke the designation of the other party as a beneficiary in a contract providing for a death benefit.

Patron - Iaquinto

[P]HB635 Equitable distribution; change of venue. Provides that, upon or after the entry of a final divorce decree, a court may, upon its own motion or the motion of any party,

transfer to the circuit court for the county or city where either party resides the authority to make additional orders to effectuate or enforce an equitable distribution award made in the decree or a stipulation, contract, or agreement that has been affirmed, ratified, and incorporated in the decree.

Patron - Iaquinto

[P]HB1095 Enforcement of support; qualified domestic relations order. Provides that a court may enforce a support order by entering a qualified domestic relations order or other order designed to attach or garnish pensions and other deferred compensation or retirement plans governed by federal law.

Patron - Herring

[P]SB60 Divorce; service of process; failure to respond. Provides that if a defendant fails to file an answer in a divorce suit or otherwise appear after having been personally served with notice of the suit, no additional notice to take depositions is required to be served on the defendant and the court may enter any order or final decree without notice to the defendant. As introduced, this bill was a recommendation of the Boyd-Graves Conference. This bill is identical to HB 104.

Patron - Obenshain

[P]SB249 Marriage ceremonies; performance by those commissioned to pastoral ministry. Allows a person commissioned to pastoral ministry to obtain an order granting him the authority to perform marriage ceremonies.

Patron - Obenshain

Failed

[F]HB283 Divorce; temporary orders; life insurance. Provides that a party in a suit for divorce, annulment, separate maintenance, or child custody or visitation may be ordered to maintain any existing life insurance policy on the life of either spouse or designate as beneficiary the child or children of the parties, or of the other party, and that the court may allocate the cost of the premiums of such insurance between the parties.

Patron - Iaquinto

[F]HB606 Shared child custody. Establishes a presumption in child custody cases that an award of joint legal custody, with physical custody, to the extent feasible, shared equally between the parties, is in the best interests of the child.

Patron - LeMunyon

[F]HB1115 Solemnization of marriage; eliminating government oversight of religious rites of marriage. Establishes a consistent procedure for the solemnization of marriages in the Commonwealth; protects against government intrusion in the religious rites of marriage and eliminates the need for judicial decisions about who is a "minister;" decriminalizes the unlicensed celebration of the religious rite or sacrament of marriage where no legal recognition is sought or implied.

Patron - Englin

Drainage, Soil Conservation, Sanitation and Public Facilities Districts

Passed

SB560 Sanitary districts; construction of dams; emergency. Authorizes the board of supervisors of a sanitary district to construct and maintain dams within the district. Current law does not address dams but permits such boards to construct and maintain water supply systems, drainage systems, lighting systems, and other facilities. The bill will become effective upon its passage.

Patron - Stuart

SB629 Sanitation districts; commission expenses. Provides that members of sanitation district commissions may be paid a reasonable per diem not to exceed \$1,500 annually.

Patron - Deeds

Education

Passed

HB76 Teachers without continuing contract status. Shifts the date of effective contract renewal for those teachers without continuing contract status from April 15 to June 15. This bill is identical to SB 278.

Patron - Habeeb

HB93 Pupil transportation; insurance requirements. Increases the minimum amount of vehicle liability insurance required to be carried by public schools in the instances of property damage, medical expense payment coverage, and accidents when all persons are injured. The bill also requires taxicabs providing transportation of students under contract with a school division to have certain minimum amounts of vehicle liability insurance.

Patron - Albo

HB96 Accreditation of schools; delayed implementation of certain statutes and regulations. Extends the delay of the implementation of statutes and regulations upon which the accreditation of schools in the Commonwealth is based that were not already in effect on June 30, 2008, with the exceptions of the graduation and completion rate index and the economics and financial literacy requirement, until July 1, 2013, unless such statutes or regulations are also specifically required by federal code, federal regulation, or court action.

Patron - Wilt

HB250 Expenditures and reports on instructional spending. Requires the Department of Education to include in the annual School Performance Report Card for school divisions the percentage of each division's annual operating budget allocated to instructional costs. The Department will establish a methodology for allocating each school division's expenditures to instructional and noninstructional costs in a manner that is consistent with the funding of the Standards of Quality

as approved by the General Assembly. This bill incorporates HB 78.

Patron - Cline

HB325 Students with autism spectrum disorders; training required of personnel. Requires each school board, by September 1, 2014, to ensure that aides assigned to work with a teacher who has primary oversight of students with autism spectrum disorder receive training in student behavioral management within 60 days of assignment to such responsibility. School boards may provide such training to other employees, including transportation employees. The Board of Education, in consultation with Virginia Commonwealth University, will develop online training that school divisions may use to fulfill these requirements. Such training shall be made available to local school divisions free of charge.

Patron - Massie

HB352 Emergency management plans; victims' rights. Requires the Department of Criminal Justice Services and the Virginia Criminal Injuries Compensation Fund to be the lead coordinating agencies for individuals determined to be victims during critical events and emergencies under emergency management plans developed by school boards, institutions of higher education, the Board of Health, the State Emergency Medical Services Advisory Board, the Department of Emergency Management, and political subdivisions. This bill incorporates HB 380.

Patron - Cox, J.A.

HB367 Board of Education; publication of disciplinary offense and outcome data. Requires the Board of Education to annually publish disciplinary offense and outcome data by race, ethnicity, gender, and disability for each public school in the Commonwealth on its website.

Patron - McClellan

HB382 Transfer of assistive technology devices by a school division. Provides that a school division may transfer assistive technology devices purchased by the division for a child with a disability to (i) a different school division to which the child transfers; (ii) a state agency that provides services to a child with a disability upon the child's graduation or when a school division ceases to provide special education services for the student; or (iii) the parents of a child with a disability, or the child with a disability if the child is age 18 or older and has capacity to enter into a contract.

Patron - Pogge

HB577 Teachers of online courses and college partnership laboratory schools; background checks. Clarifies that teachers of online courses and in college partnership laboratory schools shall, as a condition of employment requiring direct contact with students, provide written consent and the necessary personal information to obtain a search of the registry of founded complaints of child abuse and neglect maintained by the Department of Social Services.

Patron - Bell, Richard P.

HB578 Online courses; teacher licensure. Requires the Board of Education to develop licensure criteria for teachers who teach only online courses. The bill also provides that teachers who hold a Board-issued five-year renewable license may teach online courses for which they are properly endorsed.

Patron - Bell, Richard P.

HB603 Open enrollment policies; local school divisions. Provides that local school divisions may have policies that provide for the open enrollment to any school of any student residing within the school division upon the request of a

parent or guardian. The bill describes optional criteria for local school boards to consider when developing any such plan.

Patron - LeMunyon

[P]HB640 Public school enrollment; military children. Clarifies language relating to enrollment of students pursuant to a special power of attorney to correspond to language in the Interstate Compact on Educational Opportunity for Military Children. This bill is identical to SB 190.

Patron - Stolle

[P]HB642 Board of Education; high school accreditation; industry certifications. Requires the Board of Education to adopt regulations adjusting the formula for calculating the final high school accreditation status to add points for each student obtaining a diploma and certain industry certifications, state licensure, or occupational credential. The additional points shall only improve the accreditation status of a school and cannot be used to obtain or deny accreditation. This bill is identical to SB 514.

Patron - Stolle

[P]HB756 Public schools; Innovation Technical Advisory Committee. Authorizes the Department of Education to establish an Innovation Technical Advisory Group, comprised of individuals with experience in the establishment and operation of charter schools, college partnership laboratory schools, and virtual school programs, or to retain the services of individuals with such experience to provide technical assistance and advice to the Board in carrying out its duties relating to charter schools, college partnership laboratory schools, and virtual school programs.

Patron - Dance

[P]HB886 Chronic school absenteeism and truancy. Requires the Board of Education to promulgate regulations by July 1, 2013, to address truancy. In promulgating these regulations, the Board shall address the following: (i) provisions for early intervention at the school level for repeated unexcused absences; (ii) identification of and a plan to address a student's academic, social, familial, and other barriers that impede attendance in school; and (iii) arrangement of conferences that may be necessary among school personnel, students, parents, and community services providers, as appropriate, to address plans and strategies to improve student attendance, including but not limited to referrals to family assessment and planning teams.

Patron - Alexander

[P]HB1061 Secondary school graduation requirements; diplomas. Directs the Board of Education to modify the credits necessary for a student to earn a standard or an advanced studies diploma. The advanced studies diploma shall be the recommended diploma for students pursuing baccalaureate study. The standard diploma shall include a concentration in career and technical education and a requirement to earn a career and technical education credential. Standard or advanced studies diploma will require the successful completion of one virtual course. The modified standard diploma is eliminated, but the Board shall make provisions in regulation for students with disabilities to earn a standard diploma. The Board shall promulgate regulations to implement the provisions of this act to be effective within 280 days of its enactment. This bill is identical to SB 489.

Patron - Byron

[P]HB1089 Public schools; immunization requirements. Allows a 180-day conditional enrollment period for students who need more than two doses of the required hepatitis B vaccine, to allow for proper spacing of the vaccine doses.

Current law allows a 90-day conditional enrollment period for the completion of any immunization schedule.

Patron - O'Bannon

[P]HB1092 Physical education; regulations. Requires the Board of Education to promulgate regulations governing physical education requirements in public schools. The Board shall promulgate the regulations to be effective beginning with the 2015 - 2016 school year.

Patron - O'Bannon

[P]HB1107 Public schools; possession and administration of epinephrine. Requires local school boards to adopt and implement policies for the possession and administration of epinephrine in every school. The school nurse or a school board employee may administer the epinephrine to any student believed to be having an anaphylactic reaction. The bill also requires the Department of Health, in conjunction with the Department of Education and the Department of Health Professions to develop and implement policies for the recognition and treatment of anaphylaxis in the school setting. This bill is identical to SB 656.

Patron - Greason

[P]HB1108 Career and technical education industry certifications. Delays for one year the effective date of legislation providing that, where there is a national industry certification for career and technical education instructional personnel or programs for automotive technology, the Board of Education must make such certification a mandatory part of the career and technical education program.

Patron - Greason

[P]HB1173 Public charter schools; funding and service contracts. Provides that following a local school board decision to deny a public charter school application or to revoke or fail to renew a charter agreement, the local school board shall submit documentation to the Board of Education as to the rationale for the local school board's denial or revocation of the charter school application. The Board of Education continues to have no authority to grant or deny a public charter school application or to revoke or fail to renew a charter agreement.

The bill also provides that (i) a local school board shall no longer have the discretion to revoke a charter if it finds the school is no longer in the public interest or for the welfare of the students; (ii) all purchases made by a public charter school shall be exempt from the Virginia Public Procurement Act, unless otherwise negotiated by contract; (iii) local school boards may elect whether charter school personnel are employees of the charter school or of the local school board granting the charter; (iv) the amount of funds provided to the charter school by the local school board shall be commensurate with the average school-based costs of educating the students in the division; and (v) the local school board may allow a public charter school to lease or purchase vacant or unused properties or real estate owned by the school board. This bill is identical to SB 440.

Patron - Lingamfelter

[P]HB1179 Public schools; character education. Provides that a school board, either within its existing programs or as a separate program, may provide its character education program during the summer in a youth development academy offered by the school division. The Department of Education shall develop curricular guidelines for school divisions to use in establishing a character education program through a summer youth development academy.

Patron - Yost

P HB1181 Public schools; reading intervention.

Requires local school divisions to provide reading intervention services to students in grade three who demonstrate deficiencies based on their individual performance on the Standards of Learning reading test or any reading diagnostic test that meets criteria established by the Department of Education. The local school division, at its discretion, shall provide such intervention before promotion to grade four.

Patron - Landes

P HB1184 Public schools; dual enrollment for high school students. Requires local school boards and community colleges to develop agreements allowing high school students to complete an associate's degree or a one-year Uniform Certificate of General Studies from a community college concurrent with a high school diploma.

Patron - Rust

P HB1188 Human trafficking; information for public schools. Requires the Board of Education, with assistance from the Department of Social Services, to provide awareness and training materials for local school division staff on human trafficking, including strategies for the prevention of trafficking of children. This bill is identical to SB 259.

Patron - Watts

P HB1189 Public schools; student data requests.

Allows local school boards to develop a single, standardized form to obtain parental consent for the release of student data. If developed by the local school board, such form shall be used by Community Policy and Management Teams and the Departments of Health, Social Services, Correctional Education, Juvenile Justice, and Behavioral Health and Developmental Services.

Patron - Carr

P HB1208 Home instruction of children; curriculum description. Requires that the description of the curriculum, which a parent electing to provide home instruction to his child in lieu of school attendance must submit to the school division superintendent, shall be limited to a list of subjects to be studied during the coming year. This bill is identical to SB 564.

Patron - Pogge

P HB1215 Virtual schools; accreditation. Requires the Board of Education to promulgate regulations establishing standards for accreditation of public virtual schools that enroll students full time.

Patron - Bell, Richard P.

P SB190 Public school enrollment; military children.

Clarifies language relating to enrollment of students pursuant to a special power of attorney to correspond to language in the Interstate Compact on Educational Opportunity for Military Children. This bill is identical to HB 640.

Patron - Miller, J.C.

P SB217 Public schools; residency of children in kinship care. Allows a child receiving kinship care from a close relative to enroll in the school division where the kinship care provider resides. The bill also allows local school divisions to require one legal parent and the kinship care provider to sign affidavits detailing the kinship care arrangement as well as a power of attorney authorizing the close relative to make educational decisions regarding the child.

Patron - Barker

P SB259 Human trafficking; information for public schools. Requires the Board of Education, with assistance from the Department of Social Services, to provide awareness

and training materials for local school division staff on human trafficking, including strategies for the prevention of trafficking of children. This bill is identical to HB 1188.

Patron - Ebbin

P SB278 Teachers without continuing contract status. Shifts the date of effective contract renewal for those teachers without continuing contract status from April 15 to June 15. This bill is identical to HB 76.

Patron - Smith

P SB440 Public charter schools; funding, and service contracts. Provides that following a local school board decision to deny a public charter school application or to revoke or fail to renew a charter agreement, the local school board shall submit documentation to the Board of Education as to the rationale for the local school board's denial or revocation of the charter school application. The Board of Education continues to have no authority to grant or deny a public charter school application or to revoke or fail to renew a charter agreement.

Patron - Obenshain

P SB489 Secondary school graduation requirements; diplomas. Directs the Board of Education to modify the credits necessary for a student to earn a standard or an advanced studies diploma. The advanced studies diploma shall be the recommended diploma for students pursuing baccalaureate study. The standard diploma shall include a concentration in career and technical education and a requirement to earn a career and technical education credential. Standard or advanced studies diploma will require the successful completion of one virtual course. The modified standard diploma is eliminated, but the Board shall make provisions in regulation for students with disabilities to earn a standard diploma. The Board shall promulgate regulations to implement the provisions of this act to be effective within 280 days of its enactment. This bill is identical to HB 1061.

Patron - Ruff

P SB514 Board of Education; high school accreditation; industry certifications. Requires the Board of Education to adopt regulations adjusting the formula for calculating the final high school accreditation status to add points for each student obtaining a diploma and certain industry certifications, state licensure, or occupational credential. The additional points shall only improve the accreditation status of a school and cannot be used to obtain or deny accreditation. This bill is identical to HB 642.

Patron - Wagner

P SB564 Home instruction of children; curriculum description. Requires that the description of the curriculum, which a parent electing to provide home instruction to his child in lieu of school attendance must submit to the school division superintendent, shall be limited to a list of subjects to be studied during the coming year. This bill is identical to HB 1208.

Patron - Black

P SB656 Public schools; possession and administration of epinephrine. Requires local school boards to adopt and implement policies for the possession and administration of epinephrine in every school. The school nurse or a school board employee may administer the epinephrine to any student believed to be having an anaphylactic reaction. The bill also requires the Department of Health, in conjunction with the Department of Education and the Department of Health Professions, to develop and implement policies for the recognition and treatment of anaphylaxis in the school setting. This bill is identical to HB 1107.

Patron - McEachin

Failed

HB15 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

Patron - Habeeb

HB43 Public schools; opening of the school year. Allows local school boards to set the school calendar so that the first day students are required to attend school shall be no earlier than two weeks prior to Labor Day and no later than the day after Labor Day.

Patron - Tata

HB78 Expenditures and reports on instructional spending. Requires each local school board to report annually to the Board of Education the percentage of its operating budget allocated to instructional spending. The Board must report annually to the House Committee on Appropriations and the Senate Committee on Finance the amount of spending allocated by the local school boards to instructional spending based on the school boards' annual reports to the Board of Education. This bill was incorporated into HB 250.

Patron - Habeeb

HB86 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

Patron - Greason

HB94 Local school boards; meeting procedures. Requires that local school boards hold meetings in accordance with the parliamentary procedures set out in Robert's Rules of Order.

Patron - Albo

HB110 Student driver education; instruction on organ donation. Requires that the existing organ and tissue donor awareness component included as part of the driver education curriculum be at least 30 minutes in duration and include a discussion of the options and benefits related to the decision to become an organ donor.

Patron - Bell, Richard P.

HB113 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

Patron - Morrissey

HB138 Public schools; impact of unlawful aliens; report. Requires public schools to determine whether each student enrolling in public school was born outside the jurisdiction of the United States or is the child of an alien not lawfully present in the United States and qualifies for assignment to an English as a Second Language class or other remedial program. The Board of Education must prepare a report on the impacts of such students in public schools and request reimbursement from the U.S. Department of Education for the fiscal costs to the state and political subdivisions thereof of providing educational instruction, computers, textbooks and other supplies, free or discounted school meals, and extracur-

ricular activities to students who are aliens not lawfully present in the United States.

Patron - Cole

HB143 Preschool programs; private funding. Allows a locality currently providing preschool programs to at least 60 percent of its at-risk four-year-olds to accept private funding, which may have restrictions or conditions attached, to meet its local share in order to apply for a state matching grant to serve additional eligible four-year-olds, as well as at-risk three-year-olds.

Patron - Englin

HB144 Virginia Preschool Initiative Local Grant Program. Creates a grant program to be administered by the Virginia Department of Education to improve training for pre-school educators; create, outfit, or expand preschool classrooms; implement the Virginia Quality Rating and Improvement System; ensure the availability of preschool education for the children of veterans; and create innovative early childhood programs for rural communities where access to services is difficult. The grant program shall be funded by the unused moneys allocated by the General Assembly towards the Virginia Preschool Initiative, which requires a local match in order for such funds to be utilized. Grants shall be awarded pursuant to a competitive request for proposals process designed to ensure that all service providers in the Commonwealth, regardless of size or geographic location, are afforded the opportunity to apply for funds.

Patron - Englin

HB224 Board of Education; administration. Requires the Board of Education to adopt regulations allowing all students to whom the Standards of Learning tests are administered to be permitted to retake the test if the student does not achieve a passing score. Additionally, such regulations shall provide that, at the discretion of his teacher, a student may take the Standards of Learning test at any time during the school year.

Patron - Habeeb

HB225 Public schools; alternative accreditation and student growth measures. Requires the Board of Education to adopt regulations establishing standards for accreditation based on student growth measures as an alternative to student outcome measures. The Board of Education is also required to review available student growth measures and identify and approve any such measures that supply data sufficiently to serve as a reliable and alternate path to school accreditation.

Patron - Habeeb

HB254 Public schools; opening of the school year. Allows local school boards, for years in which Labor Day falls on September 5 or later, to set the school calendar so that the first day students are required to attend school shall be no earlier than one week before Labor Day.

Patron - Stolle

HB400 Local school boards; policies permitting parents to observe children. Requires local school boards to adopt and implement policies that would ensure parents may observe in the child's classroom.

Patron - Hope

HB421 Standards of Quality; apportionment of state and local share. Directs the General Assembly, in apportioning the state and local share of the costs of meeting the Standards of Quality, beginning July 1, 2012, to implement a formula that determines each locality's ability to pay based on the ratios of (i) the reimbursement payment made to the local-

ity for providing tangible personal property tax relief to the reimbursement payments made statewide for providing tangible personal property tax relief; (ii) the total value of real estate in the locality, adjusted by the average of the cost of competing index if used for instructional personnel and for support positions, to the statewide value of real estate per person; (iii) local one percent sales tax revenue collected by the locality to the statewide total local sales tax revenue collected; (iv) the assessed value of the personal property taxed by the locality to the statewide assessed value of the local personal property tax; and (v) revenue collected from local lodging, local cigarette, and local meals taxes to the revenue collected statewide from such local lodging, cigarette, and meals taxes.

To determine each locality's composite index of ability to pay (a) the sum of the ratios calculated on the basis of average daily membership for each locality shall be divided by the sum of the average daily membership ratios for all localities; (b) the sum of the ratios calculated on a per capita basis for each locality shall be divided by the sum of the per capita ratios for all localities; and (c) the locality's ratio calculated on the basis of average daily membership shall be multiplied by 0.66 and the locality's ratio calculated on a per capita basis shall be multiplied by 0.33. The sum of the two adjusted ratios in clause (c) shall be the local composite index of ability to pay.

Patron - Watts

HB434 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

Patron - Tata

HB468 Public school funding; LCI calculation. Requires the Department of Education to adjust its calculation of the composite index of local ability to pay for public education by (i) reducing the maximum LCI of 0.80 by 0.02 each year for a period of 10 years and (ii) using the average of true value of real property, adjusted gross income, taxable retail sales, average daily membership, and total population over the preceding five-year period in calculating the LCI.

Patron - Albo

HB488 Board of Education; interscholastic activities. Requires the Board of Education to act as liaison between local school divisions and any nonprofit corporation founded in Virginia in 1913 that currently organizes and governs interscholastic activities among the public high schools, in order to help resolve any disputes that may arise between the parties.

Patron - Ware, O.

HB547 Local school divisions; unexpended state funds. Provides that local school divisions may elect to use any unexpended state funds to provide a one-time bonus to all teachers of up to three percent of the annual base salary.

Patron - Comstock

HB591 Opening of the school year in certain school divisions. Authorizes the school boards of the City of Martinsville, Henry County, and Pittsylvania County school divisions to set the opening of the school year so that the first day students are required to attend school is prior to Labor Day.

Patron - Merricks

HB602 Public schools; opening of the school year. Allows local school divisions to set the school calendar so that the first day students are required to attend must be no earlier than the fourth Monday in August. Current law requires the

first day to be after Labor Day unless a waiver is granted for good cause shown.

Patron - LeMunyon

HB653 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

Patron - Kory

HB656 Parental notification; student discipline. Requires parental notification whenever school administrators begin an investigation into a potential violation of any school board policy. Such notification may be made by phone or email, or any other reasonable method, as determined by the school board.

Patron - Kory

HB696 Virtual schools; funding. Provides that local school boards with full-time virtual programs shall receive the proportionate share of direct aid for public education for full-time students based on the jurisdiction of residence of each student.

Patron - Filler-Corn

HB873 Direct Aid to Public Education. Amends future Direct Aid to Public Education Distribution by lowering the maximum Composite Index.

Patron - Rust

HB905 Nonpublic school students; participation in interscholastic programs. Prohibits public schools from joining an organization governing interscholastic programs that does not deem eligible for participation a student who (i) is receiving home instruction, (ii) has demonstrated evidence of progress for two years, (iii) is entitled to free tuition in a public school, (iv) has not reached the age of 19 by August 1 of the current school year, (v) is an amateur who receives no compensation, but participates solely for the educational, physical, mental, and social benefits of the activity, (vi) complies with all disciplinary rules applicable to all public high school athletes, and (vii) complies with all other rules governing awards, all-star games, parental consents, and physical examinations applicable to all high school athletes. The bill allows such students to be charged reasonable fees for participation.

Patron - Minchew

HB947 Nonpublic school students; participation in interscholastic programs. Prohibits public schools from joining an organization governing interscholastic programs that does not deem eligible for participation a student who (i) is receiving home instruction, (ii) has demonstrated evidence of progress for two years, (iii) is entitled to free tuition in a public school, (iv) has not reached the age of 19 by August 1 of the current school year, (v) is an amateur who receives no compensation, but participates solely for the educational, physical, mental, and social benefits of the activity, (vi) complies with all disciplinary rules applicable to all public high school athletes, and (vii) complies with all other rules governing awards, all-star games, parental consents, and physical examinations applicable to all high school athletes. The bill allows such students to be charged reasonable fees for participation. The provisions of the bill will expire on June 30, 2017.

Patron - Bell, Robert B.

HB991 Charter schools; employees. Provides that public charter school personnel, at the discretion of the local school board, need not be employees of the local school board

or boards granting the charter. Charter school personnel remain subject to background check and fingerprinting requirements.

Patron - Loupassi

[F]HB1005 Nonpublic school students; participation in interscholastic programs. Prohibits public schools from joining an organization governing interscholastic programs that does not deem eligible for participation a student who (i) is receiving home instruction, (ii) has demonstrated evidence of progress for two years, (iii) is entitled to free tuition in a public school, (iv) has not reached the age of 19 by August 1 of the current school year, (v) is an amateur who receives no compensation, but participates solely for the educational, physical, mental, and social benefits of the activity, (vi) complies with all disciplinary rules applicable to all public high school athletes, and (vii) complies with all other rules governing awards, all-star games, parental consents, and physical examinations applicable to all high school athletes. The bill allows such students to be charged reasonable fees for participation.

Patron - Ramadan

[F]HB1063 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

Patron - Tata

[F]HB1156 Public schools; administration of auto-injectable epinephrine. Provides that local school boards shall develop policies to maintain at least two auto-injectable epinephrine pens per school. The school nurse, or a trained and authorized school board employee if a nurse is unavailable, would be able to administer or provide auto-injectable epinephrine to a student with a prescription on file or a student believed to be having an anaphylactic reaction. Neither the school nurse nor the authorized and trained school board employee shall be liable for any civil damages for ordinary negligence when acting in good faith. The bill contains an emergency clause.

Patron - Farrell

[F]HB1272 Public schools; virtual education. Provides that any student who enrolls full time in a virtual school program served by a multidivision online provider outside his school division of residence shall have his state and local share of Standards of Quality per pupil funding transferred from the school division of residence to the enrolling school division. The total state and local share funds transferred from the resident division to the enrolling division shall not exceed \$6,500 per pupil. The enrolling school division shall invoice the resident school division monthly and the Department of Education semimonthly for a student participating in a virtual education program.

Patron - Bell, Richard P.

[F]SB119 Temporarily employed teachers. Prohibits a school board from hiring temporarily employed teachers (substitutes) in the core subjects of English, mathematics, science, and history and social studies at the middle and high school levels in a manner that results in the staffing of these core disciplines by a majority of substitutes or unlicensed teachers. The bill further provides that substitutes shall not be employed for consecutive or alternating teaching assignments that result in more than 90 teaching days in the same middle or secondary school class or public school in these core subjects during a school year.

Patron - Marsh

[F]SB167 Student discipline; parental notification.

Requires the school principal or his designee to attempt to notify the parents of any student who violates a school board policy when such violation will result in the student's suspension, expulsion, or the notification of law enforcement. This bill incorporates SB 391.

Patron - Petersen

[F]SB185 Third grade SOLs; math and English only.

Requires the Board of Education to require only math and English Standards of Learning assessments for third graders.

Patron - Miller, J.C.

[F]SB200 Public school textbooks; East Sea. Requires all textbooks approved by the Board of Education to note that the Sea of Japan is also referred to as the East Sea.

Patron - Marsden

[F]SB243 Charter schools; flexibility. Allows public charter schools to choose whether its employees will participate in the Virginia Retirement System. The bill also (i) requires only 75 percent of public charter elementary school teachers to be licensed and 50 percent of public charter middle and high school teachers to be licensed, (ii) specifies that all teachers otherwise be highly qualified, as defined by the federal No Child Left Behind Act, and (iii) exempts all purchases made by a public charter school from the Virginia Public Procurement Act.

Patron - Obenshain

[F]SB256 Public schools; physical activity requirement.

Requires at least 30 minutes of physical activity per day during the regular school year for students in grades K through 12. This requirement would become effective beginning with the 2014-2015 school year.

Patron - Miller, J.C.

[F]SB257 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement. This bill was incorporated into SB 457.

Patron - Ebbin

[F]SB261 Virginia Preschool Initiative Local Grant Program. Creates a grant program to be administered by the Virginia Department of Education to improve training for preschool educators; create, outfit, or expand preschool classrooms; implement the Virginia Quality Rating and Improvement System; ensure the availability of preschool education for the children of veterans; and create innovative early childhood programs for rural communities where access to services is difficult. The grant program shall be funded by the unused moneys allocated by the General Assembly towards the Virginia Preschool Initiative, which requires a local match in order for such funds to be utilized. Grants shall be awarded pursuant to a competitive request for proposals process designed to ensure that all service providers in the Commonwealth, regardless of size or geographic location, are afforded the opportunity to apply for funds.

Patron - Ebbin

[F]SB329 Early education; parental obligation.

Requires that the parent of a child attending a grant funded preschool education program shall satisfactorily complete all parenting classes or courses offered by the preschool education program. Any child whose parent does not satisfactorily com-

plete such parenting classes or courses shall be removed from the program.

Patron - Carrico

[F]SB373 Higher education; violence prevention. Clarifies that the establishment of violence prevention committees and threat assessment teams by public colleges and universities, as required by current law, may occur as such resources and individuals may become available for those purposes.

Patron - Barker

[F]SB391 Parental notification; student discipline.

Requires parental notification whenever school administrators begin an investigation into a potential violation of any school board policy. Such notification may be made by phone or email, or any other reasonable method, as determined by the school board. This bill has been incorporated into SB 167.

Patron - Marsden

[F]SB438 Public schools; teacher contract and evaluation policies.

Makes several changes to the processes by which teachers and certain administrators are evaluated and retained, including the replacement of continuing contract status with annual contract status for teachers and principals; a mandatory, two-year probationary status for teachers and principals; allowing termination of annual contracts for just cause; requiring that annual evaluations of teachers, principals, and superintendents include student academic progress as a significant factor; and requiring that force-reduction measures consider performance rather than seniority. The bill also defines the standard 10-month contract as 200 days, of which a minimum must be 180 days of instructional time. The bill has a delayed effective date of July 1, 2013.

Patron - Obenshain

[F]SB456 School calendar; allows local school boards to set. Allows local school boards to determine the opening date of the school year. This bill has been incorporated into SB 457.

Patron - Vogel

[F]SB457 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement. This bill incorporates SB 257 and SB 456.

Patron - Marsden

[F]SB513 Career and technical education; substitution for required credits. Requires the Board of Education to expand the subject matter areas for which successful completion of certain career and technical education competency assessments may be substituted. Currently, they may, under limited circumstances, be substituted for the student-selected verified credit and either a science or a history and social science credit. This bill would also allow the assessments to be substituted for a math or English credit.

Patron - Wagner

[F]SB580 Virtual programs; state funding. Clarifies that the proportionate share of direct aid for public education provided to local school divisions for students enrolled in full-time virtual programs shall be based on the student's jurisdiction of residence rather than the jurisdiction offering the virtual program. This bill has been incorporated into SB 598.

Patron - Barker

[F]SB598 Public schools; virtual education. Provides that any student who enrolls full time in a virtual school pro-

gram served by a multidivision online provider outside his school division of residence shall have his state share of Standards of Quality per pupil funding, as well as 76% of his local share, transferred from the school division of residence to the enrolling school division. The total state and local share funds transferred from the resident division to the enrolling division shall not exceed the actual cost of the virtual school program. This bill incorporates SB 580.

Patron - Newman

Carried Over

[C]HB218 Deaf and hard of hearing children; special education. Requires local school divisions to ensure that Individualized Education Program (IEP) teams consider the specific communication needs of deaf and hard of hearing children and address those needs as appropriate in the child's IEP.

Patron - Bell, Richard P.

[C]HB365 Compulsory public education; student suspension or expulsion from school. Requires the superintendent of each school division to ensure that any student who has been suspended or expelled from school continues to receive an education. The Constitution of Virginia requires a compulsory elementary and secondary education for every eligible child of appropriate age.

Patron - McClellan

[C]HB366 Student discipline; suspension and expulsion. Prohibits instances of only disorderly or disruptive behavior offenses or technology offenses as providing sufficient cause for a long-term suspension or expulsion. Currently, a student may be suspended or expelled for sufficient cause, although truancy may not be considered sufficient cause for suspension.

Patron - McClellan

[C]HB469 Algebra readiness assessment. Requires the Board of Education to develop or approve a model assessment of algebra readiness for students to take prior to enrolling in non-remedial algebra. Beginning with the 2014-2015 academic year, every student shall be required to take an algebra readiness test.

Patron - Albo

[C]HB544 Student discipline; suspension and expulsion. Prohibits instances of only disorderly or disruptive behavior offenses or technology offenses as providing sufficient cause for a long-term suspension or expulsion. Currently, a student may be suspended or expelled for sufficient cause, although truancy may not be considered sufficient cause for suspension.

Patron - Robinson

[C]HB576 Public schools; teacher contract and evaluation policies. Makes several changes to the processes by which teachers and certain administrators are evaluated and retained. Teachers, assistant principals, and principals who have not achieved continuing contract status prior to the 2013-2014 school year may be eligible for three-year term contracts. Five years of service is required to attain term contract status. Teachers, assistant principals, and principals with term contract status will be evaluated in the third year of their term contract and will be informally evaluated at least once during each of their first two years. Teachers, assistant principals, and principals who have achieved continuing contract status prior to the 2013-2014 school year will retain their continuing contract status. Teachers, assistant principals, and principals with continu-

ing contract status will be formally evaluated every three years, and evaluated informally at least once each year in which they are not formally evaluated. The bill also defines the standard 10-month contract as 200 days, of which a minimum must be 180 days of instructional time. The bill has a delayed effective date of July 1, 2013.

Patron - Bell, Richard P.

[C]HB727 Board of Education; statewide uniform grading policy. Requires the Board of Education to establish a statewide uniform grading policy.

Patron - Dudenhefer

[C]HB866 Fairfax County School Board; staggered elections. Allows for staggered terms for the Fairfax County school board beginning with the November 2015 general election upon a majority vote of its members.

Patron - Rust

[C]HB887 Compulsory public education; student suspension or expulsion from school. Requires the superintendent of each school division to ensure that any student who has been suspended or expelled from school continues to receive an education. The Constitution of Virginia requires a compulsory elementary and secondary education for every eligible child of appropriate age.

Patron - Alexander

[C]HB1080 Student discipline; parental notification. Requires the school principal to take certain procedures, including parental notification and the issuance of due process warnings, prior to questioning a student in the case of a serious violation. A serious violation is defined as a violation of a school board policy or the compulsory school attendance requirements when such violation could result in the student's suspension, the notification of law enforcement, or the filing of a court petition.

Patron - Hugo

[C]SB118 Virginia Public School Improvement Program. Creates the Virginia Public School Improvement Program to offer more educational options and flexibility for parents, teachers, and students. The bill authorizes local school boards to designate or approve any public school within its school division to participate in the Program, if (i) it has not applied for, converted to, or received permission from the local school board to operate as a public charter school, or (ii) a majority of parents and teachers of students at the school have petitioned the school board to participate in the Program, or (iii) the school board has determined that, notwithstanding having satisfied the requirements of the Standards of Learning and Standards of Accreditation, less than 81 percent of the students enrolled in a public school within the school division have failed to demonstrate proficiency in reading and less than 79 percent of the students enrolled have failed to demonstrate proficiency in mathematics for three consecutive school years. Local school boards would continue to receive state basic school aid funding for such schools; participating schools would be exempt from certain school division policies and state regulations, but would have to meet SOQ, SOL, SOA, and certain federal requirements; participation can be rescinded by petition of a majority of parents and teachers, violation of the contract with the local school board, or failure of students to achieve satisfactory academic progress each year for two consecutive school years. The Board of Education must establish guidelines to assist school boards in implementing the Program in the school division and provide technical assistance to school boards upon request.

Patron - Marsh

[C]SB168 Public schools; closed-circuit cameras. Prohibits the use of closed-circuit cameras for the purpose of monitoring student conduct within the school, unless necessary to protect the physical safety and security of the students.

Patron - Petersen

[C]SB269 Physical education; JROTC participation fulfills requirement. Requires local school boards to accept participation in the Junior Reserve Officers Training Corps as fulfillment of any high school physical education requirement.

Patron - Norment

[C]SB399 Deaf and hearing-impaired children; special education. Requires local school divisions to ensure that Individualized Education Program (IEP) teams consider the specific communication needs of hearing-impaired children and address those needs as appropriate in the child's IEP.

Patron - Hanger

[C]SB553 Local school divisions; unexpended state funds. Provides that local school divisions may elect to use any unexpended state funds to provide a one-time bonus to all teachers of up to three percent of the annual base salary.

Patron - Favola

[C]SB581 Fairfax County School Board; staggered elections. Allows for staggered terms for the Fairfax County school board beginning with the November 2015 general election upon a majority vote of its members.

Patron - Ebbin

[C]SB665 Standards of Learning; method of administration. Allows a local school division to administer any Standards of Learning assessment for elementary school students online or by paper.

Patron - Garrett

Educational Institutions

Passed

[P]HB180 Commonwealth Health Research Board; staffing. Provides that employees of the Commonwealth Health Research Board, which provides financial support for health research funded through assets distributed to the Commonwealth as a policyholder pursuant to the conversion of Blue Cross and Blue Shield of Virginia, shall be employees of the Department of Accounts, and shall be entitled to all benefits available to state employees. The bill directs the Board to enter into a memorandum of understanding with the Department of Accounts concerning staff support. The Board currently has one full-time employee.

Patron - O'Bannon

[P]HB195 Higher education; course credit for military experience. Requires the governing boards of each public institution of higher education, in accordance with guidelines developed by the State Council of Higher Education for Virginia, to implement policies that award academic credit to students for educational experience gained from military service.

Patron - Lewis

[P]HB305 Institutions of higher education; crisis and emergency management plans. Increases the Department of Emergency Management's oversight of institutional crisis and emergency management plans by requiring institutions to cer-

tify in writing to the Department that the required annual reviews and functional exercises have been conducted. This bill is identical to SB 346.

Patron - Crockett-Stark

[P]HB441 Uniform Certificate of General Studies.

Clarifies that credits earned in academic subject area coursework as part of the Uniform Certificate of General Studies shall be transferable to a four-year public institution of higher education.

Patron - Tata

[P]HB548 Higher education; active duty military.

Requires public institutions of higher education, in accordance with guidelines developed by the State Council of Higher Education for Virginia, to implement policies that recognize the scheduling difficulties and obligations of active duty military personnel.

Patron - Comstock

[P]HB629 University of Virginia; board of visitors.

Increases the size of the board of visitors from 16 to 17, of whom (i) at least 12 shall be appointed from the Commonwealth at large, (ii) at least 12 shall be alumni of the University of Virginia, and (iii) at least one shall be a physician with administrative and clinical experience in an academic medical center.

Patron - Massie

[P]HB639 Higher education; publication of graduate employment rates. Requires public and private nonprofit institutions of higher education to publish data on the proportion of graduates with employment at 18 months and five years after the date of graduation. The data shall include the major and degree program, percentage of employment in the Commonwealth, average salary, and average higher education-related debt of graduates. The provisions of this bill will expire on June 30, 2017.

Patron - Stolle

[P]HB703 Higher education; policies related to student nonpayment. Requires the board of visitors or other governing body of every public institution of higher education to refrain from referring a student account to collections until required to do so by § 2.2-4806. This bill shall not apply to public institutions of higher education that have entered into Management Agreements with the Commonwealth.

Patron - Filler-Corn

[P]HB765 College partnership laboratory schools.

Allows a private institution of higher education that operates a teacher education program approved by the Board of Education to operate a college partnership laboratory school. Currently, only a public institution of higher education that operates a Board-approved teacher education program may do so. Tuition may be charged for courses for which the student receives college credit or for enrichment courses that are not required to achieve a Board-approved high school diploma. This bill is identical to SB 475.

Patron - Peace

[P]HB852 Student records; mental health. Clarifies that an institution of higher education may require that any accepted student provide a complete student record, including any mental health record, from not only his high school but also any other institution of higher education he has attended. This bill is identical to SB 375.

Patron - Yost

[P]HB853 Policies addressing suicidal students.

Removes repetitive language permitting universities to establish policies regarding students who are a danger to themselves or others; this section and another on violence prevention already permit such policies. This bill is identical to SB 458.

Patron - Yost

[P]HB900 Higher education; mental health and parental notification policies.

Provides that any person licensed to diagnose and treat mental, emotional, or behavioral disorders who is treating a student may determine to withhold parental notification of a dependent student's mental health treatment if such person determines that the notification may result in substantial harm. Currently, only a physician or clinical psychologist can make such a determination. This bill is identical to SB 374.

Patron - Brink

[P]HB965 Campus police; MAAs with local law-enforcement agencies.

Requires campus police to enter into mutual aid agreements with an adjacent local law-enforcement agency or the State Police for cooperation in providing assistance with the investigation of deaths and alleged rapes occurring on college campuses. This bill is identical to SB 302.

Patron - Bell, Robert B.

[P]SB53 Commonwealth Health Research Board; staffing.

Provides that employees of the Commonwealth Health Research Board, which provides financial support for health research funded through assets distributed to the Commonwealth as a policyholder pursuant to the conversion of Blue Cross and Blue Shield of Virginia, shall be employees of the Department of Accounts, and shall be entitled to all benefits available to state employees. The bill directs the Board to enter into a memorandum of understanding with the Department of Accounts concerning staff support. The Board currently has one full-time employee.

Patron - Watkins

[P]SB105 Roanoke Higher Education Authority.

Removes the president of the Jefferson College of Health Sciences from the Board of Trustees governing the Roanoke Higher Education Authority.

Patron - Edwards

[P]SB302 Campus police; MAAs with local law-enforcement agencies.

Requires campus police to enter into mutual aid agreements with an adjacent local law-enforcement agency or the State Police for cooperation in providing assistance with the investigation of deaths and alleged rapes occurring on college campuses. This bill is identical to HB 965.

Patron - Howell

[P]SB346 Institutions of higher education; crisis and emergency management plans.

Increases the Department of Emergency Management's oversight of institutional crisis and emergency management plans by requiring institutions to certify in writing to the Department that the required annual reviews and functional exercises have been conducted. This bill is identical to HB 305.

Patron - McDougle

[P]SB374 Higher education; mental health and parental notification policies.

Provides that any person licensed to diagnose and treat mental, emotional, or behavioral disorders who is treating a student may determine to withhold parental notification of a dependent student's mental health treatment if such person determines that the notification may result in substantial harm. Currently, only a physician or clinical psychologist

gist can make such a determination. This bill is identical to HB 900.

Patron - Barker

[P]SB375 Student records; mental health. Clarifies that an institution of higher education may require that any accepted student provide a complete student record, including any mental health record, from not only his high school but also any other institution of higher education he has attended. This bill is identical to HB 852.

Patron - Barker

[P]SB458 Policies addressing suicidal students. Removes repetitive language permitting universities to establish policies regarding students who are a danger to themselves or others; this section and another on violence prevention already permit such policies. This bill is identical to HB 853.

Patron - Barker

[P]SB471 Physical education; regulations. Requires the Board of Education to promulgate regulations governing physical education programs in public schools. The Board shall promulgate the regulations to be effective beginning with the 2015 - 2016 school year.

Patron - Northam

[P]SB475 College partnership laboratory schools. Allows a private institution of higher education that operates a teacher education program approved by the Board of Education to operate a college partnership laboratory school. Currently, only a public institution of higher education that operates a Board-approved teacher education program may do so. Tuition may be charged for courses for which the student receives college credit or for enrichment courses that are not required to achieve a Board-approved high school diploma. This bill is identical to HB 765.

Patron - Locke

Failed

[F]HB116 Public institutions of higher education; violence prevention. Clarifies that policies and procedures for the prevention of violence on campus, including assessment and intervention with individuals whose behavior poses a threat to the safety of the campus community, shall be developed both by four-year and two-year public institutions of higher education.

Patron - Morrissey

[F]HB151 State Council of Higher Education; development of uniform lower division curriculum. Requires the State Council of Higher Education to develop a uniform lower division curriculum consisting of no more than 60 credit hours. The curriculum shall be uniform across all public institutions of higher education and shall specify the lower division courses, and the number thereof, satisfying the requirements, prerequisites, and electives for each program major, including those for general education. The completion of the uniform lower division curriculum at a community college shall be transferable to any public institution of higher education. The bill also requires the Council to set a uniform number of credit hours to be required for each bachelor's degree offered in a public institution of higher education.

Patron - Bell, Richard P.

[F]HB242 Virginia Cooperative Extension Service; local offices. Requires the Cooperative Extension Service

shall maintain a local office with at least one employee in each county in the Commonwealth.

Patron - Cline

[F]HB437 Two-Year College Transfer Grant Program; Expected Family Contribution. Broadens eligibility for the Two-Year College Transfer Grant Program by including students whose Expected Family Contribution, as calculated by the federal government using the family's financial information reported on the Free Application for Federal Student Aid (FAFSA) is no more than \$12,000. Currently the program is available only to students whose Expected Family Contribution is no more than \$8,000.

Patron - Tata

[F]HB474 Higher education; employee salaries. Provides that the governing bodies of the public institutions of higher education shall not pay an employee a salary from state funds that is greater than 125 percent of the salary of the Governor of the Commonwealth.

Patron - Albo

[F]HB478 Gunston Hall; administration. Clarifies that, consistent with existing law, any administrative head of Gunston Hall, the home of George Mason bequeathed to the Commonwealth by a former owner, is appointed by the Governor to serve at his pleasure. Additionally, the Board of Visitors of Gunston Hall shall appoint a Board of Advisors to assist in its fulfillment of reporting responsibilities set out in the deed of gift regarding the management of Gunston Hall.

Patron - Albo

[F]HB644 In-state tuition; members of the Virginia National Guard. Provides that any member of the Virginia National Guard residing in Virginia shall be eligible for in-state tuition at a public institution of higher education. This is broader than the current provision, which requires a guard member to be (i) activated or mobilized or on temporary active orders for six months or more, (ii) stationed or assigned by military service to a work location in Virginia, and (iii) residing in Virginia.

Patron - Stolle

[F]HB655 Public institutions of higher education; graduation rates. Requires each four-year public institution of higher education to report annually its four-year graduation rate to the State Council of Higher Education for Virginia (SCHEV) and requires SCHEV to publish this information on its website.

Patron - Kory

[F]HB662 State Board for Community Colleges; mental health services. Requires the State Board for Community Colleges to develop standards and policies directing community colleges to adopt, incrementally and as resources become available, a mental health services action plan.

Patron - Surovell

[F]HB701 Campus police; report of certain incidents to local law-enforcement agency. Requires the chief law-enforcement officer of a public or private institution of higher education to report the death or an alleged rape of any person on campus property to the law-enforcement agency of the locality in which the institution is located. The local law-enforcement agency would assume responsibility for leading the investigation with cooperation from the institution of higher education.

Patron - Filler-Corn

HB779 In-state tuition; undocumented persons. Establishes that an undocumented person who is unlawfully present in the United States shall not be eligible for in-state tuition unless he meets all of the following criteria: (i) he has resided with his parent, guardian, or other person standing in loco parentis while attending a public or private high school in this state; (ii) he has graduated from a public or private high school in Virginia or has received a General Education Development (GED) certificate in Virginia; (iii) he has resided in the Commonwealth for at least three years since the date he graduated from high school, or for one year if a veteran or an active duty member of the United States armed forces; (iv) he has registered as an entering student in an institution of higher education; (v) he has provided an affidavit to the institution stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he is eligible; and (vi) he has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis, has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of enrollment.

Patron - Lopez

HB851 Higher education; violence prevention. Clarifies that the establishment of violence prevention committees and threat assessment teams by public colleges and universities, as required by current law, may occur as such resources and individuals may become available for those purposes.

Patron - Yost

HB935 Medical College of Virginia; naming conventions. Requires Virginia Commonwealth University to include the name "Medical College of Virginia" or the acronym "MCV" in all references to The Medical College of Virginia, Health Sciences Division of Virginia Commonwealth University.

Patron - Lingamfelter

HB1004 Public institutions of higher education; undergraduate out-of-state tuition charges. Requires the boards of visitors of every public institution of higher education in the Commonwealth to set tuition and fee charges at levels they deem to be appropriate for all nonresident student groups at each such institution based on competitive market rates, provided that the tuition and fee rates for nonresident undergraduate students are at least 100 percent of the average cost of education at that institution.

Patron - Ramadan

HB1031 Advanced placement tests; course credit. Requires that all public institutions of higher education grant course credit to any student who earns a three or higher on an Advanced Placement examination or a comparable score for courses in the International Baccalaureate or Cambridge Advanced (A/AS) programs. An institution may require, however, that a score of four or higher is needed to apply such course credit toward curriculum degree requirements rather than elective courses.

Patron - Englin

HB1083 Admission of in-state students at public institutions of higher education. Provides that the board of visitors or other governing body of each public institution of higher education, except for Virginia Military Institute, Norfolk State University, and Virginia State University, must establish rules and regulations requiring that at least 75 percent of students admitted and enrolled at the institution be Virginia domiciles.

Patron - Hugo

HB1226 Regulating firearms by educational institution. Provides that the board of visitors or other governing body of an educational institution has the power to establish rules and regulations for the possession or transportation of firearms or ammunition on property owned or operated by the institution.

Patron - Torian

HB1247 Higher education; spending. Requires the governing body of every public institution of higher education to ensure that all funds received from in-state undergraduate tuition and all funds received from the Commonwealth are dedicated to the purpose of undergraduate education and that 65 percent of such funds are dedicated to instructional expenses.

Patron - Ramadan

HB1282 In-state tuition and educational benefits for unlawfully present aliens. Provides that an alien who is unlawfully present in the United States shall not be eligible on the basis of residency within Virginia for any postsecondary educational benefit including, but not limited to, in-state tuition and state financial aid.

Patron - Cline

SB85 Two-Year College Transfer Grant Program; Expected Family Contribution. Broadens eligibility for the Two-Year College Transfer Grant Program by including students whose Expected Family Contribution, as calculated by the federal government using the family's financial information reported on the Free Application for Federal Student Aid (FAFSA) is no more than \$12,000. Currently the program is available only to students whose Expected Family Contribution is no more than \$8,000. The provisions of this bill shall not become effective unless funded by the General Assembly during the 2012 Session. This bill incorporates SB 400.

Patron - Favola

SB100 Two-Year College Scholarship Match Program. Establishes the Two-Year College Scholarship Match Program to provide matching funds to two-year college foundations and the Virginia Foundation for Community College Education. Funds paid shall not exceed \$5 million, in aggregate, in any fiscal year. These funds shall be used to award scholarships to students who (i) are domiciled residents of Virginia and (ii) are enrolled in an associate degree program in a Virginia two-year college based on science, technology, engineering, math, education, or nursing. The bill is contingent upon an appropriation of General Funds effectuating the provisions of the bill.

Patron - Edwards

SB104 Higher education; partial tuition waiver for dependent children of faculty. Requires public institutions of higher education to grant a 50 percent tuition waiver to dependent students of current full-time faculty members who have been employed full time by any one or more public Virginia colleges or universities for an aggregate period of at least seven years if sufficient funds are available in the Dependent Children of University and College Faculty Reduced Tuition Fund. The waiver would be valid at any public institution of higher education. The bill is contingent upon an appropriation of General Funds effectuating the provisions of the bill.

Patron - Edwards

SB169 Private or out-of-state institutions of higher education; certification. Allows a private or out-of-state institution of higher education whose certification has been revoked by the State Council of Higher Education for Virginia to continue to enroll students for up to five years, provided that

it demonstrates to the Council that it has undergone a change in leadership and is actively pursuing recertification by the Council.

Patron - Petersen

[F]SB255 Thomas Nelson Community College; pilot program for high school seniors. Requires Thomas Nelson Community College to create a pilot program to allow certain high school seniors to enroll in Thomas Nelson Community College full-time. Tuition and fees would be paid as follows: one-third by the student, one-third by the local school division the student had attended immediately preceding the program, and one-third by the Commonwealth; however, tuition for any science, technology, engineering, and mathematics (STEM) course would be waived. In order to be eligible for this program, a student would need to have earned all credits required for a standard or advanced high school diploma by the end of the first semester of his senior year of high school. The provisions of this act will not become effective unless funded by the General Assembly during the 2012 Session.

Patron - Miller, J.C.

[F]SB400 Two-Year Transfer Grant Program; Expected Family Contribution. Increases eligibility for the Two-Year Transfer Grant to students with financial need, defined by an Expected Family Contribution of no more than \$12,000, rather than the current \$8,000, as calculated by the federal government using the family's financial information reported on the Free Application for Federal Student Aid. This bill was incorporated into SB 85.

Patron - Hanger

[F]SB508 In-state tuition; members of the Virginia National Guard. Provides that any member of the Virginia National Guard residing in Virginia who is not eligible for in-state tuition shall be eligible for a grant for an amount up to the difference between in-state and out-of-state tuition, to the extent funds are available for such purpose.

Patron - Wagner

[F]SB617 Southwest Virginia Higher Education Center; King College. Adds King College to the Southwest Virginia Higher Education Center Board of Trustees and allows graduate degree instructional programs in education to be provided with King College at the Center.

Patron - Puckett

[F]SB623 Higher education; mental health treatment coordination. Requires the governing board of each four-year public institution of higher education to establish a written memorandum of understanding with their local community services board or behavioral health authority, local hospitals, and other local mental health facilities in order to expand the scope of services available to students seeking treatment. Each four-year institution of higher education shall designate a contact person to be notified when a student is involuntarily committed, or when a student is discharged from a facility and he consents to such notification. Each memorandum shall include the institution of higher education in the post-discharge planning of a student who has been committed and intends to return to campus, to the extent allowable under state and federal privacy laws.

Patron - Petersen

Carried Over

[C]HB697 Higher education; mental health. Requires the governing boards of each public institution of higher edu-

cation to develop and implement a policy requesting each student to identify points of contact to be notified should the student experience a mental health crisis while attending the institution. The policy may require the student to waive any privacy or confidentiality privilege granted to him under law and related to mental health care if a crisis were to arise and the points of contact were to be notified.

Patron - Filler-Corn

[C]HB815 University-related foundation funds; University of Virginia; Virginia Freedom of Information Act. Provides that if the University of Virginia uses funds from one of its affiliated foundations to pay for costs incurred by the University in relation to the enforcement of the Virginia Freedom of Information Act, the foundation shall provide a list of its donors for the prior three years to the University. The University shall disclose this list to any party upon request and shall make no attempt to withhold it.

Patron - Marshall, R.G.

[C]HB816 University-related foundation funds; Virginia Freedom of Information Act. Provides that if a Virginia college or university uses funds from one of its affiliated foundations to pay for costs incurred by the college or university in relation to the enforcement of the Virginia Freedom of Information Act, the foundation shall provide a list of its donors for the prior three years to the college or university. The college or university shall disclose this list to any party upon request and shall make no attempt to withhold it.

Patron - Marshall, R.G.

[C]HB817 Use of general fund appropriations; Virginia Freedom of Information Act. Provides that a Virginia college or university may only use funds appropriated to it from general fund revenues, and not from any other source, to pay for any costs incurred by the college or university in relation to the enforcement of the Virginia Freedom of Information Act.

Patron - Marshall, R.G.

[C]HB818 Use of general fund appropriations; Virginia Freedom of Information Act. Provides that the University of Virginia may only use funds appropriated to it from general fund revenues, and not from any other source, to pay for any costs incurred by the University in relation to the enforcement of the Virginia Freedom of Information Act.

Patron - Marshall, R.G.

[C]HB1207 Right of students to assert conscientious objection to any requirement of an academic degree program in an institution of higher education; liability. Provides that no public or private institution of higher learning may penalize or deny academic credit to a student because he refuses to perform academic coursework because it would force him to violate a sincerely held religious belief. The bill also provides that the State Council of Higher Education for Virginia shall not recognize any accrediting agency that takes any adverse action against an institution of higher learning that exempts students from academic coursework for such reason. The Attorney General or any student, prospective student, or former student aggrieved under the bill may bring a civil action against the institution of higher learning, the State Council of Higher Education for Virginia, or the relevant accrediting agency for damages, injunctive and declaratory relief, and any other relief authorized by law and may be entitled to reasonable attorney fees.

Patron - Pogge

[C]SB137 Gunston Hall; administration. Clarifies that, consistent with existing law, any administrative head of Gun-

ston Hall, the home of George Mason bequeathed to the Commonwealth by a former owner, is appointed by the Governor to serve at his pleasure. Additionally, the Board of Visitors of Gunston Hall shall appoint a Board of Advisors to assist in its fulfillment of reporting responsibilities set out in the deed of gift regarding the management of Gunston Hall.

Patron - Puller

[C]SB372 State Board for Community Colleges; mental health services. Requires the State Board for Community Colleges to develop standards and policies directing community colleges to adopt, incrementally and as resources become available, a mental health services action plan.

Patron - Barker

[C]SB605 Eligibility for in-state tuition; military personnel. Provides that, for current and former military personnel and their dependents, the intent to attend a public institution of higher education in the Commonwealth is sufficient for the purpose of establishing domiciliary intent and determining eligibility for in-state tuition rates.

Patron - McWaters

[C]SB624 Institutions of higher education; suicidal students. Requires public institutions of higher education to notify parents any time the institution receives notification from any source that a student may be suicidal, to the extent permitted by the federal law.

Patron - Petersen

Elections

Passed

[P]HB9 Voter identification requirements; provisional ballots. Eliminates the provision that allows a voter to sign a sworn statement that he is the named registered voter he claims to be in lieu of showing identification. The bill allows the voter without identification to vote an official ballot if he is recognized and acknowledged by an officer of election. Otherwise a voter without identification will be offered a provisional ballot that will be reviewed by the electoral board at its meeting on the day following the election. The voter may submit a copy of one of the required forms of identification to the electoral board in person or by facsimile, electronic mail, or other means. The bill expands the list of acceptable forms of identification to include a valid student identification card issued by a Virginia four-year institution of higher education and certain other documents that show his name and address. Any voter whose name is marked on the pollbook as having already voted will be allowed to vote only by a provisional ballot. The bill is identical to SB 1.

Patron - Cole

[P]HB13 Elections; redistricting local districts; prison populations. Provides that the local governing body may exclude from its calculations in drawing local districts for decennial redistricting the population of certain adult correctional facilities. The bill includes federal and regional, as well as state, adult correctional facilities and allows the exclusion of the facility population if it exceeds 12 percent of the ideal population of an election district for the locality.

Patron - Ingram

[P]HB21 Elections; polling place requirements. Permits a polling place for a county precinct to be located in a city

wholly contained within the county on property owned by the county.

Patron - Landes

[P]HB37 Paid and volunteer officers of election. Provides that an officer of election may waive compensation and serve as an unpaid volunteer officer. Unpaid volunteer officers shall have the qualifications and fulfill the requirements applicable to paid officers.

Patron - Cole

[P]HB38 Absentee voting; duties of general registrar and electoral board. Broadens the type of certification of mailing permitted when sending absentee ballot materials to include certification of expedited mailing or delivery by commercial delivery providers as well as the United States Postal Service.

Patron - Cole

[P]HB56 Voter registration applications; protection of residence address information. Adds active and retired federal and Virginia justices and judges and attorneys employed by the United States Attorney General or Virginia Attorney General to the list of persons whose residence addresses may be replaced by a post office box address on publicly available registration and elections documents.

Patron - Cole

[P]HB57 State Board of Elections and general registrars; duties with respect to voter registration. Provides that the State Board shall distribute the alphabetical lists of registered voters in each precinct to each county, city, and town at least 16, rather than 10, days before an election to give more time for local review. The bill also provides that the general registrar shall process the State Board's most recent list of convicted felons within 21 to 14 days before an election, cancel the registration of any registered voter shown to be a felon, and notify the registered voter of the cancellation.

Patron - Cole

[P]HB60 Illegal voting and registrations; write-in absentee ballots. Clarifies that the prohibition against voting more than once in one election does not apply to military and overseas voters entitled to vote a federal write-in absentee ballot who may send in both the write-in ballot and a state absentee ballot. If both ballots are received prior to the close of the polls, the state ballot will be the one counted. This bill is identical to SB 283.

Patron - Cole

[P]HB63 Elections; provisional ballots; electoral board meetings. Provides that the meeting of the electoral board on the day or days following an election is open only to authorized party and candidate representatives, the persons who cast the provisional ballots with their representatives or legal counsel, and the staff and legal counsel for the electoral board. The bill also specifies that the party and candidate representatives attend as observers and not as participants.

Patron - Cole

[P]HB251 Congressional districts. Redraws the boundaries of the 11 congressional districts.

Patron - Bell, Robert B.

[P]HB319 Conduct of elections; observers. Requires observers to respect the area around voters and secrecy of the ballot. The bill is identical to SB 537.

Patron - Ingram

HB332 Campaign Finance Disclosure Act; general provisions applicable to penalties. Provides that the Act's requirements for filing timely and complete statements and reports remain in full force and effect notwithstanding any pending investigation into activities of any candidate campaign committee, political committee, or participant in the committee.

Patron - Villanueva

HB417 Elections; polling places; prohibited campaign area. Provides that the requirement to provide an area of 40 feet from the entrance to a polling place applies to the entrance to a polling place contained within a structure. Campaign activities may be allowed by the local electoral board within the structure so long as the prohibited campaign area is enforced within 40 feet of the entrance to the polling place.

Patron - Watts

HB623 Elections, administrative matters, and duties of the electoral board and general registrar. Provides for certain administrative efficiencies: permits general registrar to administer oath to voting equipment custodians; clarifies method to give notice of change in location of general registrar's office; modernizes procedures to give public notice of registration times and primaries; and permits absentee ballot envelopes to be opened before election day so long as the ballots are placed in a secure ballot container and no count is initiated. This bill is identical to SB 566.

Patron - Cole

HB736 Primary schedule in 2012. Moves the June 12, 2012, primary date to August 7, 2012, in response to the 2012 redistricting process and adjusts various deadlines for filings and election preparations to accommodate the new primary date. The bill also authorizes the State Board of Elections to adjust dates and deadlines (other than the primary and election dates) if necessary to complete the Voting Rights Act Section 5 preclearance process. The bill will not take effect if this year's congressional redistricting plan is cleared for implementation under the Voting Rights Act by April 3, 2012, and the usual June primary date will be in effect. The bill provides that timely filings of forms, petitions, and receipts for the June primary will be valid for the August 7 primary and includes protections for the current petition process. The bill contains an emergency clause. The act will expire January 1, 2013.

Patron - Jones

HB881 Political campaign advertisements; disclosure requirements. Requires print advertisements to contain sufficient space to display the required disclosure statement in a minimum font size of seven point and provides that an electronic advertisement without sufficient space may meet the disclosure requirement by a link that takes the viewer to a page showing the disclosure statement.

Patron - Sickles

HB946 Political action committees; campaign finance filings. Requires any political action committee that files its statement of organization on or after August 15 and before the November election day in any odd-numbered year to file a campaign finance report for the committee's activities during that year with its statement of organization and to file reports within 24 hours of receiving any contribution of \$500 or more during the period between October 1, or the date of filing its statement of organization if after October 1, and the election day. Currently, only political action committees that file a statement of organization on or after October 1 and before the November election day in any odd-numbered year are subject to this additional reporting requirement.

Patron - Bell, Robert B.

HB974 Campaign finance disclosure reports; custody and copying. Requires the State Board of Elections to replace in campaign finance disclosure reports the residence address of certain protected voters, such as law-enforcement officers, with the post office box address such protected voters may provide to be shown on public voter documents in lieu of their residence address, if requested to do so by any such protected voter.

Patron - Bell, Robert B.

HB1007 Voter registration; Department of Motor Vehicles. Provides for cooperation between the Department of Motor Vehicles and the State Board of Elections in the prompt transmittal of voter registration applications and change of address information from DMV offices to SBE and the general registrars.

Patron - Ramadan

HB1118 Elections; persons eligible to obtain lists of persons voting at primaries and elections. Allows access to the lists for all political purposes by members of the public and nonprofit organizations as well as by candidates, elected officials, and political party chairmen.

Patron - Ingram

HB1133 Candidate petitions in primaries and general elections. Provides that candidate petitions in primaries and general elections must be witnessed by a legal resident of the Commonwealth who attests that he is not a minor or a felon whose voting rights have not been restored. Current law requires that the petition witness must be eligible to vote for the office for which the petition is being circulated. The bill also provides that presidential candidates are eligible to witness their own petitions. The bill contains an emergency clause. The bill is identical to SB 613.

Patron - Cole

HB1151 Petition requirements for candidates for statewide offices. Provides that the petition requirement for statewide office candidates of 400 signatures from each congressional district may be met on the basis of the existing congressional districts if the new decennial congressional redistricting plan has not been enacted and approved for implementation under § 5 of the Voting Rights Act before January 1 of the election year. The bill further provides that references to the usual June primary date in a petition will not be cause to invalidate the petition if the primary date is altered by law. The bill contains an emergency clause.

Patron - Cole

SB1 Voter identification requirements; provisional ballots. Eliminates the provision that allows a voter to sign a sworn statement that he is the named registered voter he claims to be in lieu of showing identification. The bill allows the voter without identification to vote an official ballot if he is recognized and acknowledged by an officer of election. Otherwise a voter without identification will be offered a provisional ballot that will be reviewed by the electoral board at its meeting on the day following the election. The voter may submit a copy of one of the required forms of identification to the electoral board in person or by facsimile, electronic mail, or other means. The bill expands the list of acceptable forms of identification to include a valid student identification card issued by a Virginia four-year institution of higher education and certain other documents that show his name and address. Any voter whose name is marked on the pollbook as having already voted will be allowed to vote only by a provisional ballot. The bill incorporates SB 55. The bill is identical to HB 9.

Patron - Martin

[P]SB57 Absentee voting. Provides for an interval of at least five days after a person registers in person to vote before his absentee ballot application can be processed and includes an exception for military and overseas voters.
Patron - Obenshain

[P]SB283 Illegal voting and registrations; write-in absentee ballots. Clarifies that the prohibition against voting more than once in one election does not apply to military and overseas voters entitled to vote a federal write-in absentee ballot who may send in both the write-in ballot and a state absentee ballot. If both ballots are received prior to the close of the polls, the state ballot will be the one counted. This bill is identical to HB 60.
Patron - Smith

[P]SB385 Campaign finance; prohibited interest payments on certain loans to candidate campaign committees. Provides that a campaign committee shall not pay interest on any loan to the committee made by the candidate or by a member of his immediate family. The bill contains a civil penalty.
Patron - McEachin

[P]SB536 Absentee voting; unused, lost, and defaced ballots. Requires persons who appear at their polling place or the central absentee voter precinct on election day and who had returned an unused or spoiled absentee ballot prior to election day to cast a provisional ballot, rather than an official ballot, at the polling place or precinct. Such persons may vote an official ballot if they bring the unused or spoiled ballot with them on election day.
Patron - Martin

[P]SB537 Conduct of elections; observers. Requires observers to respect the area around voters and secrecy of the ballot. The bill is identical to HB 319.
Patron - Martin

[P]SB565 Elections; military and overseas voters. Adopts the Uniform Military and Overseas Voters Act, with modifications, to promote uniformity of treatment and improved administration of election laws for military and overseas voters.
Patron - Martin

[P]SB566 Elections, administrative matters, and duties of the electoral board and general registrar. Provides for certain administrative efficiencies: permits general registrar to administer oath to voting equipment custodians; clarifies method to give notice of change in location of general registrar's office; modernizes procedures to give public notice of registration times and primaries; and permits absentee ballot envelopes to be opened before election day so long as the ballots are placed in a secure ballot container and no count is initiated. This bill is identical to HB 623.
Patron - Martin

[P]SB613 Candidate petitions in primaries and general elections. Provides that candidate petitions in primaries and general elections must be witnessed by a legal resident of the Commonwealth who attests that he is not a minor or a felon whose voting rights have not been restored. Current law requires that the petition witness must be eligible to vote for the office for which the petition is being circulated. The bill also provides that presidential candidates are eligible to witness their own petitions. The bill contains an emergency clause. The bill is identical to HB 1133.
Patron - Edwards

[P]SB663 Elections; persons permitted to vote; identification requirements. Adds concealed handgun permits to the list of acceptable forms of identification to vote or when challenged.
Patron - Smith

Failed

[F]HB36 Primary elections; costs. Provides that the political party shall pay the costs of the primary. The bill provides that the party must post bond in advance of the primary to cover those costs. Currently the costs of the primary are paid by the localities. The bill will take effect January 1, 2013.
Patron - Cole

[F]HB61 Elections; solicitation of absentee ballot applications or ballots. Makes it unlawful for anyone to solicit, in person, absentee ballot applications or ballots from individuals in any hospital, nursing home, or assisted living facility. The prohibition does not apply to family members or to general or assistant registrars, electoral board members, or their staffs. A violation of the section is a Class 1 misdemeanor under § 24.2-1017. This bill is identical to SB 63.
Patron - Cole

[F]HB64 Elections; assistance to voters. Makes it unlawful for anyone to assist more than two persons in the casting of in-person or absentee ballots in one election. This prohibition does not apply to general or assistant registrars, electoral board members, their staffs, or officers of election. A violation of the section is a Class 1 misdemeanor under § 24.2-1017.
Patron - Cole

[F]HB157 Elections; party identification on ballots; local elections. Extends to local elections the requirement that ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 374, HB 769, and HB 931 and SB 56, SB 252, and SB 275.
Patron - Greason

[F]HB198 Voter registration at offices of the Department of Motor Vehicles. Requires that a receipt be given to the person completing a voter registration form at a DMV office.
Patron - Lewis

[F]HB295 House of Delegates districts; technical adjustment. Changes district assignment of certain census blocks in Culpeper County from District 18 to District 30 in order to include all of the new East Fairfax Precinct in District 30. Both districts remain within one percent deviation from the ideal district population. The bill was incorporated into HB 259.
Patron - Scott, E.T.

[F]HB309 Elections; absentee voting. Provides that persons age 65 and older on the day of an election for which an absentee ballot is requested are entitled to vote absentee. The bill is identical to HB 669 and SB 187.
Patron - Crockett-Stark

[F]HB351 Elections; party identification on ballots; local elections. Gives candidates in local elections the option to be identified by party on the ballot. Currently, only federal, statewide, and General Assembly candidates who are nomi-

nated by a political party or in a primary are required to be identified by party on the ballot.

Patron - Cox, J.A.

[F]HB374 Elections; party identification on ballots; local elections. Extends to local elections the requirement that ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 157, HB 769, and HB 931 and SB 56, SB252, and SB 275.

Patron - Pogge

[F]HB515 Campaign finance; candidate campaign committees; investments. Authorizes the investment of campaign committee funds subject to the prudent investment standards applicable to Virginia Retirement System investments.

Patron - Purkey

[F]HB569 Elections; identification to register to vote and to vote. Requires the following: (i) posting notice of legally required voting qualifications and penalties for violations in at least two languages at all polling places; (ii) proof of citizenship with registration applications; and (iii) proof of identification to vote at the polls. Persons failing to provide proof of identification will be allowed to vote a provisional ballot. The bill provides that any person who is registered in Virginia as of January 1, 2013, is deemed to have provided satisfactory proof of citizenship and is not required to submit proof of citizenship; however, that privilege shall not be construed to affirm or deny whether such person is lawfully registered to vote in the Commonwealth. The act will take effect January 1, 2013.

Patron - Marshall, D.W.

[F]HB574 House of Delegates districts; technical adjustment. Changes district assignments of certain census blocks between Districts 14 and 16 in Pittsylvania County in order to place all of the new Keeling and Mt. Hermon Precincts in District 14 and all of the new East Blairs Precinct in District 16. Both districts remain within one percent deviation from the ideal district population. The bill was incorporated into HB 259.

Patron - Marshall, D.W.

[F]HB619 Convention to amend the United States Constitution; selection and participation of Virginia delegates. Provides for the selection by the General Assembly of delegates and alternates to attend the convention, for instructions to the delegates and alternates, for their oath to adhere to the instructions, for the appointment of observers, and for the power to recall delegates, alternates, and observers.

Patron - LeMunyon

[F]HB622 Elections; form of ballots; local elections. Authorizes any locality to provide for party identification of candidates for local offices who are nominated by a political party or in a primary. Currently, party identification on the ballot applies only to ballots for federal, statewide, and General Assembly elections.

Patron - LeMunyon

[F]HB628 Elections; voter registration; political party affiliation. Adds party affiliation to the information that an applicant is asked to provide when registering to vote. The applicant may choose to be listed as independent or undesignated. Voters registered prior to January 1, 2013, will be listed as undesignated unless they provide a political party affiliation or independent status in writing to the general registrar. Voters may change their party affiliation or status by written notice at

any time except during the period before an election when the registration records are closed. The bill does not change Virginia's present primary laws, and all registered voters remain eligible to participate in the primaries of any political party.

Patron - LeMunyon

[F]HB633 Senate and House of Delegates districts; technical adjustments. Changes district assignments of certain Isle of Wight County census blocks between Senate Districts 3, 14, and 18 and House of Delegates Districts 64 and 75 in order to follow current precinct boundaries. All Senate districts remain within two percent deviation and both House of Delegates districts remain within one percent deviation from the respective ideal district populations.

Patron - Morris

[F]HB665 Lobbying and finance disclosure; disclosure of gifts and contributions. Provides that lobbyists' annual disclosure forms will be filed by November 1 complete through August 31, rather than July 1 complete through April 30, and requires General Assembly campaign committees to file special and immediate reports of campaign contributions of \$500 or more received between January 1 and the commencement of a regular session of the General Assembly.

Patron - Surovell

[F]HB669 Elections; absentee voting. Provides that persons age 65 and older on the day of an election for which an absentee ballot is requested are entitled to vote absentee. The bill is identical to HB 309 and SB 187.

Patron - Surovell

[F]HB670 Voter registration; Department of Motor Vehicles; changes of address. Provides that a copy of the change of address form used to change the address on a driver's license or special identification card made at a DMV office or by electronic or other means shall be forwarded promptly by the Department of Motor Vehicles to the State Board of Elections. The State Board will forward the change form to the appropriate general registrar for verification in accordance with State Board instructions.

Patron - Surovell

[F]HB769 Elections; party identification on ballots; local elections. Extends to local elections the requirement that ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 157, HB 374, and HB 931 and SB 56, SB 252, and SB 275.

Patron - Landes

[F]HB786 Elections; absentee voting. Provides that qualified voters may vote absentee in person without providing an excuse or reason for not being able to vote in person on election day. The bill retains the present statutory list of specific reasons entitling a voter to cast an absentee ballot for those persons who vote absentee by mail. The bill is identical to SB 12.

Patron - Lopez

[F]HB808 Senate and House of Delegates districts; technical adjustments. Changes district assignments of certain Loudoun County census blocks between Senate Districts 13 and 33 and House of Delegates Districts 10, 32, 33, 67, and 87 in order to follow new precinct boundaries. Both Senate districts remain within two percent deviation and all House of Delegates districts remain within one percent deviation from

the respective ideal district populations. The bill was incorporated into HB 259.

Patron - May

[F]HB828 Elections; voter integrity and identification provisions. Requires the following steps to emphasize integrity in the voting process: (i) posting notice of legally required voting qualifications and penalties for violations in at least two languages at all polling places; (ii) requiring proof of citizenship with registration applications; and (iii) requiring a copy of proof of identification be submitted for in-person and absentee voting. The bill provides that any person who is registered in Virginia as of January 1, 2013, is deemed to have provided satisfactory proof of citizenship and is not required to submit proof of citizenship; however, that privilege shall not be construed to affirm or deny whether such person is lawfully registered to vote in the Commonwealth. The act will take effect January 1, 2013.

Patron - Marshall, R.G.

[F]HB831 Nonpartisan Redistricting Commission created. Establishes a seven-member temporary commission to prepare redistricting plans in 2021 and each 10th year thereafter for the House of Delegates, state Senate, and congressional districts. Appointments to the Commission shall be made by majority vote of the Supreme Court of Virginia from a list of retired judges who have indicated their willingness to serve on the Commission. The Commission will prepare plans and submit them as bills to the General Assembly. The General Assembly shall then proceed to act on the bills in the usual manner. The bill provides for Commission comments on plans as they change in the legislative process. The bill also spells out the standards and process to be followed by the Commission in preparing plans, including limitations on the use of political data and opportunities for public comment on the plans.

Patron - Carr

[F]HB838 House of Delegates districts; technical adjustment. Changes district assignments of certain census blocks between Districts 47 and 49 in Arlington County in order to coordinate polling places with precincts. Both districts remain within one percent deviation from the ideal district population. The bill was incorporated into HB 259.

Patron - Hope

[F]HB895 Voter registration; accompanying documentation. Requires proof of U.S. citizenship and residence and photo ID to register to vote in person, by mail, and through DMV and assistance agencies.

Patron - Albo

[F]HB907 House of Delegates districts; technical adjustment. Changes district assignments of certain census blocks between Districts 10 and 33 in Clarke County in order to eliminate a split of a new precinct. District 10 will have a deviation of 1.1 percent from the ideal district population.

Patron - Minchew

[F]HB931 Elections; party identification on ballots; local elections. Extends to local elections the requirement that ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 157, HB 374, and HB 769 and SB 56, SB 252, and SB 275.

Patron - Lingamfelter

[F]HB1047 Elections; hours polls are open. Authorizes any county or city by ordinance to extend the hours polls

are open for voting by one hour from 6:00 a.m. to 8:00 p.m. rather than to 7:00 p.m.

Patron - Keam

[F]HB1051 Primary elections; voter registration by political party. Adds party affiliation to the information that an applicant is asked to provide when registering to vote. The applicant may indicate that he is an independent. Voters registered prior to January 1, 2013, will be designated as independent unless they provide a political party designation in writing to the general registrar. Voters may change their party affiliation or independent status by written notice at any time before the registration records are closed prior to an election. The state party chairman of each political party must notify the State Board of Elections by January 31 of each year of the party rules governing who may participate in the party primary. The bill is identical to SB 62.

Patron - Anderson

[F]HB1066 Absentee voting; double voting. Makes it unlawful to notify a voter that his absentee ballot has been rejected until the polls have closed on the election day and prohibits the counting of any provisional ballot cast by a voter at a precinct if an absentee ballot cast by him in the same election has been rejected at the central absentee voter precinct.

Patron - Hugo

[F]HB1069 Primary elections; voter registration by political party. Adds party affiliation to the information that an applicant is asked to provide when registering to vote. The applicant may indicate that he is an independent. Voters registered prior to January 1, 2013, will be designated as independent unless they provide a political party designation in writing to the general registrar. Voters may change their party affiliation or independent status by written notice at any time before the registration records are closed prior to an election. The state party chairman of each political party must notify the State Board of Elections by January 31 of each year of the party rules governing who may participate in the party primary.

Patron - Hugo

[F]HB1084 Voter identification requirements; photo ID; provisional ballots. Requires photo ID at the polls. The bill eliminates the provision that allows a voter to sign a sworn statement that he is the named registered voter he claims to be in lieu of showing identification and provides instead for the voter to cast a provisional ballot if he cannot show identification.

Patron - Hugo

[F]HB1085 Persons entitled to register and vote. Provides that any person who registers to vote in the Commonwealth shall be deemed to be a resident of the Commonwealth for the purpose of being licensed to operate a motor vehicle in the Commonwealth. The bill also requires that any person registering to vote disclose on his application whether he is licensed to operate a motor vehicle in another state or country, and the general registrar shall send a list of all applicants so licensed to the Department of Motor Vehicles.

Patron - Hugo

[F]HB1131 Costs of elections. Requires cities and towns to pay the costs incurred by the State Board of Elections in administering local May elections.

Patron - Cole

[F]HB1171 Electoral college. Provides that the Commonwealth's votes in the electoral college shall be allocated by the popular vote statewide and in each congressional district. The candidates for President and Vice President who win the

popular statewide vote will receive the votes of the two statewide electors, and the candidates who win the popular vote in each congressional district will receive the vote of that district's elector. Maine and Nebraska allocate electoral college votes in this manner.

Patron - Watts

[F]HB1227 Presidential primaries. Prohibits a political party from requiring a loyalty oath or pledge to support the party's candidate as a condition to participate in the party's presidential primary.

Patron - Marshall, R.G.

[F]SB12 Elections; absentee voting. Provides that qualified voters may vote absentee in person without providing an excuse or reason for not being able to vote in person on election day. The bill retains the present statutory list of specific reasons entitling a voter to cast an absentee ballot for those persons who vote absentee by mail. The bill is identical to HB 786.

Patron - Howell

[F]SB55 Elections; voter identification requirements; absentee voting eligibility and procedures. Revises the list of items that a voter may show to prove identification at the polls. The bill adds to the list several items now allowed to prove the identity of first-time voters for federal elections who registered by mail: a copy of a current utility bill, bank statement, government check, or paycheck that shows the name and address of the voter. The bill deletes the provision that allows a voter to sign a sworn statement that he is the named registered voter he claims to be in lieu of showing identification and provides instead for the voter to cast a provisional ballot if he cannot provide a required form of identification. The bill was incorporated into SB 1.

Patron - Obenshain

[F]SB56 Elections; party identification on ballots; local elections. Extends to local elections the requirement that ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 157, HB 374, HB 769, and HB 931 and SB 252 and SB 275.

Patron - Obenshain

[F]SB62 Primary elections; voter registration by political party. Adds party affiliation to the information that an applicant is asked to provide when registering to vote. The applicant may indicate that he is an independent. Voters registered prior to January 1, 2013, will be designated as independent unless they provide a political party designation in writing to the general registrar. Voters may change their party affiliation or independent status by written notice at any time before the registration records are closed prior to an election. The state party chairman of each political party must notify the State Board of Elections by January 31 of each year of the party rules governing who may participate in the party primary. The bill incorporates SB 244. The bill is identical to HB 1051.

Patron - Stanley

[F]SB63 Elections; solicitation of absentee ballot applications or ballots. Makes it unlawful for anyone to solicit, in person, absentee ballot applications or ballots from individuals in any hospital, nursing home, or assisted living facility. The prohibition does not apply to family members or to general or assistant registrars, electoral board members, or their staffs. A violation of the section is a Class 1 misdemeanor under § 24.2-1017. This bill is identical to HB 61.

Patron - Stanley

[F]SB134 County precincts; separate precinct for certain towns. Requires a county to establish a separate county precinct for any town entirely surrounded by a combination of a United States armed forces base and water.

Patron - Puller

[F]SB187 Elections; absentee voting. Provides that persons age 65 and older on the day of an election for which an absentee ballot is requested are entitled to vote absentee. The bill is identical to HBs 309 and 669.

Patron - Miller, J.C.

[F]SB188 Absentee voting; application by electronic mail or other electronic means. Provides that the State Board of Elections shall implement a system to accept absentee ballot applications electronically. Currently, an applicant may request and receive, but not submit, an absentee ballot application electronically. The bill further provides that any applicant for an absentee ballot may request that the ballot materials be sent to him by electronic transmission. The option for such electronic transmission is currently available only to military and overseas voters.

Patron - Miller, J.C.

[F]SB189 Virginia Redistricting Commission created. Establishes a five-member commission to prepare redistricting plans for the House of Delegates, state Senate, and congressional districts. Appointments to the Commission shall be made one each by the four majority and minority party leaders of the House and Senate. Those four appointees shall appoint the fifth member and chair of the Commission. If they cannot agree by a majority of at least three members, they shall submit the names of the two persons receiving the most votes to the Supreme Court of Virginia for the Court to select the chairman. The Commission will prepare plans and submit them as bills to the General Assembly. The General Assembly shall then proceed to act on the bills in the usual manner. The bill provides for Commission comments on plans as they change in the legislative process. The bill also spells out the standards and process to be followed by the Commission in preparing plans, including limitations on the use of political data and opportunities for public comment on the plans. The bill was incorporated into SB 446.

Patron - Miller, J.C.

[F]SB244 Primary elections; voter registration by political party. Adds party affiliation to the information that an applicant is asked to provide when registering to vote. The applicant may indicate that he is an independent. The bill requires the State Board of Elections, in September 2012, to notify all registered voters of the new party registration law and send them a return card to indicate their party affiliation or independent status. Voters may change their party affiliation or independent status by written notice at any time before the registration records are closed in advance of an election. The state party chairman must notify the State Board by January 31 of each year whether the party will close or open its primaries. Further, the bill (i) adds a requirement that primary candidate petitions must be signed by voters registered as members of the party conducting the primary, (ii) sets the required number of petition signatures at one percent of the number of voters registered as members of the party in the election district where the primary is being held, and (iii) allows an official political party to retain that status so long as at least 15 percent of the Commonwealth's registered voters are registered as members of that party. The bill was incorporated into SB 62.

Patron - Obenshain

[F]SB252 Elections; party identification on ballots; local elections. Extends to local elections the requirement that

ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 157, HB 374, HB 769, and HB 931 and SB 56 and SB 275.

Patron - Martin

[F]SB275 Elections; party identification on ballots; local elections. Extends to local elections the requirement that ballots identify the nominating political party for party candidates and identify independent candidates as such. Currently, this requirement applies only to federal, statewide, and General Assembly elections. The bill is identical to HB 157, HB 374, HB 769, and HB 931 and SB 56 and SB 252.

Patron - Smith

[F]SB276 Elections; method of nominating party candidates. Provides that the duly constituted authorities of the political party shall determine the method of nominating party candidates and deletes provisions giving incumbent officeholders the power in some cases to insist on a primary and, in the case of the General Assembly incumbents, the power to determine the method of nomination.

Patron - Smith

[F]SB282 Voter registration; cancellations. Requires the general registrar to confirm to the State Board of Elections the cancellation of registrations of persons reported to him to be deceased, to be disqualified for a felony conviction or adjudication of incompetency, to be a noncitizen, or to have moved from the jurisdiction or registered elsewhere.

Patron - Smith

[F]SB446 Bipartisan Redistricting Commission created. Establishes a seven-member temporary commission to prepare redistricting plans in each year ending in one for the House of Delegates, state Senate, and congressional districts. Appointments to the Commission shall be made one each by the four majority and minority party leaders of the House and Senate and by the state chairmen of the two major political parties. Those six appointees shall appoint the seventh member and chairman for the Commission. If they cannot agree, they shall submit the names of the two persons receiving the most votes to the Supreme Court of Virginia for the Court to select the chairman. The Commission will prepare plans and submit them as bills to the General Assembly. The General Assembly shall then proceed to act on the bills in the usual manner. The bill provides for Commission comments on plans as they change in the legislative process. It also spells out the standards and process to be followed by the Commission in preparing plans, including limitations on the use of political data and opportunities for public comment on the plans. The bill incorporates SB 189.

Patron - Vogel

[F]SB455 Congressional districts. Redraws the boundaries of the 11 congressional districts.

Patron - Vogel

[F]SB480 Senate districts; technical adjustments. Changes district assignments of certain Isle of Wight County census blocks between Senate Districts 3, 14, and 18 in order to follow current precinct boundaries. All Senate districts remain within two percent deviation from the ideal district population.

Patron - Lucas

[F]SB490 Senate districts; technical adjustment. Changes district assignments of certain census blocks between Senate Districts 15, 16, 18, and 20 in order to reduce split cur-

rent precincts and facilitate local administration of legislative elections. The bill was incorporated into SB 635.

Patron - Ruff

[F]SB491 Senate districts; technical adjustment.

Changes district assignments of certain census blocks between Districts 9, 10, and 16 in the City of Richmond in order to reunite three split precincts. All districts remain within two percent deviation from the ideal district population. The bill was incorporated into SB 635.

Patron - Watkins

[F]SB510 Elections and ballots. Allows write-in votes in primary elections. The bill contains an emergency clause.

Patron - Wagner

[F]SB538 Presidential primary; uncommitted option.

Allows a voter in a presidential primary to vote "uncommitted" where such vote indicates that the voter has no preference among the candidates on the ballot and does not want to commit delegates to vote for any particular candidate at the party's national convention.

Patron - Martin

[F]SB600 Senate districts; technical adjustment.

Changes district assignments of certain census blocks between Districts 17 and 24 in Culpeper County in order to reunite four current precincts that were split by the Senate plan. District 17 has a 2.1 percent deviation from the ideal district population.

Patron - Hanger

[F]SB636 Senate districts; technical adjustments.

Makes technical changes in Senate Districts 1, 2, 3, 4, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 25, 28, 29, 30, 33, 36, 37, and 39 in order to eliminate split voting precincts and otherwise facilitate administration of legislative elections by local officials. All districts remain within two percent deviation of the ideal population.

Patron - Obenshain

[F]SB669 Voter registration records. Requires general registrar to compare list of registered voters for his locality to the State Board of Elections comprehensive list of convicted felons, to cancel the registration of any registered voter shown to be a felon, and to notify the registered voter of the cancellation.

Patron - Garrett

Carried Over

[C]HB55 Primary dates; presidential primary. Provides that all primaries for offices to be filled at the November election in presidential election years shall be held on the date of the presidential primary. With respect to candidates for election in November of a presidential election year, the bill also lifts the requirement that petition signatures must be collected after January 1 of the presidential election year.

Patron - Cole

[C]HB59 Elections; persons entitled to place on ballot; compliance with campaign finance disclosure provisions. Provides that a candidate will not be entitled to have his name printed on the ballot unless he has filed all required campaign finance reports and satisfied all civil and criminal penalties imposed under the Campaign Finance Disclosure Act. The bill also creates a rebuttable presumption that candidates and committees have received the notices of campaign finance viola-

tions that were sent by certified mail, return receipt requested, by the State Board of Elections or local electoral boards.

Patron - Cole

[C]HB168 Campaign finance; final disposition of surplus funds by General Assembly members. Requires any member of the General Assembly who leaves office for any reason to file his final campaign finance report and disburse all surplus funds within six months of leaving office. A member with campaign debts at the time of leaving office is required to file the final report within six months of leaving office or within two months of repaying the debts, whichever time is later.

Patron - Cosgrove

[C]HB259 House of Delegates districts; technical adjustments. Makes technical changes in House of Delegates Districts 2, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, 25, 26, 29, 30, 31, 32, 33, 42, 43, 44, 45, 47, 49, 50, 51, 52, 55, 59, 60, 64, 67, 75, 87, and 99 in order to eliminate split voting precincts and otherwise facilitate administration of legislative elections by local officials. All districts remain within one percent deviation of the ideal population. The bill incorporates HB 295, HB 574, HB 808, and HB 838.

Patron - Cole

[C]HB850 Appointment, compensation, and offices of general registrars. Provides that all general registrars shall serve on a full-time basis. The bill takes effect on enactment of an appropriation to effectuate its purposes. The bill is identical to SB 465.

Patron - O'Quinn

[C]HB930 Uniform Military and Overseas Voters Act. Adopts the Uniform Military and Overseas Voters Act to promote uniformity of treatment and improved administration of election laws for military and overseas voters.

Patron - Lingamfelter

[C]HB1036 Primary elections expenses. Gives local electoral boards authorization to establish procedures for political party committee elections on the primary date and at other times.

Patron - Helsel

[C]HB1055 Voter registration; return of voter registration applications. Allows military and overseas voters to return a completed mail voter registration application by fax in accordance with instructions of the State Board of Elections.

Patron - Anderson

[C]HB1057 Elections; military and overseas voters. Improves registration and absentee voting procedures for military and overseas voters; includes authorization for pilot programs for secure electronic ballot delivery and other reforms.

Patron - Anderson

[C]HB1132 Elections and ballots. Allows write-in votes in primary elections when the duly constituted political party authorities have authorized write-in votes.

Patron - Cole

[C]SB82 Absentee voting; military and overseas voters. Directs the State Board of Elections to provide instructions and procedures for the submission of ballots from military and overseas voters by fax or other electronic means.

Patron - McWaters

[C]SB139 County precincts; separate precinct for certain towns. Requires a county to establish a separate county

precinct for any town entirely surrounded by a combination of a United States armed forces base and water.

Patron - Puller

[C]SB207 Elections; emergencies; extension of polling hours. Provides for a court-ordered extension of polling hours in emergency situations and situations that interfere with the ability of voters to travel to the polls. The bill provides that no extension shall exceed three hours, provides for notice by any petitioner for an extension to the other potential petitioners, and includes other restrictions on the court's discretion and the premature release of election results. The potential petitioners are the Secretary of the State Board of Elections and the state chairs of the political parties. The court will be a three-judge panel of the Virginia Supreme Court appointed by the Chief Justice.

Patron - Barker

[C]SB281 Elections; persons entitled to place on ballot; compliance with campaign finance disclosure provisions. Provides that a candidate will not be entitled to have his name printed on the ballot unless he has filed all required campaign finance reports and satisfied all civil and criminal penalties imposed under the Campaign Finance Disclosure Act.

Patron - Smith

[C]SB465 Appointment, compensation, and offices of general registrars. Provides that all general registrars shall serve on a full-time basis. The bill takes effect on enactment of an appropriation to effectuate its purposes. The bill is identical to HB 850.

Patron - Northam

[C]SB635 Senate districts; technical adjustments. Makes technical changes in Senate Districts 1, 2, 3, 4, 10, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 25, 28, 29, 30, 33, 36, 37, and 39 in order to eliminate split voting precincts and otherwise facilitate administration of legislative elections by local officials. All districts remain within two percent deviation of the ideal population. The bill incorporates SB 490 and SB 491.

Patron - Vogel

Eminent Domain

Passed

[P]HB1035 Eminent domain; lost profits and access. Provides definitions for the terms "lost profits" and "lost access" and how to determine the amount of just compensation, which includes lost profits and lost access resulting from the taking, that must be paid for property taken by eminent domain. The bill has a contingent effective date of January 1, 2013, provided that the voters approve an amendment to Section 11 of Article I of the Constitution of Virginia at the 2012 November election. This bill incorporates HB 597 and is identical to SB 437.

Patron - Joannou

[P]SB437 Eminent domain; lost profits and access. Provides definitions for the terms "lost profits" and "lost access" and how to determine the amount of just compensation, which includes lost profits and lost access resulting from the taking, that must be paid for property taken by eminent domain. The bill has a contingent effective date of January 1, 2013, provided that the voters approve an amendment to Sec-

tion 11 of Article I of the Constitution of Virginia at the November 2012 election. This bill is identical to HB 1035.

Patron - Obenshain

Failed

[F]HB597 Eminent domain; lost profits and access. Provides definitions for the terms "lost profits" and "lost access" and how to determine the amount of just compensation, which includes lost profits and lost access resulting from the taking, that must be paid for property taken by eminent domain. The bill has a contingent effective date of January 1, 2013, provided that the voters approve an amendment to Section 11 of Article I of the Constitution of Virginia at the 2012 November election. This bill was incorporated into HB 1035.

Patron - Crockett-Stark

Fiduciaries Generally

Passed

[P]HB677 Power of attorney; termination. Provides that an agent's authority under a power of attorney terminates by operation of law if either the agent or principal file an action for separate maintenance from the other or for custody or visitation of a child in common with the other.

Patron - Surovell

Failed

[F]HB125 Uniform Power of Attorney Act; violation; penalty. Provides that an agent under a power of attorney who violates the Uniform Power of Attorney Act with intent to defraud the principal and converts his principal's property is guilty of embezzlement.

Patron - Kilgore

[F]HB713 Power of attorney; embezzlement by agent; penalty. Emphasizes that an agent who violates the Uniform Power of Attorney Act with the intent to defraud the principal and who thereby converts funds or other property is guilty of embezzlement.

Patron - Kilgore

[F]SB422 Commissioners of accounts; certified public accountants. Provides that a certified public accountant may serve as a commissioner of accounts or as an assistant or deputy commissioner of accounts. Currently, only lawyers may serve in such positions.

Patron - Ruff

Carried Over

[C]SB108 Power of attorney; embezzlement by agent; penalty. Emphasizes that an agent who violates the Uniform Power of Attorney Act with the intent to defraud the principal and who thereby converts funds or other property is guilty of embezzlement.

Patron - Edwards

Financial Institutions and Services

Passed

[P]HB214 Credit unions; amendments to organizational documents. Clarifies the procedure for review by the Commissioner of Financial Institutions of proposed amendments to the articles of incorporation and bylaws of a credit union when the amendments would expand the credit union's field of membership. This bill is identical to SB 132.

Patron - Miller

[P]HB570 Mortgage loan originators; bona fide nonprofit organizations. Exempts employees of bona fide nonprofit organizations from licensing and registration requirements applicable to mortgage loan originators. The State Corporation Commission is directed to prescribe, by regulation, procedures and criteria to be used to determine whether an organization is a bona fide nonprofit organization. In doing so, the Commission shall consider criteria adopted by the Consumer Financial Protection Bureau or other federal agency with rulemaking authority under the Secure and Fair Enforcement for Mortgage Licensing Act. The measure includes technical changes. This measure is a recommendation of the Virginia Housing Commission. This bill is identical to SB 75.

Patron - Marshall, D.W.

[P]HB572 Owner financing for real property; licensing. Exempts persons who make loans or extend credit for any part of the purchase price of real property that the person owns from licensure requirements under the Nationwide Mortgage Licensing System and Registry. This bill is a recommendation of the Virginia Housing Commission. This bill is identical to SB 76.

Patron - Marshall, D.W.

[P]HB708 Bank-owned real estate. Repeals a provision that limits to 10 years the period that banks may hold real estate acquired in satisfaction of a debt previously contracted. The measure allows state banks to hold such property indefinitely without writing down the asset's value. This bill is identical to SB 121.

Patron - Kilgore

[P]HB1168 Trust institutions. Provides that a federal savings bank, with or without an office or a branch in Virginia, may engage in a trust business in the Commonwealth if it is supervised and regulated by the federal Comptroller of the Currency and is authorized to serve in a fiduciary capacity pursuant to federal law. The measure also clarifies similar existing provisions regarding the authority of national banks to engage in a trust business.

Patron - Merricks

[P]SB75 Mortgage loan originators; bona fide nonprofit organizations. Exempts employees of bona fide nonprofit organizations from licensing and registration requirements applicable to mortgage loan originators. The State Corporation Commission is directed to prescribe, by regulation, procedures and criteria to be used to determine whether an organization is a bona fide nonprofit organization. In doing so, the Commission shall consider criteria adopted by the Consumer Financial Protection Bureau or other federal agency with rulemaking authority under the Secure and Fair Enforcement for Mortgage

Licensing Act. The measure includes technical changes. This measure is a recommendation of the Virginia Housing Commission. This bill is identical to HB 570.

Patron - Watkins

[P]SB76 Owner financing for real property; licensing. Exempts persons who make loans or extend credit for any part of the purchase price of real property that the person owns from licensure requirements under the Nationwide Mortgage Licensing System and Registry. This bill is a recommendation of the Virginia Housing Commission. This bill is identical to HB 572.

Patron - Watkins

[P]SB121 Bank-owned real estate. Repeals a provision that limits to 10 years the period that banks may hold real estate acquired in satisfaction of a debt previously contracted. The measure allows state banks to hold such property indefinitely without writing down the asset's value. This bill is identical to HB 708.

Patron - Watkins

[P]SB124 Mortgage Lender and Mortgage Broker Act; criminal background checks. Conforms provisions of Virginia's laws regarding licensure of mortgage lenders and mortgage brokers to the practice of conducting criminal background checks through the Nationwide Mortgage Licensing System and Registry. The measure eliminates an existing provision that allows a mortgage lender's or mortgage broker's members, senior officers, directors, and principals to avoid a criminal background check during the licensing phase by acquiring a licensee after the license has been issued, and permits the Central Criminal Records Exchange to disclose criminal background information to the State Corporation Commission.

Patron - Watkins

[P]SB132 Credit unions; amendments to organizational documents. Clarifies the procedure for review by the Commissioner of Financial Institutions of proposed amendments to the articles of incorporation and bylaws of a credit union when the amendments would expand the credit union's field of membership. This bill is identical to HB 214.

Patron - Stanley

Failed

[F]HB315 Check cashers; customer identification; civil penalty. Requires a person conducting business as a check casher to make a copy of each item cashed and either the customer's valid identification document or thumbprint. Records for each transaction are required to be retained for a period of one year and to be made available to law-enforcement officials. A violation of these requirements is punishable by a civil penalty not to exceed \$200.

Patron - Ingram

[F]HB356 Check cashing fee information. Directs the State Corporation Commission's Bureau of Financial Information to conduct periodic surveys of banks, savings institutions, credit unions, and persons required to be registered as check cashers. The surveys are to collect information regarding the practices and fees of these institutions relating to their cashing of checks, drafts, and money orders. The Bureau is required to compile the check cashing fee information in a chart, table, or similar format. The Bureau is further directed to post the information on the Bureau's website and to make printed copies of the information available to persons requesting it.

Patron - McClellan

[F]HB414 Safe deposit boxes. Requires the bank or other entity renting a safe deposit box to permit limited access to the box by the spouse or next of kin of the deceased lessee of the box, a court clerk, or other interested person, to look for a will or other testamentary instrument. Currently, the lessor of the safe deposit box has the option of allowing entry for such purpose.

Patron - Watts

[F]HB725 Motor vehicle title loans, payday loans, and open-end credit plans; interest rate. Caps the rate of interest that may be charged on motor vehicle title loans, payday loans, and open-end credit plans at 36 percent per year.

Patron - Yancey

[F]SB28 Payday loans; permitted interest. Removes provisions of the Payday Loan Act that authorize lenders to charge a loan fee or verification fee, thereby limiting permissible charges on payday loans to simple interest at a maximum annual rate of 36 percent.

Patron - Locke

[F]SB98 Open-end loan plans; finance charges. Caps the finance charges and other charges and fees that may be imposed on extension of credit under certain open-end credit plans at an annual rate of 36 percent if the maximum amount that may be advanced under the plan does not exceed \$2,500. If the maximum amount that may be advanced exceeds \$2,500, the lender may impose finance charges and other charges and fees at such rates and in such amounts as the parties may agree.

Patron - Edwards

[F]SB186 Payday loans; permitted interest. Repeals provisions of the Payday Loan Act that authorize lenders to charge a loan fee or verification fee, thereby limiting permissible charges on payday loans to simple interest at a maximum annual rate of 36 percent.

Patron - Miller, J.C.

Fire Protection

Passed

[P]HB941 Issuance of fire investigation warrant; State Police arson investigators. Authorizes State Police arson investigators to obtain administrative warrants to investigate fires. Current law only authorizes fire marshals to obtain such warrants. This bill is identical to SB 133.

Patron - Lingamfelter

[P]HB1111 Fees for enforcement and appeals under Statewide Fire Prevention Code and Uniform Statewide Building Code. Defines the term "defray the cost" for purposes of fees authorized to be collected by a locality for costs for enforcement and appeals of the application of the Statewide Fire Prevention Code and the Uniform Statewide Building Code. Under the bill, the cost may include the fair and reasonable costs incurred for such enforcement during normal business hours, but shall not include overtime costs, unless conducted outside of the normal working hours established by the locality. The bill provides that it does not prohibit a private entity from conducting the inspections provided the private entity has been approved in accordance with the written policy of the fire official for the locality.

Patron - Greason

[P]HB1293 Statewide Fire Prevention Code; local inspection fee. Provides that no fee charged for the inspection of any place of religious worship designated as Assembly Group A-3 under the Fire Prevention code shall exceed \$50.
Patron - Spruill

[P]SB133 Issuance of fire investigation warrant; State Police arson investigators. Authorizes State Police arson investigators to obtain administrative warrants to investigate fires. Current law only authorizes fire marshals to obtain such warrants. This bill is identical to HB 941.
Patron - Stanley

Failed

[F]HB152 Statewide Fire Prevention Code insurance requirements for certain fireworks shows. Requires the Board of Housing and Community Development to amend the Statewide Fire Prevention Code so that insurance coverage for permit holders for consumer fireworks shows is capped at \$500,000.
Patron - Bell, Richard P.

Fisheries and Habitat of the Tidal Waters

Passed

[P]HB196 Haul seine nets. Requires a haul seine net that is longer than 1,000 yards and is anchored at one end to the shore and the other end mechanically drawn, without the aid of a boat or vessel, to have up to 400 feet of two-and one-half inch mesh.
Patron - Lewis

[P]HB238 Management of blue crabs. Limits the Marine Resources Commission's fisheries management authority in the Albemarle and Currituck watersheds to the recreational and commercial harvest of blue crab.
Patron - Knight

[P]HJ96 Atlantic States Marine Fisheries Commission; summer flounder harvest. Requests the Atlantic States Marine Fisheries Commission to allow Virginia's recreational fishermen to harvest summer flounder that are smaller than the current 17.5-inch minimum size limit.
Patron - Watson

[P]SB470 Combined fishing license. Removes references to specific dollar amounts currently charged for the freshwater and saltwater components of a combined sportfishing license and recognizes that the Department of Game and Inland Fisheries and the Marine Resources Commission currently have the authority to independently establish the price of each agency's component of the combined license.
Patron - Northam

Failed

[F]HB88 Menhaden harvest cap. Removes the provision that allows an adjustment for underages or overages in the annual harvest cap to be carried over to the next year's cap

limit. Currently, if a person harvests less than the 109,020 metric ton limit on taking menhaden, he can add the difference to his cap for next year's harvest. Conversely, if he exceeds the cap in any one year, he must reduce his harvest in the succeeding year by the amount of the overage of the preceding year.
Patron - Knight

[F]HB258 Commercial fishing piers; regulation of net fishing in the vicinity. Authorizes the Marine Resources Commission to raise the minimum distance permitted for net fishing in the vicinity of a commercial fishing pier from 300 yards to as much as 1,000 yards and to promulgate other regulations.
Patron - Stolle

[F]HB934 Bottomlands conveyed by special grant; trespass; proof. Establishes a presumption in a private civil action for trespass upon bottomlands alleged to have been conveyed by a special grant or compact that such bottomlands are owned by the Commonwealth. This presumption only applies in such an action and does not otherwise affect any person's property rights. The plaintiff may rebut this presumption by establishing his ownership by a preponderance of the evidence.
Patron - Lingamfelter

[F]HB1159 Possession of shark fins; penalty. Bans the possession, sale, offering for sale, trading, or distribution of shark fins, with certain exceptions for licensees and restaurants.
Patron - Sickles

Carried Over

[C]HB40 Standards for use of coastal primary sand dunes; exemption. Authorizes the Virginia Beach Wetlands Board to determine which structures or properties are in imminent danger from erosion or storm damage. If such structures or properties are found to be in imminent danger, the property owners will be able to erect or maintain protective bulkheads of a type, size and configuration approved by the Board. This is the same exemption from the Coastal Primary Sand Dunes and Beaches Act that applies to homes located in the Sandbridge Beach Subdivision.
Patron - Tata

[C]SB18 Fishery compact. Removes authorization for Virginia's membership in the Atlantic States Marine Fisheries Compact. The purpose of the Compact is to promote better utilization of the marine, shell, and anadromous fisheries of the Atlantic seaboard through the development of a joint program for the promotion and protection of such fisheries and by the prevention of the physical waste of the fisheries from any cause. If any state desires to remove itself from the Compact, it must send a six months' notice in writing to the member states of its intention to withdraw from the Compact.
Patron - Stuart

[C]SB466 Menhaden management. Authorizes the Marine Resources Commission to adopt regulations necessary to comply with Amendment 2 to the Atlantic States Marine Fisheries Commission Fishery Management Plan for Atlantic Menhaden.
Patron - Northam

[C]SB550 Public oyster beds on the seaside of the Eastern Shore; adjustment of boundaries. Instructs the Virginia Marine Resources Commission to adjust the boundaries of the public oyster beds on the seaside of the Eastern Shore using the

Baylor survey as a basis. The bill requires the Commission to make its procedures public and sets out the criteria that the Commission must address as it considers any adjustment to the boundaries of the public shellfish beds encompassed within the bill. The bill also instructs the Commission to include or exclude certain bottomlands from the adjusted boundaries and provides considerations for leasing of state-owned bottomlands.

Patron - Northam

Game, Inland Fisheries and Boating

Passed

[P]HB95 Bear hound training. Allows the training of dogs to hunt bears to occur from 4 a.m. until 10 p.m. Currently, the training of dogs to hunt bears is limited to one-half hour before sunrise until four and one-half hours after sunset. This bill is identical to SB 147.

Patron - Wilt

[P]HB175 Riparian blinds in Back Bay. Limits the placement of duck blinds by riparian landowners in Back Bay to the riparian owner's shoreline at the mean low water mark but allows blinds erected and licensed by riparian owners in 2011 to remain at their current locations.

Patron - Knight

[P]HB307 Fee for use of Department of Game and Inland Fisheries property. Waives a facility use permit fee that will be imposed by the Department of Game and Inland Fisheries on visitors to Rural Retreat Lake Park who are engaged in land-based recreational activity. The Department is planning to charge a fee, beginning January 1, 2012, for persons 17 years of age and older who do not have a valid Virginia fishing, hunting, or trapping license or a boat registered with the Department. The bill contains an emergency clause.

Patron - Crockett-Stark

[P]HB381 Motorboat registration. Changes the expiration date for motorboat registration from three years from the first day of the month in which it was issued to three years from the last day of the month in which it was issued.

Patron - Pogge

[P]HB538 Hunter education program. Requires the Board of Game and Inland Fisheries to establish at least one full-time hunter education coordinator position in each of the Department of Game and Inland Fisheries' administrative regions.

Patron - Orrock

[P]HB719 Special hunting and fishing license for disabled veterans. Allows a veteran who is permanently disabled due to a service-connected disability to obtain at no cost a combined hunting and freshwater fishing lifetime license, or a separate hunting or freshwater fishing lifetime license. This bill is identical to SB 528.

Patron - Yancey

[P]HB855 Nuisance species; coyotes and feral swine. Adds coyotes and feral swine to the definition of "nuisance species."

Patron - Yost

[P]HB880 Fishing licenses for partially disabled veterans. Establishes a special fishing license for resident and non-resident veterans who have a service-connected disability of at least 70 percent as rated by the U.S. Department of Veterans Affairs. The resident veterans will pay one-half the cost of the annual state resident basic fishing license and the nonresident veterans will pay one-half the cost of the state nonresident basic fishing license. Last year, a similar law was enacted that allowed partially disabled resident and nonresident veterans to obtain the basic hunting license at one-half the cost.

Patron - Sickles

[P]HB990 Authorization of nonlethal control measures against elk. Grants the Director of the Department of Game and Inland Fisheries the option to authorize nonlethal control measures against elk found to be responsible for damage. The current statute grants such an option with respect to bear only.

Patron - Morefield

[P]HB1119 Wake surfing. Allows persons to engage in the recreational activity of wake surfing.

Patron - Wright

[P]SB147 Bear hound training. Allows the training of dogs to hunt bears to occur from 4 a.m. until 10 p.m. Currently, the training of dogs to hunt bears is limited to one-half hour before sunrise until four and one-half hours after sunset. This bill is identical to HB 95.

Patron - Puckett

[P]SB528 Special hunting and fishing license for disabled veterans. Allows a veteran who is permanently disabled due to a service-connected disability to obtain at no cost a combined hunting and freshwater fishing lifetime license or a separate hunting or freshwater fishing lifetime license. This bill is identical to HB 719.

Patron - Garrett

Failed

[F]HB12 Reporting boating accident. Requires the operator of a vessel, if he is involved in an accident, to immediately report the accident to law enforcement and to notify the Department of Game and Inland Fisheries. An operator who fails to provide the appropriate notice and report of the accident is subject to a Class 3 misdemeanor. The law-enforcement officer who receives the notice from the vessel's operator is required to immediately report the collision, accident, or other casualty to the Department of Game and Inland Fisheries.

Patron - Edmunds

[F]HB118 Property damage due to boat accident; penalty. Punishes as a Class 6 felony any operator of a vessel who damages only property in a collision, accident or other casualty and who fails to (i) give his name, address and identification of the vessel in writing to the owner of the property that has been damaged; (ii) notify law enforcement; and (iii) file a report with the Department of Game and Inland Fisheries if the property damage is \$2,000 or more. Currently, the penalty for not complying with these requirements in the instance of an accident resulting in property damage is a Class 1 misdemeanor. The bill would continue to impose a Class 1 misdemeanor in circumstances where property damage is less than \$2,000.

Patron - Edmunds

[F]HB150 Conservation police officers. Requires the Board to adopt regulations that prohibit a conservation police

officer from hunting or fishing in those areas he is assigned to patrol.

Patron - Ransone

HB172 Hunting; knowingly trespassing while carrying a firearm; penalty. Prohibits hunting without permission or authority, while carrying a firearm, on land where the hunter knows a No Trespassing sign is posted or where the hunter should know entry is prohibited. In addition to being punishable by a fine of \$500 to \$1,000, a conviction for a violation allows the court trying the case to revoke the hunter's license for one year and to order the forfeiture of any weapon used in the violation.

Patron - Loupassi

HB311 Open season for hunting bear. Provides that when the Board of Game and Inland Fisheries establishes an open season for the hunting of bear any legal hunting method, including the use of dogs, may be used for the entire season.

Patron - Crockett-Stark

HB338 Authority to create separate special hunting licenses. Authorizes the Board of Game and Inland Fisheries to create separate special licenses for the hunting of bear, deer, and turkey.

Patron - Wilt

HB369 Hunting on Sundays. Allows any person to hunt on private lands on Sunday, with the permission of the owner of the land.

Patron - Webert

HB695 Penning of fox and coyote; penalty. Makes it a Class 1 misdemeanor for any person to erect or maintain an enclosure for the purpose of pursuing, hunting, or killing or attempting to pursue, hunt, or kill a fox or coyote with dogs. The bill also makes it a Class 1 misdemeanor to pursue, hunt, or kill or attempt to pursue, hunt, or kill a fox or coyote within such an enclosure with dogs.

Patron - Plum

HB921 Hunting on Sundays. Allows any person who has obtained a hunting license to hunt any wild bird or wild animal on Sundays.

Patron - Lingamfelter

HB989 Hunting on Sunday. Removes the prohibition against hunting on Sunday between the hours of 2:00 p.m. and sunset.

Patron - Morefield

HB1002 Hunting on Sunday. Allows any person to hunt or kill any wild bird or wild animal on Sunday, on private lands, in the Counties of Fairfax, Fauquier, Loudoun, and Prince William.

Patron - Ramadan

SB17 Conservation police officers. Changes the name of law-enforcement officers employed by the Department of Game and Inland Fisheries from conservation police officers to game wardens.

Patron - Stuart

SB26 Authority of conservation police officers. Clarifies that conservation police officers may not stop a person for the purpose of determining compliance with the laws, rules, and regulations of the Commonwealth or its localities without reasonable suspicion of criminal activity. The bill also repeals a section of the Code allowing conservation police officers to

inspect game and fish for the purposes of enforcing bag and creel limits without first making an arrest.

Patron - Stuart

SB151 Hunting on Sundays. Allows the hunting of wild birds or wild animals including nuisance species on Sundays (i) by a landowner or the landowner's immediate family on his property or by any person on private property with the written permission of the landowner and (ii) on the waters of the Commonwealth as authorized by the Board of Game and Inland Fisheries. However, a person is prohibited from hunting on Sunday within 250 yards of a place of worship or with the assistance of dogs. This bill was incorporated into SB 464.

Patron - Puckett

SB173 Hunting on Sundays. Allows the hunting of wild birds or wild animals including nuisance species on Sundays (i) by a landowner or the landowner's immediate family on his property or by any person on private property with the written permission of the landowner and (ii) on the waters of the Commonwealth as authorized by the Board of Game and Inland Fisheries. However, a person is prohibited from hunting on Sunday within 250 yards of a place of worship or with the assistance of dogs. This bill was incorporated into SB 464.

Patron - Petersen

SB464 Hunting on Sundays. Allows the hunting of wild birds or wild animals including nuisance species on Sundays (i) by a landowner or the landowner's immediate family on his property or by any person on private property with the written permission of the landowner and (ii) on the waters of the Commonwealth as authorized by the Board of Game and Inland Fisheries. However, a person is prohibited from hunting on Sunday within 250 yards of a place of worship or with the assistance of dogs. This bill incorporates SB 151, SB 173, and SB 512.

Patron - Northam

SB512 Hunting on Sundays. Allows the hunting of wild birds or wild animals including nuisance species on Sundays (i) by a landowner or the landowner's immediate family on his property or by any person on private property with the written permission of the landowner and (ii) on the waters of the Commonwealth as authorized by the Board of Game and Inland Fisheries. However, a person is prohibited from hunting on Sunday within 250 yards of a place of worship or with the assistance of dogs. This bill was incorporated into SB 464.

Patron - Wagner

Carried Over

HB8 Reporting of vessel accident; penalty. Requires any passenger 18 years of age or older who is a passenger in a vessel that is involved in an accident resulting in serious bodily injury or death and in which the operator has (i) failed to stop and render assistance, and (ii) failed to report the accident in accordance with procedures established by the Board of Game and Inland Fisheries to notify, within a reasonable time, a law-enforcement officer, conservation police officer, or an officer of the Virginia Marine Police. If such a report is not filed, the passenger is subject to a Class 3 misdemeanor. The bill contains technical amendments.

Patron - Edmunds

HB342 Designation of a person authorized to kill deer or bear damaging property. Permits a landowner or lessee whose property may be damaged by deer or bear to request that another person or persons be designated to kill such ani-

mals upon any written authorization to kill deer or bear that may be granted. The legislation instructs the Director of the Department of Game and Inland Fisheries to establish a website where a landowner may register property and establish hunting conditions and where a person may apply on a first-come, first-served basis to be designated on a written authorization to kill deer or bear damaging the property. The Director is required to pay the landowner at least half of the fee charged to the designated person.

Patron - Wilt

[C]HB1242 Dangerous wild animals. Makes it a Class 1 misdemeanor to privately possess, sell, transfer, or breed dangerous wild animals, which are identified by taxonomic classification. The bill would grandfather in the ownership of any existing lawful dangerous wild animals; however, the owner of such animals is required to meet certain conditions in order to maintain possession of the animals. The bill limits the possession of dangerous wild animals to certain types of entities and facilities. The legislation sets out the procedures to be followed in the impoundment and forfeiture of dangerous wild animals.

Patron - Peace

[C]HB1249 Duck blinds. Changes the dates for renewing a person's riparian duck blind license. For persons holding riparian duck blind license the time for obtaining a license is changed from the current period May 1 through June 15 to the period February 1 to August 15. The time for obtaining a non-riparian duck blind license is changed from the current July 1 through August 15 time frame to July 1 through September 15. The bill also requires the Department of Game and Inland Fisheries to notify persons holding a riparian or nonriparian duck blind license that their license will expire unless renewed by a certain date.

Patron - Lingamfelter

[C]SB25 Appointment of Director of Department of Game and Inland Fisheries. Removes the authority of the Board of Game and Inland Fisheries to appoint the Director of the Department, resulting in the Governor making the appointment.

Patron - Stuart

[C]SB176 Jurisdiction of the Department of Game and Inland Fisheries. Removes the jurisdiction to enforce fishing and boating laws in the waters of Back Bay and the inlets and navigable waters in the Tidewater counties and cities from the Department of Game and Inland Fisheries.

Patron - Stuart

[C]SB202 Penning of fox and coyote; penalty. Makes it a Class 1 misdemeanor for any person to erect or maintain an enclosure for the purpose of pursuing, hunting, or killing or attempting to pursue, hunt, or kill a fox or coyote with dogs. The bill also makes it a Class 1 misdemeanor to pursue, hunt, or kill or attempt to pursue, hunt, or kill a fox or coyote within such an enclosure with dogs.

Patron - Marsden

[C]SB477 Dangerous wild animals. Makes it a Class 1 misdemeanor to privately possess, sell, transfer, or breed dangerous wild animals. The bill would grandfather in the ownership of any existing lawful exotic animals; however, the owner of such animals is required to meet certain conditions in order to maintain possession of the exotic animals. The bill limits the possession of dangerous wild animals to facilities accredited by the Association of Zoos and Aquariums and bona fide sanc-

tuaries. The legislation describes the procedures to be followed in the seizure and care of dangerous wild animals.

Patron - Lucas

[C]SB683 Tick control; Sunday hunting of deer and permits for application of acaricides. Authorizes Sunday hunting of deer within the boundaries of any locality upon a finding by the governing body of that locality that tick-borne Lyme disease constitutes a serious threat to public health within the locality and that reduction in the number of deer in the locality is necessary to control the spread of Lyme disease, certification by the Department of Game and Inland Fisheries that there is an overabundance of deer in the locality, and enactment of an ordinance authorizing hunting of deer on Sundays by the governing body of such locality. This bill also directs the Department of Game and Inland Fisheries to develop a pilot program for the issuance of permits for the application of host-specific acaricides to deer via four-poster devices for the purpose of controlling the tick population and reducing the spread of tick-borne Lyme disease in Loudoun County.

Patron - Black

General Assembly

Passed

[P]HB45 General Assembly; continuance of case. Provides that the continuance as a matter of right that a party to a proceeding in any court or other tribunal may obtain if he, prior to or during the session of the General Assembly, has retained an attorney to represent him in such proceeding who is an officer, employee, or member of the General Assembly or an employee of the Division of Legislative Services also applies to an attorney who becomes an officer, employee, or member of the General Assembly or an employee of the Division of Legislative Services after such attorney is retained. The bill also provides that such a continuance may be obtained if the attorney retained is or becomes a member-elect of the General Assembly.

Patron - Habeeb

[P]HB79 Virginia Disability Commission; powers and duties; work groups; sunset. Provides that the Virginia Disability Commission shall establish work groups to assist the Commission in carrying out its powers and duties. Such work groups shall include work groups that focus on issues related to (i) housing and transportation, (ii) education and employment, (iii) publicly funded services, and (iv) such other issues as the Commission may deem necessary. The bill also repeals the sunset provision for the Commission, which is set to expire July 1, 2012. This bill incorporates HB 1229.

Patron - Orrock

[P]HB246 Sunset provisions on state tax credits. Prohibits any committee of the General Assembly from reporting a new state tax credit or renewing an existing state tax credit unless such bill contains an expiration date of not longer than five years from the effective date of the new or renewed state tax credit.

Patron - Cline

[P]HB349 Virginia War of 1812 Bicentennial Commission. Extends the time that the Commission may be funded upon the approval of the Joint Rules Committee, and provides that if the Commission is not funded by a separate appropria-

tion in the appropriation act for the 2014-2016 biennium, the Commission will sunset on July 1 of the fiscal year that it does not receive funding. This bill is a recommendation of the Virginia War of 1812 Bicentennial Commission.

Patron - Cox, M.K.

[P]HB739 Virginia College Savings Plan Oversight Act. Directs the Joint Legislative Audit and Review Commission (JLARC) to oversee and evaluate the Virginia College Savings Plan on a continuing basis. The bill requires JLARC and the Virginia College Savings Plan to make certain reports to the General Assembly. This bill is identical to SB 599.

Patron - Jones

[P]HB777 Joint Subcommittee to Evaluate Tax Preferences. Establishes the Joint Subcommittee to Evaluate Tax Preferences. The joint subcommittee is charged with overseeing the evaluation of Virginia's tax preferences. The joint subcommittee would consist of 14 legislative members: two members of the House Committee on Appropriations; six members of the House Committee on Finance; and six members of the Senate Committee on Finance. Members of the joint subcommittee will be appointed by the Speaker of the House of Delegates and the Senate Committee on Rules, respectively, upon the recommendation of the House and Senate Committee chairmen. The joint subcommittee must submit an annual executive summary of its work to the General Assembly and the Governor by the first day of each regular session of the General Assembly.

Patron - Landes

[P]HB810 Joint Commission on Transportation Accountability. Provides for staffing of the Commission by the Clerk's Office of the house of the General Assembly of which the Chairman is a member and the Division of Legislative Services, with technical support from the Joint Legislative Audit and Review Commission.

Patron - May

[P]SB395 Virginia Commission on the Centennial of Woodrow Wilson's Presidency. Amends the third enactment of Chapter 667 of the Acts of Assembly of 2010 to extend the Commission contingent upon the receipt of private funding by July 1, 2013. In the event the Commission is not funded by private funds, it will expire on July 1, 2013. This bill is a recommendation of the Virginia Commission on the Centennial of Woodrow Wilson's Presidency.

Patron - Hanger

[P]SB573 Disposal of unclaimed firearms; Capitol Police. Provides that the Division of Capitol Police may destroy unclaimed firearms or other weapons after the items have been in the possession of the Division for 60 days.

Patron - Carrico

[P]SB599 Virginia College Savings Plan Oversight Act. Directs the Joint Legislative Audit and Review Commission (JLARC) to oversee and evaluate the Virginia College Savings Plan on a continuing basis. The bill requires JLARC and the Virginia College Savings Plan to make certain reports to the General Assembly. This bill is identical to HB 739.

Patron - Hanger

[P]SB611 Signature for prefiled legislation. Allows for an electronic signature to be substituted for a handwritten signature on prefiled legislation as may be approved by each house in accordance with its rules and procedures. The legislation is set to sunset on July 1, 2014.

Patron - McDougle

Failed

[F]HB68 Bills referring to taxes. Prohibits the introduction of any bill that refers to a tax by any word other than "tax."

Patron - Marshall, R.G.

[F]HB146 Commission to Review the Effectiveness of Virginia's Tax Preferences; report. Establishes the Commission to oversee the evaluation of Virginia's tax preferences.

Patron - Toscano

[F]HB341 Auditor of Public Accounts; procurement of private accountants and auditing firms. Requires the Auditor of Public Accounts to procure the professional services of CPAs and auditing firms to carry out his duty to audit all the accounts of every state department, officer, board, commission, institution, or other agency handling any state funds, subject to the provision that the cost thereof shall not exceed such sums as may be available out of the appropriation provided by law for the conduct of his office.

Patron - Wilt

[F]HB390 General Assembly; creation of new regulatory program; study by the Board for Professional and Occupational Regulation. Provides that no bill that would result in the creation of a new regulatory program or a change in the level of regulation of a profession or occupation shall be considered in any session of the General Assembly unless the bill contains subsequent enactment clauses that (i) require the Board for Professional and Occupational Regulation to determine the need for the new regulatory program or change in the level of regulation and (ii) provide that the bill shall not become effective unless reenacted by the next legislative session immediately following the legislative session in which the bill was first enacted. The bill requires the Board for Professional and Occupational Regulation to submit a report of its findings to the chairmen of the standing committees having subject matter jurisdiction on or before December 1 of the year in which the bill was first enacted. The bill further provides that it only applies to a new regulatory program or a change in the level of regulation of a profession or occupation for which the Department of Professional and Occupational Regulation or a regulatory board within the Department is or would be responsible.

Patron - Gilbert

[F]HB447 General Assembly; general appropriation bills. Requires the Chairman of the House Appropriations Committee and the Chairman of the Senate Finance Committee to issue reports concurrently with the budget conference report that specifically identify (i) any nonstate appropriation, (ii) any item in the conference report that was not included in a general appropriation bill as passed by either the House or the Senate, and (iii) any item that represents legislation that failed in either house during the regular or a special session.

Patron - Toscano

[F]HB527 Virginia Slave Commission. Establishes the Virginia Slave Commission in the legislative branch of state government for the purpose of addressing contemporary political, economic, educational, and societal issues and public policies whose roots lie in the transatlantic slave trade. The Commission, among other things, must (i) identify the vestiges and assess the effects of the transatlantic slave trade on African Americans, the Commonwealth, and modern societal problems and public policies, (ii) explore and showcase the contributions of African Americans in building Virginia and the nation, (iii) determine the educational and economic value to the Common-

wealth of preserving sites and facilities of historic and archaeological significance to African American culture and contributions, and (iv) recommend feasible and appropriate options to resolve lingering societal problems whose roots lie in slavery.

Patron - McQuinn

HB612 Virginia Code Commission; public comment on revision, repeal, and recodification of Code sections. Requires the Virginia Code Commission to solicit public comment annually concerning titles and sections of the Code of Virginia that should be reviewed for revision, amendment, rearrangement, repeal, and recodification.

Patron - LeMunyon

HB666 General Assembly Conflicts of Interests Act; disclosure requirements. Requires the disclosure of any state tax credit on income taxes received by a member, a member of his immediate family, or a person with whom the member had a close financial association during the past 12 months.

Patron - Surovell

HB691 General Assembly Conflicts of Interests Act; disclosure requirements. Requires a member to file an addendum to his statement of economic interests within 30 days of receiving a gift with a value of \$1,000 or more. The requirement does not apply to gifts from relatives.

Patron - Plum

HB698 General Assembly; conference report on the budget; posting on the Internet. Provides that at least 48 hours prior to the vote of each house of the General Assembly, the Chairman of the House Committee on Appropriations and the Chairman of the Senate Committee on Finance shall cause to be posted on the General Assembly's website a copy of the report of the joint committee of conference on a general appropriation bill when the conference committee's work is completed.

Patron - Filler-Corn

HB776 Federal Oversight Commission. Creates the Federal Oversight Commission, consisting of seven legislative members representing the House of Delegates and the Senate, to meet twice a year with the United States Senate members of the Virginia Congressional Delegation, and to communicate with Virginia's members of the United States House of Representatives, to address public policy issues for which both federal and state policy makers have responsibility. The Commission will be funded the first year from the operating budgets of the House and Senate Clerks' offices, upon approval by the Joint Rules Committee, if the Commission fails to receive a separate appropriation. If the Commission fails to receive a separate appropriation in the subsequent years, it will sunset on July 1 of the year it fails to receive such funding. The Division of Legislative Services will provide staff support and other state agencies will provide technical assistance upon request.

Patron - Landes

HB936 Senate and House Committees on Standards of Conduct. Requires each house to establish a Committee on Standards of Conduct and expands the Committee from three to five members to include a retired justice or judge and an attorney experienced in ethics issues. The Committee is authorized to issue advisory opinions, which, like the opinions of the Attorney General, may be relied upon as a defense against charges of violations of the General Assembly Conflicts of Interests Act (§ 30-100 et seq. of the Code of Virginia).

Patron - Lingamfelter

HB1032 Sunset provisions on certain tax bills. Prohibits any committee of the General Assembly from reporting any bill that establishes, increases, or expands a state or local tax exemption, credit, deduction, or any other reduction in tax liability, unless the bill contains a sunset date not to exceed five years.

Patron - Englin

HB1229 Secretary of Health and Human Resources to convene a work group to develop a plan to address needs of Virginians with disabilities. Directs the Secretary of Health and Human Resources to convene a work group composed of various stakeholders to develop a plan for addressing housing and transportation needs of Virginians with disabilities. This bill was incorporated into HB 79.

Patron - Orrock

HB1260 General Assembly Conflicts of Interests Act; disclosure requirements. Requires prompt disclosure of gifts of travel with a value greater than \$500.

Patron - Englin

SB267 General Assembly; general appropriation bills. Requires the Chairman of the House Appropriations Committee and the Chairman of the Senate Finance Committee to issue reports concurrently with the budget conference report that specifically identify (i) any nonstate agency appropriation, (ii) any item in the conference report that was not included in a general appropriation bill as passed by either the House or the Senate, and (iii) any item that represents legislation that failed in either house during the regular or a special session.

Patron - Norment

SB348 Agency Effectiveness Review Commission. Establishes the Agency Effectiveness Review Commission to review state agencies on a five-year cycle and advise the General Assembly on the efficiency and effectiveness of such agencies.

Patron - McWaters

Carried Over

HB741 Public-Private Partnership Advisory Commission; powers. Authorizes the Public-Private Partnership Advisory Commission to review the detailed proposal for certain qualifying transportation facilities under the Public-Private Transportation Act of 1995 prior to the execution of an interim or comprehensive agreement by the responsible public entity. The bill sets out the time frames for review by the Commission. The bill also requires a public hearing on proposals during the proposal review period.

Patron - Jones

SB272 General Assembly; consideration of certain documents related to the budget bill or general appropriation act. Provides that no legislative action may be taken on (i) any committee amendment to the budget bill or general appropriation act, (ii) any conference committee report on the budget bill or general appropriation act, or (iii) any Governor's recommendation on the budget bill or general appropriation act until each such amendment, report, recommendation, or budget bill has been posted on the General Assembly's website for at least 72 hours. The bill provides that each house may vote by two-thirds majority to override the posting requirement.

Patron - Smith

General Provisions

Passed

[P]HB975 Public service corporations and companies; governmental utility corporation. Clarifies that (i) property may be taken by eminent domain by a public corporation for sanitary sewer, water and stormwater facilities, or transportation facilities and (ii) a government utility corporation (a county or municipality, or entity or agency thereof, that provides or operates specified authorized utility services) shall be considered to be acting as a public service corporation or public service company with regard to the provision of such authorized utility services for the purposes of any taking of private property by eminent domain in accordance with the Constitution of Virginia.

Patron - Bell, Robert B.

Failed

[F]HB833 State song. Designates "At Home in Virginia" by Evi Burgin as the state song of Virginia.

Patron - Carr

Carried Over

[C]SB661 State song. Designates "Shenandoah" as the official state song. The bill also contains a technical amendment.

Patron - Colgan

Health

Passed

[P]HB83 Mammograms; information on breast density. Requires the Board of Health to establish guidelines requiring licensed facilities or physicians' offices where mammography services are provided to (i) include information on breast density in mammogram letters sent to patients and (ii) in mammogram letters sent to patients who have dense breast tissue, include a notice containing information about the potential effects of dense breast tissue on mammograms and explaining that patients may wish to contact their physicians for additional information. This bill is identical to SB 544.

Patron - Orrock

[P]HB177 Health records privacy; disclosure to emergency medical services councils. Provides that health care providers shall disclose health information to a regional emergency medical services council when the health information and data will be used for purposes limited to monitoring and improving the quality of emergency medical services.

Patron - O'Bannon

[P]HB183 Medical assistance; coverage for certain children and pregnant women. Provides that the Board of Medical Assistance Services shall include a provision in the state plan for medical assistance services for medical assistance for otherwise eligible pregnant women during the first

five years of lawful residence in the United States. The bill also requires the Department of Medical Assistance Services to provide coverage under the Family Access to Medical Insurance Security (FAMIS) Plan for otherwise eligible children and pregnant women during the first five years of lawful residence in the United States. This bill is identical to SB 568.

Patron - O'Bannon

[P]HB184 Board of Medical Assistance Services; fraud investigators. Requires that at least two members of the Board of Medical Assistance Services be individuals with significant professional experience in the detection, investigation, or prosecution of health care fraud.

Patron - O'Bannon

[P]HB220 Home care organizations; licensure. Provides that no license to establish or operate a home care organization shall be issued to or renewed for any person who has been sanctioned pursuant to 42 U.S.C. § 1320a-7b, which relates to criminal penalties for certain acts involving federal health care programs.

Patron - Head

[P]HB269 Certificate of public need; process for review and approval of psychiatric and substance abuse services. Eliminates the requirement that a Request for Applications be issued before the Commissioner of Health may accept and consider applications for a certificate of public need for establishment of psychiatric or substance abuse treatment beds or services. The bill contains technical amendments.

Patron - Peace

[P]HB272 Death, marriage, or divorce records; when public. Reduces the time period after which death, marriage, divorce, or annulment records become public from 50 years to 25 years.

Patron - Peace

[P]HB330 Virginia Transplant Council. Authorizes the Virginia Transplant Council to hire its own employees and pay them with moneys from the Virginia Donor Registry and Public Awareness Fund. The bill eliminates language designating the Board of Health as the budgetary administrator for the operation and administration of the Council and provides that the Council, rather than the Board of Health on its behalf as in current law, will administer the Fund and may apply for, accept, and expend gifts, grants, and donations on its own behalf. The Board of Health will continue to have authority to apply for, accept, and expend gifts, grants, and donations on behalf of the Council.

Patron - Villanueva

[P]HB343 Virginia All-Payer Claims Database; creation. Establishes the Virginia All-Payer Claims Database system, in order to facilitate data-driven, evidence-based improvements in access, quality, and cost of health care and to improve the public health through understanding of health care expenditure patterns and operation and performance of the health care system. Entities that choose to submit claims data to the database shall do so pursuant to data use and submission agreements executed with the nonprofit organization that contracts with the Commissioner of Health for public health data needs. The bill also directs the Commissioner to develop a work group to study continuing health information needs in the Commonwealth. This bill is identical to SB 135.

Patron - O'Bannon

[P]HB399 Critical Congenital Cyanotic Heart Disease Screening Program. Directs the Department of Health to convene a work group to develop a plan for implementing a pro-

gram for screening infants born in the Commonwealth for critical congenital cyanotic heart disease.

Patron - Hope

[P]HB535 Certificate of public need; nursing home beds. Repeals requirements relating to relocation of certain nursing home beds and certificates of public need for certain nursing home beds. The bill requires the Department of Health, in consultation with stakeholders, to review existing statutory language and develop recommendations related to (i) acceptance of applications for relocation of nursing home beds without prior issuance of a Request for Applications and (ii) criteria and procedures for extensions of open admissions periods for continuing care retirement communities.

Patron - Orrock

[P]HB796 State Board of Health; guidelines for cleanup of residential property used as clandestine drug lab. Provides for the State Board of Health to establish guidelines for the cleanup of residential property formerly used as a clandestine methamphetamine laboratory.

Patron - Rush

[P]HB829 Virginia Immunization Information System; linkages to other VDH databases. Allows the Commissioner of Health to allow health care providers authorized to access the Virginia Immunization Information System to also access other information maintained by the Department of Health, including newborn screening records, newborn hearing screening records, and blood-lead level records.

Patron - Farrell

[P]HB1075 Hospital discharge; follow-up care. Requires hospitals to educate patients, and in certain circumstances their families, about follow-up care, treatment, and services upon discharge. The bill also requires community services boards to provide information to hospitals about alcohol and substance abuse services available to minors.

Patron - Hugo

[P]HB1231 Onsite sewage systems; inspections. Clarifies that if a licensed professional engineer or onsite soil evaluator does not inspect an onsite sewage system, the evaluation and design of which he certified, at the time of installation in a timely manner, or declines to certify that the installation was completed substantially in accordance with the evaluation and design, the owner may petition the Department of Health to inspect the installation and render a final case decision approving or disapproving the installation.

Patron - Orrock

[P]HB1274 Requirements for transferring a nursing home resident; workgroup. Creates a workgroup for the purposes of clarifying requirements and developing guidelines applicable to nursing homes when transferring or discharging a resident.

Patron - Hope

[P]SB135 Virginia All-Payer Claims Database; creation. Establishes the Virginia All-Payer Claims Database system, in order to facilitate data-driven, evidence-based improvements in access, quality, and cost of health care and to improve the public health through understanding of health care expenditure patterns and operation and performance of the health care system. Entities that choose to submit claims data to the database shall do so pursuant to data use and submission agreements executed with the nonprofit organization that contracts with the Commissioner of Health for public health data needs. The bill also directs the Commissioner to develop a

work group to study continuing health information needs in the Commonwealth. This bill is identical to HB 343.

Patron - Puller

[P]SB201 Hospital discharge; follow-up care. Requires hospitals to educate patients, and in certain circumstances their families, about follow-up care, treatment, and services upon discharge. The bill also requires community services boards to provide information to hospitals about alcohol and substance abuse services available to minors.

Patron - Marsden

[P]SB487 Certificate of public need program; annual report. Eliminates the requirement that the Commissioner of Health report annually to the Governor and the General Assembly on the status of Virginia's certificate of public need program.

Patron - Newman

[P]SB544 Mammograms; information on breast density. Requires the Board of Health to establish guidelines requiring licensed facilities or physicians' offices where mammography services are provided to (i) include information on breast density in mammogram letters sent to patients and (ii) in mammogram letters sent to patients who have dense breast tissue, include a notice containing information about the potential effects of dense breast tissue on mammograms and explaining that patients may wish to contact their physicians for additional information. This bill is identical to HB 83.

Patron - Edwards

[P]SB568 Medical assistance; coverage for certain children and pregnant women. Provides that the Board of Medical Assistance Services shall include a provision in the state plan for medical assistance services for medical assistance for otherwise eligible pregnant women during the first five years of lawful residence in the United States. The bill also requires the Department of Medical Assistance Services to provide coverage under the Family Access to Medical Insurance Security (FAMIS) Plan for otherwise eligible children and pregnant women during the first five years of lawful residence in the United States. This bill is identical to HB 183.

Patron - Ebbin

[P]SB660 Vital records; records becoming public. Provides that when 100 years have elapsed from the date of birth or 25 years from the date of death, marriage, divorce, or annulment, the records of such events shall, unless precluded from release by statute or court order, or at law-enforcement's request, become public information and be made available to the public. The bill also requires the State Registrar to make original records that become public information available to the Library of Virginia for safekeeping and for public access consistent with other state archival records, directs the State Registrar and the Library of Virginia to enter into a memorandum of understanding to arrange for continued prompt access to such records by the State Registrar for amendments or other working purposes, and directs the State Registrar to enter into a long-term contract with a private company experienced in maintaining genealogical research databases to create, maintain, and update online indexes of records made available to the public.

Patron - Blevins

Failed

[F]HB62 Funding for certain abortions. Repeals the section authorizing the Board of Health to fund abortions for

women who meet the financial eligibility criteria of the State Plan for Medical Assistance in cases in which a physician certifies that he believes that the fetus would be born with a gross and totally incapacitating physical deformity or mental deficiency.

Patron - Cole

[F]HB65 Human papillomavirus vaccine; eliminates requirement. Eliminates the requirement that children receive the human papillomavirus vaccine for school attendance.

Patron - Marshall, R.G.

[F]HB380 Regional emergency services councils; plan requirements related to crime victims. Removes language requiring regional emergency services councils to include a provision requiring that the Department of Criminal Justice Services and the Virginia Criminal Injuries Compensation Fund be contacted immediately to deploy assistance in the event of an emergency when there are victims as defined in the Crime Victim and Witness Rights Act (§ 19.2-11.01 et seq.). This bill was incorporated into HB 352.

Patron - Pogge

[F]HB782 Medical assistance; coverage for certain children and pregnant women. Provides that the Board of Medical Assistance Services shall include a provision in the state plan for medical assistance services for medical assistance for otherwise eligible pregnant women during the first five years of lawful residence in the United States. The bill also requires the Department of Medical Assistance Services to provide coverage under the Family Access to Medical Insurance Security (FAMIS) Plan for otherwise eligible children and pregnant women during the first five years of lawful residence in the United States.

Patron - Lopez

[F]HB824 Human papillomavirus vaccine; Commonwealth liable. Provides that the Commonwealth shall assume liability for any injury resulting from administration of the human papillomavirus vaccine.

Patron - Marshall, R.G.

[F]HB920 Medicaid Managed Care Ombudsman. Establishes the Office of the Medicaid Managed Care Ombudsman within the Department of Medical Assistance Services to promote and protect the interests of covered persons under managed care programs of the Department. Duties of the Medicaid Managed Care Ombudsman include assisting persons receiving medical assistance under the state plan for medical assistance services furnished by managed care programs in understanding their rights and the processes available to them under their managed care plan, developing information on the types of managed care programs available in Virginia, and monitoring and providing information to the General Assembly on managed care issues.

Patron - Brink

[F]HB988 Medical Fraud Control Unit; appointment of investigators. Authorizes the Attorney General to appoint unit investigators to investigate fraud, abuse, or neglect in the provision of care under the plan for medical assistance. Such investigators would be considered law-enforcement officers and would be sworn to enforce the laws of the Commonwealth through the investigation of medical fraud and abuse. Such investigators would also be authorized to carry a concealed handgun while in the discharge of their official duties.

Patron - Loupassi

[F]HB1090 Medicaid eligibility; determination of assets. Provides that for the purpose of determining eligibility

for medical assistance, the sale or transfer of real property at a price that is less than the assessed value of the property shall be considered an uncompensated transfer of assets equal to the amount of the difference between the assessed value of the property and the amount received from the sale or transfer, except that any sale or transfer of real property at a price that is less than the assessed value of the property shall not be considered an uncompensated transfer of assets if the price at which the property is sold or transferred is equal to or greater than the value of the property as determined by a good-faith appraisal or is a fair market price for the property in an arm's length transaction.

Patron - O'Bannon

[F]HB1162 Research using human embryos prohibited; penalty. Prohibits nontherapeutic research that destroys a human embryo or subjects such embryo to substantial risk of injury or death; the bill also prohibits the use of any cells or tissues taken by destroying or harming a human embryo. This prohibition does not apply to in vitro fertilization or any diagnostic test which may assist in the future care of a child subjected to such tests as an embryo. A violation of the provisions of the bill is a Class 1 misdemeanor.

Patron - Cline

[F]HB1240 COPN; establishing a psychiatric service and adding psychiatric inpatient beds in Planning District 20. Directs the Commissioner of Health to accept applications and review such applications in any certificate of public need Batch Group C review cycle, and authorizes the Commissioner to issue a certificate of public need for the establishment of a psychiatric service and the addition of up to 30 psychiatric inpatient beds in Planning District 20.

Patron - Purkey

[F]SB13 Disease prevention and control; Lyme disease. Adds both confirmed and suspected cases of Lyme disease to the list of diseases required to be reported to the Department of Health.

Patron - Black

[F]SB65 Nursing homes; notice of liability insurance coverage. Requires nursing homes, certified nursing facilities, and assisted living facilities to inform patients and residents about liability insurance available to pay claims of the patient or resident.

Patron - Stanley

[F]SB309 Disclosure of records related to marriages, divorces, and annulments. Reduces the period of time that must pass before records related to marriages and divorces may become public information from 50 years to 25 years and provides that annulments may become public information after 25 years.

Patron - Blevins

[F]SB310 Death records. Reduces the amount of time that must pass before death records may become public information from 50 years to 25 years.

Patron - Blevins

[F]SB442 Design and inspection of onsite sewage systems. Establishes minimum required inspection frequencies for alternative onsite systems.

Patron - Obenshain

[F]SB524 Certificate of public need. Requires the Commissioner of Health to accept applications for and authorizes the Commissioner to issue certificates of public need to estab-

lish a psychiatric service and for the addition of psychiatric inpatient beds.

Patron - Northam

[F]SB643 Health information needs; Department of Health work group. Requires the Department of Health to establish a work group to examine the health information needs related to health care reform and to ensure that any new data collection is integrated with existing practices in an efficient manner. This bill was incorporated into SB 135.

Patron - Saslaw

Carried Over

[C]HB159 Discharge or transfer of nursing home patients; notice to the State Long-Term Care Ombudsman. Provides that in cases in which a nursing home patient is involuntarily transferred or discharged from a nursing home, a copy of the written notice of such transfer or discharge shall be sent to the State Long-Term Care Ombudsman at the same time such notice is sent to the patient.

Patron - Hope

[C]HB264 Interstate Health Care Compact established. Creates the Interstate Health Care Compact to (i) secure the right of the member states to regulate health care in their respective states pursuant to the compact and to suspend the operation of any conflicting federal laws, rules, regulations, and orders within their states and (ii) secure federal funding for member states that choose to invoke their authority under the compact. The bill also creates the Interstate Advisory Health Care Commission to study issues related to the regulation of health care that are of particular concern to the member states and make nonbinding recommendations related to the regulation of health care to the member states for consideration by the legislatures of the member states. The bill provides that the compact becomes effective within a member state upon adoption of the compact by at least two member states and consent of the United States Congress.

Patron - Peace

[C]HB534 COPN; exemption from RFA process. Allows the Commissioner of Health, in his discretion, to accept and approve applications for a certificate of public need that have been submitted without the Commissioner having issued a Request for Applications.

Patron - Orrock

[C]HB918 Medicaid; appeals of agency determinations. Provides that all recommended or final case decisions in administrative hearings regarding Medicaid overpayments shall be made in accordance with the Administrative Process Act, shall be based on the whole evidentiary record, and shall be limited to a determination of whether the Director's initial decision was within the scope of his statutory or legal authority. The bill also provides that no recommended or final case decision shall be based on principles of contract law or equity.

Patron - Minchew

[C]HB1087 Discharge or transfer of nursing home patients; notice to the State Long-Term Care Ombudsman. Provides that in cases in which a nursing home patient is involuntarily transferred or discharged from a nursing home, a copy of the written notice of such transfer or discharge shall be sent to the State Long-Term Care Ombudsman at the same time such notice is sent to the patient.

Patron - O'Bannon

[C]HB1112 Human papillomavirus vaccination; eliminates requirement. Eliminates the requirement for vaccination against human papillomavirus for female children.

Patron - Byron

[C]HB1125 Disposition of dead bodies; how expenses paid. Requires court authorization for a county or city to pay reasonable expenses for the disposition of a dead body in all cases in which a dead body is unclaimed or is claimed by a claimant who is unable to pay such expenses. The bill also provides that in such cases, if the decedent has an estate out of which all or part of disposition expenses can be paid, the county or city may take the estate for that purpose. Currently, court authorization for payment is required, and the taking of the estate is allowed, when in cases in which the body of decedent is in the custody of the sheriff of the county or city where the death occurred.

Patron - Alexander

[C]SB92 Nursing homes; involuntary discharge notification. Requires that a copy of the written notice of intent to involuntarily discharge a patient from a nursing home also be sent to the State Long-Term Care Ombudsman. Also contains a technical correction.

Patron - Howell

[C]SB214 Notification of breach of medical information. Extends the requirement to notify individuals of a breach of their medical information to all individuals and public and private entities, rather than just governmental agencies. The bill also allows the Attorney General to impose a civil penalty not to exceed \$150,000 per breach of the security system.

Patron - Barker

[C]SB426 Medicaid; appeals of agency determinations. Provides that all recommended or final case decisions in administrative hearings regarding Medicaid overpayments shall be made in accordance with the Administrative Process Act, shall be based on the whole evidentiary record, and shall be limited to a determination of whether the Director's initial decision was within the scope of his statutory or legal authority. The bill also provides that no recommended or final case decision shall be based on principles of contract law or equity.

Patron - Ruff

[C]SB439 Medical Fraud Control Unit; appointment of investigators. Authorizes the Attorney General to appoint unit investigators to investigate fraud, abuse, or neglect in the provision of care under the plan for medical assistance. Such investigators would be considered law-enforcement officers and would be sworn to enforce the laws of the Commonwealth through the investigation of medical fraud and abuse. Such investigators would also be authorized to carry a concealed handgun while in the discharge of their official duties.

Patron - Obenshain

[C]SB650 Hospitals and physicians; processing health insurance claims. Requires any hospital or licensed physician who treats a patient who presents proof of health insurance providing coverage within the applicable provider network to process such patient's claims and provides that a patient is not liable for any amount in excess of what would be owed if the claim was properly filed in such instances.

Patron - McEachin

[C]SB659 Medicaid; coordinated long-term care. Directs the Director of the Department of Medical Assistance Services to develop and implement a statewide, fully integrated risk-based long-term care system that integrates Medicaid-reimbursed primary, acute, and long-term care services. The

long-term care system shall expand access to and utilization of cost-effective home and community-based alternatives to institutional care for Medicaid-eligible individuals. The system shall include a nursing facility transition initiative, along with an expansion of community-based services, and an acuity-based methodology for reimbursement of nursing facility services.

Patron - Martin

Highways, Bridges and Ferries

Passed

[P]HB34 Advertising within highway limits. Allows the Commissioner of Highways to enter into agreements with any local governing body authorizing local law-enforcement agencies or other local governmental entities to act as agents of the Commissioner regarding unlawful advertising on highways and collection of penalties and costs. The bill also amends the law regarding such agreements with Fairfax County to provide that signs providing directions to "special events" posted on weekends shall not be subject to such agreements.

Patron - Albo

[P]HB85 HOV lanes; use by vehicle with clean special fuel license plates. Requires the Commissioner of Highways to report annually to the Chairmen of the House and Senate Transportation Committees on those HOV facilities whose high traffic volume has resulted in a degraded condition as identified by federal law. This report is to be used by the Chairmen as the basis for recommendations for further restrictions on the use of HOV facilities by clean special fuel vehicles.

Patron - Greason

[P]HB333 Access roads to economic development sites. Clarifies the Code to account for a fund name change from 2006.

Patron - Villanueva

[P]HB599 Northern Virginia Transportation District; long-range planning. Establishes responsibilities for various entities for long-range transportation planning for the Northern Virginia Transportation District. This bill is identical to SB 531.

Patron - LeMunyon

[P]HB626 Highway noise; certain reports by VDOT required. Allows the local governing body of any county, city, or town, at its own expense, to evaluate noise from highways it may designate for analysis.

Patron - LeMunyon

[P]HB646 Permit applications for outdoor advertising. Defines "billboard sign" and does away with the Certification Acceptance Program, which allowed an entity with five or more signs to self-inspect and certify its compliance with the regulations in lieu of paying a permit fee. The bill also raises application fees for permits for advertising.

Patron - Habeeb

[P]HB914 "Children at play" signs. Allows counties and towns, pursuant to an agreement with the Commissioner of Highways, to install "Children at play" signs on highways within their boundaries. The cost of the signs and installation will be borne by the county or town.

Patron - Minchew

[P]HB1164 Improvements to secondary and urban system highways. Requires the Secretary of Transportation, at least once every four years, to examine the process by which secondary and urban highway system maintenance and improvement projects are approved.

Patron - Bulova

[P]HB1185 The Road to Revolution. Expands the potential for sites on The Road to Revolution state heritage trail from those celebrating Patrick Henry and his role in liberating Virginia from Colonial rule to all those significant to men and women who played a role in liberating Virginia and establishing the United States of America.

Patron - Peace

[P]HB1217 Sergeant David Lambert Highway; Sergeant Brandon Asbury Highway. Designates a portion of Virginia Route 19 the "Sergeant Brandon Asbury Highway" and all of Virginia Route 609 in Tazewell County the "Sergeant David Lambert Highway."

Patron - Morefield

[P]HB1263 VDOT Integrated Directional Sign ("Logo Sign") Program. Provides for a broad-based evaluation of the "Logo Sign" Program by the Highway Commissioner.

Patron - Marshall, D.W.

[P]SB209 HOV lanes; use by vehicle with clean special fuel license plates. Requires the Commissioner of Highways to report annually to the Chairmen of the House and Senate Transportation Committees on those HOV facilities whose high traffic volume has resulted in a degraded condition as identified by federal law. This report is to be used by the Chairmen as the basis for recommendations for further restrictions on the use of HOV facilities by clean special fuel vehicles.

Patron - Barker

[P]SB230 Administration of local highway projects. Requires VDOT to provide for training and certification of local governments to enable them to administer locally performed highway maintenance and construction projects with minimal VDOT supervision.

Patron - Herring

[P]SB530 Public hearings prior to certain VDOT projects. Requires the institution of higher education to hold at least one public hearing before VDOT undertakes any safety-related or congestion management-related highway project requested by any college, university, or institution of higher education in the Commonwealth.

Patron - Marsden

[P]SB531 Northern Virginia Transportation District; long-range planning. Establishes responsibilities for various entities for long-range transportation planning for the Northern Virginia Transportation District. This bill is identical to HB 599.

Patron - Marsden

[P]SB593 Virginia Route 16; Back of the Dragon. Designates Virginia Route 16 between Frog Level in Tazewell County and the Town of Marion in Smyth County the "Back of the Dragon."

Patron - Puckett

Failed

[F]HB71 Integrated Directional Sign Program. Adds the term "retail" to the Integrated Directional Sign Program, commonly referred to as the "logo sign" program.

Patron - Bell, Richard P.

[F]HB114 Littering; cigarettes, civil penalty. Includes cigarettes specifically in the category of things deemed litter for purposes of criminal punishment for improper disposal of trash. The bill also provides that in lieu of the imposition of the Class 1 misdemeanor criminal penalty, the court may order the defendant to perform community service in litter abatement activities. If the offense involves a cigarette or cigarettes, the court shall order the payment of a \$100 civil penalty payable to the Litter Control and Recycling Fund established in § 10.1-1422.01 in addition to the imposition of such community service.

Patron - Morrissey

[F]HB155 Revenue sharing funds for highways in certain localities. Provides that funds provided to localities are a grant and that the Department of Transportation shall not have administrative oversight on local projects. Requires localities to certify in writing to the Department that the funds were used as intended.

Patron - Ware, R.L.

[F]HB188 State secondary highway system. Makes the road and bridge providing access from Virginia Route 865 to the Black Bear Crossing Community in Maurertown, Shenandoah County, part of the state secondary highway system.

Patron - Gilbert

[F]HB256 HOV lanes; sunset clause. Extends the sunset clause on HOV lanes in Northern Virginia to 2013 and in Hampton Roads to 2017.

Patron - Stolle

[F]HB262 Commonwealth Transportation Board; membership. Changes the reference to "standard metropolitan statistical areas" to "metropolitan planning areas with populations greater than 200,000."

Patron - Peace

[F]HB370 Highway median maintenance agreements. Allows VDOT to enter into agreements with local governments whereby the local governments assume responsibility for maintenance of highway medians within their boundaries.

Patron - Pogge

[F]HB427 Highway maintenance funds. Provides that when allocating funds for the interstate system of highways, the primary system of state highways, and the secondary system of state highways maintained by the Commonwealth, the Commonwealth Transportation Board shall consider achieving a minimal level of disparity among highway construction districts in meeting asset management standards. Prior to such allocation, the Board shall release for public review a comparison of the proposed allocation of funds by highway construction district with an allocation of funds based entirely on specific asset management standards by highway construction district.

Patron - Bulova

[F]HB440 Vessels making fast to or lying alongside certain bridges. Prohibits promulgation of VDOT regulations that forbid the master or owner of a vessel no more than 25 feet

long from making the vessel fast to or lying alongside any bridge in the system of state highways.

Patron - Tata

[F]HB477 Highway maintenance funds. Provides that when allocating funds for the interstate system of highways, the primary system of state highways, and the secondary system of state highways that the Commonwealth Transportation Board shall consider achieving a minimal level of disparity among highway construction districts. The bill also provides that the Board shall release for public review a comparison of the proposed allocation of funds by highway construction district.

Patron - Albo

[F]HB542 Highway maintenance projects. Allows counties, cities, and towns to use "revenue-sharing funds" for highway maintenance projects.

Patron - Poindexter

[F]HB575 Transportation funding; Salem Highway Construction District. Provides for transportation funding in the Salem Highway Construction District by allocating revenue attributable to a portion of economic growth due to or facilitated by the Inland Port in Montgomery County.

Patron - Marshall, D.W.

[F]HB584 Highway median maintenance agreements. Allows VDOT to enter into agreements with local governments whereby the local governments assume responsibility for maintenance of highway medians within their boundaries.

Patron - Watson

[F]HB600 Commonwealth Transportation Board (CTB); composition. Changes the composition of the CTB. One member will be appointed from each of Virginia's congressional districts (as they exist on July 1, 2012) and three more will be at-large. The three ex officio members remain unchanged.

Patron - LeMunyon

[F]HB616 Advertising within the limits of the highway; penalties. Increases the civil penalty for advertising within the limits of the highways to \$250. The bill also allows localities to remove advertisements and to then share the penalty equally with the Fund.

Patron - LeMunyon

[F]HB627 Dulles Metrorail Project. Makes use of state funds for Phase II of the Dulles Metrorail Project subject to certain conditions.

Patron - LeMunyon

[F]HB659 Commonwealth Transportation Board; composition. Increases the number of members of the Commonwealth Transportation Board to 18 and changes the areas of representation to the congressional districts. The bill also assigns the at-large members to specific transportation areas.

Patron - Surovell

[F]HB693 HOV lanes; use by vehicle with clean special fuel license plates. Extends until July 1, 2013, the sunset on use of high-occupancy vehicle (HOV) lanes by vehicles bearing clean special fuel license plates, regardless of the number of occupants.

Patron - Plum

[F]HB699 Highway maintenance funds. Provides that when allocating funds for the interstate system of highways, the primary system of state highways, and the secondary sys-

tem of state highways maintained by the Commonwealth, the Commonwealth Transportation Board shall consider achieving a minimal level of disparity among highway construction districts in meeting asset performance standards. Prior to such allocation, the Board shall release for public review a comparison of the proposed allocation of funds by highway construction district with an allocation of funds based entirely on specific asset performance standards by highway construction district.

Patron - Filler-Corn

[F]HB758 Littering; penalties. Defines littering and provides for penalties for littering, based on the gravity of the offense, and subsequent littering offenses. The bill allows counties, cities, and towns to adopt litter control ordinances pursuant to, and to enforce, its provisions.

Patron - Hodges

[F]HB778 Tolls; Interstate Highway System. Prohibits tolling on Interstate 95 without the approval of the General Assembly.

Patron - Tyler

[F]HB827 Transportation districts. Repeals the allocation of funds to transportation districts.

Patron - Marshall, R.G.

[F]HB844 Edgar Mullins Bridge. Names the bridge on Virginia Route 666 and on South Mountain Road in Pound in Wise County the "Edgar Mullins Bridge."

Patron - Johnson

[F]HB889 Tolls on Midtown or Downtown Tunnels. Requires that, if tolls are collected for use of the Midtown or Downtown Tunnels between Norfolk and Portsmouth, users will be able to pay tolls without use of automated or electronic devices.

Patron - Alexander

[F]HB909 Highway maintenance and construction. Prohibits allocation by the Commonwealth Transportation Board (CTB) of any funds in the Transportation Trust Fund for highway maintenance purposes.

Patron - Minchew

[F]HB1039 Street maintenance payments. Provides for increased highway maintenance payments by the Commissioner of Highways to municipalities where traffic volumes exceed the statewide average by more than 20 percent.

Patron - Keam

[F]HB1058 Advertising within the limits of a highway. Increases the civil penalty for advertising within the limits of a highway from \$100 to \$250.

Patron - Anderson

[F]HB1297 Tolls; use to fund other facility. Prohibits tolls imposed for use of one transportation facility to be used in connection with another facility.

Patron - Alexander

[F]SB212 HOT lane construction contracts. Requires that High Occupancy Toll lane construction contracts contain requirements for minimum average speed for vehicles using the facility.

Patron - Barker

[F]SB619 Commonwealth Tolling Assistance Program. Establishes a program that would allow certain low-income students to receive an electronic tolling transponder

without paying a deposit. To be eligible, the student must attend a public institution of higher education in Virginia located within a planning district that is traversed by the Elizabeth River or the James River and that is adjacent to the Chesapeake Bay. Eligible students who receive the electronic tolling transponder may also submit toll receipts, on a quarterly basis, and receive reimbursement in their E-ZPass accounts. The bill is contingent upon an appropriation of General Funds effectuating the provisions of the bill.

Patron - Lucas

Carried Over

[C]HB407 Prince William County Metrorail Improvement District. Creates the Prince William County Metrorail Improvement District to provide a means of financing an extension of commuter rail service from Fairfax County into Prince William County.

Patron - Torian

[C]HB660 Lease of highway space for solar electric production. Provides for VDOT analysis of desirability of leasing space within highway rights-of-way for solar photovoltaic power production projects.

Patron - Surovell

[C]HB864 Commonwealth Transportation Board (CTB); composition. Changes the composition of the CTB so that one member will be appointed from each of Virginia's congressional districts and three more will be at-large appointees. The three ex officio members remain unchanged. The bill also replaces the term metropolitan statistical areas with metropolitan planning areas with populations greater than 200,000.

Patron - Rust

[C]SB161 Commonwealth Transportation Board; composition. Increases the number of members of the Commonwealth Transportation Board to 18 and changes the areas of representation to the congressional districts. The bill also assigns the at-large members to specific transportation areas.

Patron - Petersen

[C]SB196 Fairfax County Parkway. Requires the Commonwealth Transportation Board to transfer the Fairfax County Parkway to the state primary highway system.

Patron - Marsden

[C]SB213 Highway maintenance allocations. Provides that allocation of funds by the Commonwealth Transportation Board for maintenance of assets within the Interstate System of Highways and the primary and secondary systems of state highways shall be based on achieving a minimal level of disparity among highway construction districts in meeting asset management standards.

Patron - Barker

[C]SB339 Advertisements and advertising structures. Allows running animation on advertisements and advertising structures. The bill also allows scrolling animation on on-premises advertisements and advertising structures.

Patron - Newman

[C]SB392 Commonwealth Transportation Board; composition. Increases the number of members of the Commonwealth Transportation Board to 18 and changes the areas of representation to the congressional districts. The bill also assigns the at-large members to specific transportation areas.

Patron - Marsden

Homestead and Other Exemptions

Failed

[F]HB993 Homestead exemption. Raises the homestead exemption from \$5,000 to (i) \$25,000, (ii) 20 percent of the property's tax-assessed value, or (iii) 40 percent of the property's tax-assessed value if the householder is 65 years of age or older. The bill requires that the real or personal property subject to the exemption be claimed as the householder's homestead.

Patron - Robinson

[F]SB166 Homestead exemption; exemptions in bankruptcy petition; poor debtor's exemption; bankruptcy exemptions. Makes various changes to homestead exemptions, including providing that the official schedule of property claimed exempt filed with the United States Bankruptcy Court in a bankruptcy proceeding constitutes a sufficient writing to exempt such real and personal property from creditor process. Currently, the person claiming such an exemption must record a writing in the manner deeds are recorded where the person resides for personal property or where the real property is located. The bill provides that a claim of exemption shall only be effective for seven years from the date the exemption is first claimed. The bill also provides that a householder may hold exempt from creditor process real or personal property that the householder or his dependent claims as a primary residence not exceeding \$25,000 in value. This exemption is in addition to the current \$5,000 (\$10,000 if the householder is 65 years of age or older) exemption allowed by law. The bill adds certain specific items of personal property to the list of what a debtor may hold exempt from creditor process.

The bill also repeals the provision that establishes that only the exemptions allowable under Virginia law, and not the exemptions specified in subsection (d) of § 522 of the Bankruptcy Reform Act, may be claimed in any bankruptcy proceeding. Currently, Virginia, as permitted by federal law, has opted out of the federal exemptions in favor of its own exemptions.

Patron - Petersen

Housing

Passed

[P]HB156 Board of Housing and Community Development; terms of certain members. Allows the Director of Regulatory Compliance of the Virginia Building Officials Association to serve for more than one four-year term.

Patron - Greason

[P]HB327 Historic structures; demolition. Provides that a locality may require by ordinance that certain structures within a historic district not be demolished until approved by the review board or, on appeal, the governing body after consultation with the review board. The bill provides, however, that if the local maintenance code official, in accordance with the Uniform Statewide Building Code, Part III Maintenance, determines that the structure constitutes a hazard, the historic

structure shall be razed and removed. The bill defines contributing landmark, building, or structure.

Patron - Peace

[P]HB557 Virginia Housing Development Authority; powers. Authorizes the Virginia Housing Development Authority (VHDA) to provide the requisite indemnifications for the Federal National Mortgage Association (Fannie Mae) as well as for any other transactions requiring indemnification. The bill provides that indemnification (i) shall be provided solely from funds of VHDA and (ii) shall not be a debt or obligation of the Commonwealth and the Commonwealth shall not be liable for the indemnification.

Patron - Marshall, D.W.

[P]HB621 Obsolete housing laws; repeal. Repeals two chapters of Title 36 that deal with World War II era defense housing projects and housing projects for veterans. The bill is a recommendation of the Virginia Code Commission.

Patron - LeMunyon

[P]HB839 Defective drywall; definition. Redefines the term "defective drywall" to mean drywall or similar building material composed of dried gypsum-based plaster that (i) contains elemental sulfur exceeding 10 parts per million as has been found in some drywall manufactured in the People's Republic of China and imported into the United States between 2004 and 2007 and, when exposed to heat, humidity, or both, releases elevated levels of hydrogen sulfide gas into the air or (ii) has been designated by the U.S. Consumer Product Safety Commission as a product with a defect that constitutes a substantial product hazard within the meaning of § 15(a)(2) of the Consumer Product Safety Act (15 U.S.C. § 2064(a)(2)).

Patron - James

Failed

[F]HB121 Virginia Housing Trust Fund Authority. Creates the Virginia Housing Trust Fund Authority to administer the Virginia Housing Trust Fund also created by the bill to assist in increasing the capacity of community housing organizations and encourage private sector businesses and individuals to contribute capital to community-based housing organizations and assist them in providing safe, decent, and affordable housing to Virginia citizens. The bill sets the powers and duties of the Authority and its Board of Directors, and the lawful purposes for which the Fund may be used.

Patron - Morrissey

[F]HB328 Uniform Statewide Building Code; online submission of building permit applications. Requires local building departments to establish a system to allow any person applying for a building permit to (i) submit his permit application by electronic means and to affix thereto his electronic signature, (ii) check on the status of his application online and to receive information from the building department electronically, and (iii) submit electronic payment for his permit application.

Patron - Villanueva

[F]HB566 Rental inspections under the Uniform Statewide Building Code; City of Fairfax ordinance. Requires the City of Fairfax to conduct a study to identify which residential rental dwelling units within the City meet the requirements for rental inspection districts for the purpose of establishing proper rental inspection districts within the City. The bill requires the City of Fairfax to complete this study and present the findings to the Fairfax City Council. The bill fur-

ther provides that upon receipt and consideration of the study, the Fairfax City Council shall repeal its existing rental inspection ordinance and adopt a new rental inspection ordinance that complies with law on or before October 31, 2012. On or before November 1, 2012, the City of Fairfax shall submit its new rental inspection ordinance to the Virginia Housing Commission

Patron - Marshall, D.W.

[F]HB790 Virginia Housing Partnership Revolving Fund. Renames the Virginia Housing Partnership Revolving Fund to the Virginia Housing Trust Fund. The bill provides that 20 percent of the moneys deposited in the Fund in any fiscal year shall be used by the Department for grants for the construction of new or rehabilitation of existing housing units, rental assistance to individuals and families experiencing homelessness, and other appropriate assistance to facilitate the achievement of housing stability. Under the bill, moneys in the Fund are derived from 10 percent of the annual general fund revenue collections that are in excess of the official estimates in the general appropriation act and 10 percent of any unreserved general fund balance at the close of each fiscal year whose reappropriation is not required in the general appropriation act. The Fund also consists of such other sums as may be made available to it from any other source, public or private, and shall include federal grants solicited and received for the specific purposes of the Fund. The bill contains technical amendments.

Patron - Lopez

[F]SB130 Building Revitalization Grant Fund. Establishes the Building Revitalization Grant Fund administered by the Department of Housing and Community Development to award grants of up to \$100,000 to businesses that make a capital investment of \$1 million in revitalizing or retrofitting buildings to serve as a new place of business.

Patron - Stanley

[F]SB644 Foreclosure counseling pilot program. Directs the Director of the Department of Housing and Community Development to establish a pilot program for Prince William County and the Cities of Manassas and Manassas Park under which qualified employees of the Department will provide foreclosure counseling to homeowners at no charge. Counseling will include facilitated negotiations between homeowners and mortgagees for the purpose of reaching an agreement for mortgage loan modification or other agreement in an attempt to avoid foreclosure or to mitigate damages if foreclosure is unavoidable. Participation in the program is optional. The Director is required to report on the effectiveness of the program. The measure expires July 1, 2017. The bill is contingent upon an appropriation of General Funds effectuating the provisions of the bill.

Patron - Colgan

Insurance

Passed

[P]HB127 Property and casualty insurance policies; forms and endorsements. Requires property and casualty insurance policies to contain a list of all policy forms and endorsements applicable to that policy, which shall display the respective form numbers and, if those form numbers are not

unique identifiers of such forms, the applicable edition dates. The measure will become effective on October 1, 2012.

Patron - Kilgore

[P]HB133 Insurance information; posting on insurer's website. Authorizes any property and casualty insurer to post property and casualty insurance forms and endorsements on the insurer's publicly available website in lieu of any other method of delivery upon complying with conditions, including a requirement that the insurer gives written notice, at time of the issuance of the initial policy and any renewal, of a method by which policyholders may obtain a paper or electronic copy of their policy or contract. This provision does not apply to forms and endorsements that contain personally identifiable information. An insurer that posts such information on its website is required to furnish to any insured who requests it a paper or electronic copy of the insured's policy or contract, without charge.

Patron - Kilgore

[P]HB209 Insurance agents; continuing education. Streamlines the continuing education process for insurance agents. The measure provides a producer a period of time during which he has the opportunity to correct errors and effect compliance with continuing education requirements. Provisions that conditioned an insurance agent's ability to submit late proof of compliance or reinstate a license upon payment of monetary penalties are eliminated. The measure also amends the requirement that two continuing education credit hours be in insurance law and regulations to require that three credit hours be in insurance ethics, which may include insurance law and regulations. The deadline for completing continuing education course, exemption, or waiver requirements is changed from December 31 to November 30, and any agent who fails to meet this deadline is given a final opportunity to complete the requirements if proof of completion is submitted by December 31. The measure eliminates (i) requirements that a status report be provided prior to the end of each biennium to each agent who has not satisfied continuing education requirements and (ii) the provision prohibiting agents whose license has been terminated for failing to comply with the continuing education requirements from applying for a new license prior to the expiration of a period of 90 calendar days from the date of license termination. The measure also shortens the time for the Insurance Continuing Education Board to grant or reject a grievance from 30 to 15 days. The measure will become effective January 1, 2013.

Patron - Miller

[P]HB313 Life insurance and annuities agents; licensing examination. Requires the State Corporation Commission annually to review whether the pass rate for the licensing examination for life insurance and annuities agents is consistent with the 2011 National Association of Insurance Commissioners State Licensing Handbook, or any successor publication adopted by the NAIC. The bill also directs the Commission to report to the General Assembly by the second quarter of the following year on its findings and any related changes it has implemented.

Patron - Ware, R.L.

[P]HB523 Fire insurance; earthquake coverage notice. Requires fire insurance policies or contracts that exclude coverage for earthquake damage to provide a written notice that (i) conspicuously states that earthquake coverage is excluded unless purchased by endorsement and (ii) if such coverage is otherwise available from the insurer, states that information regarding earthquake insurance is available from the insurer or the insurance agent. The measure applies to policies issued or

renewed on or after January 1, 2013. This bill is identical to SB 369.

Patron - Farrell

HB735 Community-based continuing care providers. Requires providers of community-based continuing care (CBCC) to be registered with the State Corporation Commission as a continuing care provider and file a statement regarding the provider's CBCC program. Community-based continuing care is a program providing or committing to provide a range of services to an individual, other than an individual related by blood or marriage, pursuant to an agreement that is effective for the life of the individual or for a period in excess of one year, and in consideration of the payment of an entrance fee. A CBCC program includes the provision of the services in the individual's private residence as long as medically feasible and facility-based long-term care services when required. CBCC providers are required to deliver a copy of a disclosure statement regarding the CBCC program. Provisions regarding the escrowing of entrance fees and terms of contracts are analogous to existing requirements for continuing care providers. This bill is identical to SB 266.

Patron - Jones

HB867 Certificates of insurance; property and casualty insurance. Prohibits any person from (i) issuing or delivering a certificate of insurance that attempts to confer any rights upon a third party beyond what the referenced policy of insurance expressly provides; (ii) knowingly demanding or requiring the issuance of a certificate of insurance from an insurer, insurance producer, or policyholder that contains any false or misleading information concerning the policy; (iii) knowingly preparing or issuing a certificate of insurance that contains any false or misleading information or that purports to affirmatively or negatively alter, amend, or extend the coverage provided by the policy; and (iv) issuing or delivering a certificate of insurance that does not contain a statement regarding such matters. However, such a statement is not required if a certificate of insurance is required by a state or federal agency and accurately reflects the coverage provided by the underlying policies. A certificate of insurance may not represent an insurer's obligation to give notice of cancellation or nonrenewal to a third party unless the giving of the notice is required by the policy. The State Corporation Commission is authorized to determine if a person is engaged in such practice prohibited as an unfair trade practice. This bill is identical to SB 47.

Patron - Rust

HB871 Insurance agents; limited burial insurance authority. Eliminates the provision in the definition of a limited burial insurance authority that imposes a \$10,000 limit on burial insurance society memberships.

Patron - Rust

HB872 Property and casualty insurance; public adjusters. Provides for State Corporation Commission licensing and regulation of public adjusters. Public adjusting means investigating, negotiating, adjusting, or providing advice to an insured in relation to first-party claims arising under insurance contracts that insure the real or personal property of an insured, for the purpose of effecting the settlement of a claim on behalf of the insured. A licensed insurance agent who only provides advice to an insured in relation to first party claims arising under insurance contracts the agent sold, solicited, or negotiated that insure property of an insured is not engaged in public adjusting. A person is prohibited from acting as a public adjuster without first obtaining a license from the Commission. Public adjusters are required to comply with standards of conduct and continuing education requirements. Fees charged by a public adjuster are required to be fair and reasonable in relation

to the work performed. The Commission may suspend or revoke licenses under certain conditions. The measure will become effective January 1, 2013. This bill is identical to SB 520.

Patron - Rust

HB1139 Reinsurance credits. Conforms Virginia's law regarding credits to insurers for reinsurance ceded to approved assuming insurers to the provisions of the Credit for Reinsurance Model Law of the National Association of Insurance Commissioners (NAIC). Conformity to the Model complies with provisions of the federal Nonadmitted and Reinsurance Reform Act (NRRA), which permits states to proceed with reinsurance collateral reforms on an individual basis if they are accredited under the NAIC's Financial Regulation Standards and Accreditation Program. Provisions establish (i) how an accredited reinsurer may demonstrate to the State Corporation Commission that it has adequate financial capacity to meet its reinsurance obligations, (ii) the requirements for a reduction in the required trustee surplus, (iii) the requirements for credit for reinsurance to be allowed when the reinsurance is ceded to a certified reinsurer, (iv) eligibility requirements for becoming a certified reinsurer, (v) the Commission's authority to suspend or revoke a reinsurer's accreditation or certification, (vi) requirements for ceding insurers to manage their concentration risk and to diversify their reinsurance program, (vii) criteria for securities that an assuming insurer may hold in trust as security for the payment of the ceding insurer's obligations, and (viii) trustee surplus requirements for multiple beneficiary trust accounts. Existing provisions regarding credits for cessions under reinsurance agreements are repealed.

Patron - Ware, R.L.

HB1202 Fire insurance; coverage for costs of services by volunteer fire departments. Requires fire insurance policies to provide coverage, with limits not less than \$250, for the cost charged by a volunteer fire department that is not fully funded by property taxes in certain instances when the fire department is called in to save or protect property insured under the policy. Higher coverage limits may be offered for an additional premium. The amount billed shall not exceed the limit of coverage. This bill is identical to SB 140.

Patron - Johnson

HB1273 Health insurance; parity of coverage for oral chemotherapy medications. Provides that each health insurer, health care subscription plan, and health maintenance organization whose policies, contracts, or plans include coverage for intravenously administered, injected, and orally administered anticancer drugs shall provide that the criteria for establishing cost sharing applicable to orally administered cancer chemotherapy drugs and cancer chemotherapy drugs that are administered intravenously or by injection shall be consistently applied within the same plan. This requirement will apply to the state employees' health insurance plan and to the local choice health program. This bill is identical to SB 450.

Patron - Peace

SB47 Certificates of insurance; property and casualty insurance. Prohibits any person from (i) issuing or delivering a certificate of insurance that attempts to confer any rights upon a third party beyond what the referenced policy of insurance expressly provides; (ii) knowingly demanding or requiring the issuance of a certificate of insurance from an insurer, insurance producer, or policyholder that contains any false or misleading information concerning the policy; (iii) knowingly preparing or issuing a certificate of insurance that contains any false or misleading information or that purports to affirmatively or negatively alter, amend, or extend the coverage provided by the policy; and (iv) issuing or delivering a cer-

tificate of insurance that does not contain a statement regarding such matters. However, such a statement is not required if a certificate of insurance is required by a state or federal agency and accurately reflects the coverage provided by the underlying policies. A certificate of insurance may not represent an insurer's obligation to give notice of cancellation or nonrenewal to a third party unless the giving of the notice is required by the policy. The State Corporation Commission is authorized to determine if a person is engaged in such practice prohibited as an unfair trade practice. This bill is identical to HB 867.

Patron - Watkins

SB120 Risk-Based Capital Act. Applies the Risk-Based Capital Act, which provides a way of measuring the minimum amount of capital appropriate for an insurer based on its size and risk profile, to fraternal benefit societies. Other provisions make trend test requirements consistent among life and health, property and casualty, and health organizations. The life and health insurers' trend test is increased from 2.5 to 3.0 to be consistent with the trend tests for property and casualty and health insurers. A trend test is added for health organizations.

Patron - Miller, Y.B.

SB140 Fire insurance; coverage for costs of services by volunteer fire departments. Requires fire insurance policies to provide coverage, with limits not less than \$250, for the cost charged by a volunteer fire department that is not fully funded by property taxes in certain instances when the fire department is called in to save or protect property insured under the policy. Higher coverage limits may be offered for an additional premium. The amount billed shall not exceed the limit of coverage. This bill is identical to HB 1202.

Patron - Puckett

SB266 Community-based continuing care providers. Requires providers of community-based continuing care (CBCC) to be registered with the State Corporation Commission as a continuing care provider and file a statement regarding the provider's CBCC program. Community-based continuing care is a program providing or committing to provide a range of services to an individual, other than an individual related by blood or marriage, pursuant to an agreement that is effective for the life of the individual or for a period in excess of one year, and in consideration of the payment of an entrance fee. A CBCC program includes the provision of the services in the individual's private residence as long as medically feasible and facility-based long-term care services when required. CBCC providers are required to deliver a copy of a disclosure statement regarding the CBCC program. Provisions regarding the escrowing of entrance fees and terms of contracts are analogous to existing requirements for continuing care providers. This bill is identical to HB 735.

Patron - Norment

SB369 Fire insurance; earthquake coverage notice. Requires fire insurance policies or contracts that exclude coverage for earthquake damage to provide a written notice that (i) conspicuously states that earthquake coverage may be excluded and (ii) if such coverage is available, states that information regarding earthquake insurance is available from the insurer or the insurance agent. The measure applies to policies issued or renewed on or after January 1, 2013. This bill is identical to HB 523.

Patron - Reeves

SB450 Health insurance; parity of coverage for oral chemotherapy medications. Provides that each health insurer, health care subscription plan, and health maintenance organization whose policies, contracts, or plans include coverage for intravenously administered, injected, and orally admin-

istered anticancer drugs shall provide that the criteria for establishing cost sharing applicable to orally administered cancer chemotherapy drugs and cancer chemotherapy drugs that are administered intravenously or by injection shall be consistently applied within the same plan. This requirement will apply to the state employees' health insurance plan and to the local choice health program. This bill is identical to HB 1273.

Patron - Vogel

SB520 Property and casualty insurance; public adjusters. Provides for State Corporation Commission licensing and regulation of public adjusters. Public adjusting means investigating, negotiating, adjusting, or providing advice to an insured in relation to first-party claims arising under insurance contracts that insure the real or personal property of an insured, for the purpose of effecting the settlement of a claim on behalf of the insured. A licensed insurance agent who only provides advice to an insured in relation to first party claims arising under insurance contracts the agent sold, solicited, or negotiated that insure property of an insured is not engaged in public adjusting. A person is prohibited from acting as a public adjuster without first obtaining a license from the Commission. Public adjusters are required to comply with standards of conduct and continuing education requirements. Fees charged by a public adjuster are required to be fair and reasonable in relation to the work performed. The Commission may suspend or revoke licenses under certain conditions. The measure will become effective January 1, 2013. This bill is identical to HB 872.

Patron - Wagner

SB532 Bureau of Insurance; maintenance assessment. Revises the procedure for collecting the assessment on insurers for the expenses of maintaining the Bureau of Insurance. Provisions for the collection of estimated assessments on a quarterly basis are repealed. The maintenance assessment will be collected on an annual basis, and late payments will incur a penalty of \$50 per day.

Patron - Colgan

SB591 Health insurance; multiple employer welfare arrangements. Increases, from 50 to 500, the maximum number of Virginia residents employed at a bank that is a member of a multiple employer welfare arrangement (MEWA) who may receive accident and sickness benefits under the MEWA without disqualifying the MEWA from its exemption from provisions of the Commonwealth's insurance laws. The exemption applies if the MEWA is subject to solvency examination authority and reserve adequacy requirements determined by sound actuarial principles by such domiciliary contiguous state.

Patron - Puckett

SB646 Life and accident and sickness insurance benefits. Provides that the benefits provided under a policy of life insurance or accident and sickness insurance may include additional benefits incidental to a loss in the event of death, dismemberment, or loss by accident or accidental means.

Patron - McEachin

Failed

HB178 Continuing care facilities; residents meetings. Requires that the issues discussed at meetings between the governing body of a continuing care facility and the residents of the facility or their representatives include income, expenditures, and financial matters as they apply to the facility and proposed changes in policies, programs, facilities, and ser-

vices. Currently, these issues may be, but are not required to be, discussed at such meetings.

Patron - O'Bannon

[F]HB213 Mandated health insurance benefits; essential benefits package. Provides that health insurance plans will not be required, effective January 1, 2014, to provide coverage for state-mandated health benefits to the extent that the benefit is not an essential benefit that is required to be covered under a qualified health plan offered within a health benefit exchange established pursuant to the federal health reform law. The measure also provides that the entity operating a health benefit exchange for Virginia shall not condition its approval to the offering of a health plan within the health benefit exchange upon the plan's providing coverage for a state-mandated health benefit, to the extent that the state-mandated health benefit is not an essential benefit, that is required to be covered under a qualified health plan offered within the health benefit exchange.

Patron - Miller

[F]HB355 Automobile insurance policies; use of credit and driving record information. Prohibits insurers from nonrenewing, cancelling, increasing any charge, or taking other adverse action regarding motor vehicle insurance on the basis of a person's credit history or credit score if the person has a perfect driving record, which is defined as not having a motor vehicle operator's license suspended or revoked, not being convicted of a moving traffic violation, not having a motor vehicle accident or filing a claim in which the person was at fault, within the preceding three years. The measure also authorizes an insured to have their insurer reevaluate the insured based on corrected driving record information. Finally, the measure directs the Bureau of Insurance of the State Corporation Commission to compile and review all reputable studies that address the extent to which (i) automobile insurance credit scoring models based on credit information, credit scores, or similar financial information are effective predictors of risk and (ii) any such additional risk is appropriately reflected in rates for such insurance and to recommend changes to ensure that the use of automobile insurance credit scoring models does not result in rates that are higher than is required to account for additional risk.

Patron - McClellan

[F]HB357 Virginia Health Benefits Exchange. Creates the Virginia Health Benefits Exchange Authority as a political subdivision of the Commonwealth. The Authority is charged with establishing and operating health benefit exchanges for qualified individuals and small businesses, collectively referred to as the Exchange. The measure also provides for the Authority to perform, or provide for the performance by other state agencies of, duties associated with the operation of the Exchange as required by the federal Patient Protection and Affordable Care Act, and implements the intent set forth in Chapter 823 of the 2011 Acts of Assembly that Virginia create and operate its own health benefits exchange to preserve and enhance competition in the health insurance market. The Authority is authorized to enter agreements with the State Corporation Commission and Departments of Medical Assistance Services, Health, and Social Services regarding the performance of duties related to the conduct of the Exchange. The Exchange will be funded by assessments on health insurers offering plans in the Exchange. Persons who file information that is known to be false or misleading, or willfully and knowingly violate any provision of the act, are subject to a civil penalty of not more than \$5,000. The measure provides that the same market rules will apply to health plans sold inside and outside the Exchange, and that mandated health benefits applicable to plans offered outside the Exchange will also apply to

plans offered through the Exchange. Insurance companies are required to offer the same health plans, for the same price, inside and outside the Exchange. Insurers are prohibited from offering bronze level plans outside the Exchange unless they also offer such plans through the Exchange. The State Corporation Commission is required to ensure that insurance agents and brokers are not provided with financial incentives to direct persons either to the Exchange or outside the Exchange. The measure will expire on the effective date of a final, nonappealable order of a court of proper jurisdiction invalidating the Patient Protection and Affordable Care Act or of federal legislation repealing the federal act.

Patron - McClellan

[F]HB402 Virginia Health Benefits Exchange. Creates the Virginia Health Benefits Exchange Authority as a political subdivision of the Commonwealth, as recommended by the Virginia Health Reform Initiative Advisory Council. The Authority is charged with establishing and operating health benefit exchanges for qualified individuals and for small businesses, collectively referred to as the Exchange. The measure also provides for the Authority to perform, or provide for the performance by other state agencies of, duties associated with the operation of the Exchange as required by the federal Patient Protection and Affordable Care Act, and implements the intent set forth in Chapter 823 of the Acts of Assembly of 2011 that Virginia create and operate its own health benefits exchange to preserve and enhance competition in the health insurance market. The Authority is authorized to enter agreements with the State Corporation Commission and Departments of Medical Assistance Services, Health, and Social Services regarding the performance of duties related to the conduct of the Exchange. The Exchange will be funded by assessment fees on all health carriers offering plans in the Exchange. The measure provides that mandated health benefits applicable to plans offered outside the Exchange will also apply to plans offered through the Exchange.

Patron - Hope

[F]HB432 Motor vehicle insurance; premiums based on credit information. Prohibits insurers from setting rates for motor vehicle insurance on the basis of a person's credit history or credit score. The measure will become effective January 1, 2013.

Patron - Tata

[F]HB464 Virginia Health Benefit Exchange. Creates the Virginia Health Benefit Exchange, which will be established and operated by a new division within the State Corporation Commission. The Exchange shall facilitate the purchase and sale of qualified health plans and qualified dental plans to qualified individuals and qualified employers. The Exchange will be funded by assessments on health insurers offering plans in the Exchange. A health plan will not be required to cover any state mandated health benefit if federal law does not require it to be covered as part of the essential benefits package. The essential health benefits are items and services included in the benchmark health insurance plan, which is the largest plan in the largest product in the Commonwealth's small group market as supplemented in order to provide coverage for the items and services within the statutory essential health benefits categories. The Exchange shall ensure that no qualified health insurance plan that is sold or offered for sale through the Exchange provides coverage for abortions, except for an abortion performed (i) when the life of the mother is endangered by a physical disorder, physical illness, or physical injury, including a life-endangering physical condition caused by or arising from the pregnancy itself, or (ii) when the pregnancy is the result of an alleged act of rape or incest. The measure shall expire if any section, clause, provision, or portion of

Title I, subtitle D of the Patient Protection and Affordable Care Act shall be repealed or held invalid or unconstitutional by any court of competent jurisdiction.

Patron - Byron

HB960 Certificates of insurance; property and casualty insurance. Prohibits any person from (i) issuing or delivering a certificate of insurance that attempts to confer any rights upon a third party beyond what the referenced policy of insurance expressly provides; (ii) knowingly demanding or requiring the issuance of a certificate of insurance from an insurer, insurance producer, or policyholder that contains any false or misleading information concerning the policy; (iii) knowingly preparing or issuing a certificate of insurance that contains any false or misleading information or that purports to affirmatively or negatively alter, amend, or extend the coverage provided by the policy; and (iv) issuing or delivering a certificate of insurance that does not contain a statement regarding such matters. In addition, a certificate of insurance may not represent an insurer's obligation to give notice of cancellation or nonrenewal to a third party unless the giving of the notice is required by the policy.

Patron - Bell, Robert B.

HB1174 Health insurance; policies without abortion coverage. Requires any health insurer that offers, sells, or issues a health insurance policy in the Commonwealth that provides coverage for abortion services to also offer for sale in the Commonwealth a health insurance policy with substantively identical terms and conditions except that it does not provide coverage for abortion services. A health insurance policy that does not provide coverage for abortion services will be required to (i) provide coverage for the costs of services of a physician and other services incurred in providing medical assistance to preserve the life of a pregnant woman provided every possible measure shall be taken to preserve the life of the unborn child of the pregnant woman or (ii) reimburse the costs of services incurred in providing medical treatment to address previous fetal demise or intrauterine fetal death. The measure also provides that the basic health care services provided in a health care plan offered by a health maintenance organization may, but shall not be required to, provide coverage for abortion services.

Patron - Marshall, R.G.

SB39 Virginia Life, Accident, and Sickness Insurance Guaranty Association. Increases the maximum amount of coverage provided by the Virginia Life, Accident, and Sickness Insurance Guaranty Association for life insurance death benefits from \$300,000 to \$500,000. The measure also increases the maximum amount that the Association may become obligated to cover with respect to (i) the net cash surrender and net cash withdrawal values for life insurance policies from \$100,000 to \$200,000 and (ii) the present value of annuity benefits, including net cash surrender and net cash withdrawal values, from \$250,000 to \$500,000.

Patron - Reeves

SB81 Accident and sickness insurance; coverage for hospitalization and anesthesia for dental procedures. Expands the scope of the existing requirement that health insurers, health maintenance organizations, and corporations providing accident and sickness subscription contracts provide coverage for general anesthesia and hospitalization or facility charges of a licensed outpatient surgery facility for dental care to include covered persons who are under the age of 13. The requirement currently applies to such persons who are under age five. The requirement for coverage continues to apply when a covered person is determined by a licensed dentist, in consultation with the covered person's treating physician, to

require general anesthesia and admission to a hospital or outpatient surgery facility to effectively and safely provide dental care. The existing requirement for coverage also applies to covered persons who are severely disabled or have a medical condition and require admission to a hospital or outpatient surgery facility and general anesthesia for dental care treatment.

Patron - McWaters

SB350 Motor vehicle insurance; premiums based on credit information. Prohibits insurers from setting rates for motor vehicle insurance on the basis of a person's credit history or credit score. The measure will become effective January 1, 2013.

Patron - Deeds

SB383 Virginia Health Benefits Exchange. Creates the Virginia Health Benefits Exchange Authority as a political subdivision of the Commonwealth. The Authority is charged with establishing and operating health benefit exchanges for qualified individuals and small businesses, collectively referred to as the Exchange. The measure also provides for the Authority to perform, or provide for the performance by other state agencies of, duties associated with the operation of the Exchange as required by the federal Patient Protection and Affordable Care Act, and implements the intent set forth in Chapter 823 of the 2011 Acts of Assembly that Virginia create and operate its own health benefits exchange to preserve and enhance competition in the health insurance market. The Authority is authorized to enter agreements with the State Corporation Commission and Departments of Medical Assistance Services, Health, and Social Services regarding the performance of duties related to the conduct of the Exchange. The Exchange will be funded by assessments on health insurers offering plans in the Exchange. Persons who file information that is known to be false or misleading, or willfully and knowingly violate any provision of the act, are subject to a civil penalty of not more than \$5,000. The measure provides that the same market rules will apply to health plans sold inside and outside the Exchange, and that mandated health benefits applicable to plans offered outside the Exchange will also apply to plans offered through the Exchange. Insurance companies are required to offer the same health plans, for the same price, inside and outside the Exchange. Insurers are prohibited from offering bronze level plans outside the Exchange unless they also offer such plans through the Exchange. The State Corporation Commission is required to ensure that insurance agents and brokers are not provided with financial incentives to direct persons either to the Exchange or outside the Exchange. The measure will expire on the effective date of a final, nonappealable order of a court of proper jurisdiction invalidating the Patient Protection and Affordable Care Act or of federal legislation repealing the federal act.

Patron - McEachin

SB488 Virginia Health Benefit Exchange. Creates the Virginia Health Benefit Exchange, which will be established and operated by a new division within the State Corporation Commission. The Exchange shall facilitate the purchase and sale of qualified health plans and qualified dental plans to qualified individuals and qualified employers. The Exchange will be funded by assessments on health insurers offering plans in the Exchange. A health plan will not be required to cover any state mandated health benefit if federal law does not require it to be covered as part of the essential benefits package.

Patron - Saslaw

SB522 Group health insurance; small employers. Provides that a small employer, for purposes of small group coverage under a health insurance plan or policy, is one who

employs between two and 50 employees who are covered under a group health plan offered by the employer. Currently, a small employer is one with between two and 50 employees, regardless of whether the employees obtain coverage through the employer.

Patron - Wagner

[F]SB542 Health insurance coverage for autism spectrum disorder. Deletes the requirement that board-certified behavior analysts be certified by the Board of Medicine. The measure also defines a board-certified behavior analyst as an individual certified by the Behavior Analyst Certification Board, or other nationally recognized organization with certification requirements that are no less stringent, as a board-certified behavior analyst.

Patron - Howell

[F]SB615 Virginia Health Benefits Exchange. Creates the Virginia Health Benefits Exchange Authority as a political subdivision of the Commonwealth, as recommended by the Virginia Health Reform Initiative Advisory Council. The Authority is charged with establishing and operating health benefit exchanges for qualified individuals and for small businesses, collectively referred to as the Exchange. The measure also provides for the Authority to perform, or provide for the performance by other state agencies of, duties associated with the operation of the Exchange as required by the federal Patient Protection and Affordable Care Act, and implements the intent set forth in Chapter 823 of the Acts of Assembly of 2011 that Virginia create and operate its own health benefits exchange to preserve and enhance competition in the health insurance market. The Authority is authorized to enter agreements with the State Corporation Commission and Departments of Medical Assistance Services, Health, and Social Services regarding the performance of duties related to the conduct of the Exchange. The Exchange will be funded by assessment fees on all health carriers offering plans in the Exchange. The measure provides that mandated health benefits applicable to plans offered outside the Exchange will also apply to plans offered through the Exchange.

Patron - Favola

[F]SB654 Claims-made liability insurance policies. Prohibits an insurer from denying coverage under a claims-made liability insurance policy for a claim based on the insured's failure to notify the insurer that a claim might be made under the policy, unless (i) the insured's failure to notify the insurer of the potential claim prejudices the insurer or (ii) the insured understood that the claim would be made under the policy.

Patron - McEachin

Carried Over

[C]HB398 Radiology benefits managers. Requires that any decision by a radiology benefits manager to deny a treating physician's order or recommendation for a diagnostic radiology test be made by a physician. An authorization to perform a diagnostic radiology test given by a health carrier or by a radiology benefits manager shall be conclusive to satisfy any requirement of medical necessity in a health benefit plan or a health carrier's plan, policy, or schedule of benefits. A managed care health insurance utilization review entity's utilization review plan is required to include a provision designed to ensure that adverse determinations by a radiology benefits manager are made by a licensed physician. Any person who countermands the treatment order or recommendation of a treating physician for a diagnostic radiology test by any means

or manner that is intended to influence the patient to refuse a recommended diagnostic radiology test or to elect to receive a different service than the diagnostic radiology test ordered or recommended by the treating physician shall be deemed to be practicing medicine.

Patron - Hope

[C]HB705 Health insurance; diagnostic procedures resulting from preventive care or screening. Prohibits a health carrier from imposing cost-sharing requirements with respect to any diagnostic service or test, or related procedure, that is administered or conducted as a result of, or in conjunction with, preventive care or screening if the health carrier is prohibited from imposing any cost-sharing requirements with respect to the preventive care or screening. The measure expires July 1, 2014, which is the same expiration date that applies to the existing provision that bars health carriers from imposing cost-sharing requirements with respect to preventive care and screenings.

Patron - Filler-Corn

[C]HB709 Motor vehicle insurance; medical expense benefits; assignments. Invalidates assignments of medical expenses benefits provided under a motor vehicle liability insurance policy. Medical expense benefits due to a covered injured person may be paid directly to a state or federal assistance program that provided benefits to such injured person that arose out of the ownership, maintenance, or use of a motor vehicle. The measure also provides that medical expense benefits may not be reduced because of any benefits paid, payable, or provided by a health insurance policy.

Patron - Kilgore

[C]HB980 Health insurance; time limit on submitting claims. Establishes a minimum period of one year for the filing of a claim with a health insurance carrier. If it is not reasonably possible to submit a claim within this period, the carrier shall not reduce or deny the claim due to the provider's failure to submit the claim within such period if the claim is filed as soon as reasonably possible.

Patron - Scott, J.M.

[C]SB38 Virginia Life, Accident, and Sickness Insurance Guaranty Association; advertisements. Exempts displays of the logo of the Virginia Life, Accident, and Sickness Insurance Guaranty Association on letterheads and signs, plaques, and posters within the office or other place of business of an agent of a member insurer from the prohibition on any advertisement that uses the existence of the Association for the purpose of selling or soliciting covered insurance. The measure also permits agents to display or distribute pamphlets that state the types of policies for which guaranty funds will provide coverage and the maximum amount of such coverage.

Patron - Reeves

[C]SB496 Virginia Health Benefit Exchange. Creates the Virginia Health Benefit Exchange, which will be established and operated by a new division within the State Corporation Commission. The Exchange shall facilitate the purchase and sale of qualified health plans and qualified dental plans to qualified individuals and qualified employers. The Exchange will be funded by assessments on health insurers offering plans in the Exchange. A health plan will not be required to cover any state mandated health benefit if federal law does not require it to be covered as part of the essential benefits package. The essential health benefits are items and services included in the benchmark health insurance plan, which is the largest plan in the largest product in the Commonwealth's small group market as supplemented in order to provide coverage for the items and services within the statutory essential