

Virginia General Assembly

2015 Session Summary



Virginia Division of Legislative Services

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Introduction

This publication presents a summary of legislation considered by the Virginia General Assembly at its 2015 Regular Session through adjournment *sine die* on **February 27, 2015**. Detailed information on any piece of legislation in Virginia may be found on the Virginia Legislative Information System (<http://lis.virginia.gov>).

Bill summaries are organized by alphabetical subject areas that correspond to titles in the Code of Virginia. Bills that affect more than one Code title have been placed under the dominant subject area of the legislation. Bills that do not amend the Code of Virginia are also listed under the subject headings.

Within each subject heading, the bills are further differentiated as *Passed or Failed*. Passed bills are subject to review and veto by the Governor; thus, some of the bills listed as passed in this volume may be amended and some may not become law. The General Assembly sometimes incorporates provisions from one bill into another bill, so even if a bill has failed, one or more of its provisions may exist in legislation that has been passed.

Five special categories of legislation follow the bills listed by subject area: constitutional amendment resolutions, other resolutions, miscellaneous noncodified bills (including the budget and bonds), charter bills, and study resolutions.

Administration of Government

Passed

[P]HB1335 Education; agency coordination. Requires the Secretary of Education to consult with the agencies for which he is responsible pursuant to statute and biennially report to the General Assembly on the coordination efforts among such agencies. The bill also requires (i) the Superintendent of Public Instruction to designate an employee of the Department of Education to serve as its liaison to the State Council of Higher Education for Virginia and the State Board for Community Colleges and (ii) the Chancellor of the Virginia Community College System to designate an employee of the State Board for Community Colleges to serve as its liaison to the Board of Education.

Patron - Landes

[P]HB1523 Virginia Board of Workforce Development; qualification for services related to the Workforce Investment Act. Provides that for the purposes of implementing the Workforce Investment Act (WIA), income from service in the Virginia National Guard shall not disqualify unemployed service members from WIA-related services.

Patron - Byron

[P]HB1588 Economic development policy for the Commonwealth; Secretary of Agriculture and Forestry. Adds the Secretary of Agriculture and Forestry to the committee established to assist the Secretary of Commerce and Trade in developing, during the first year of each new gubernatorial administration, a comprehensive economic development policy for the Commonwealth.

Patron - Landes

[P]HB1618 Virginia Freedom of Information Act; open meeting exemption for certain public bodies. Creates an open meeting exemption for those meetings or portions of meetings of a Resource Management Plan Technical Review Committee, a Soil and Water Conservation District Board, a review committee of the Department of Conservation and Recreation, or the Virginia Soil and Water Conservation Board when such body discusses or considers records currently excluded from FOIA. The bill provides that this exemption shall not apply, however, to the discussion or consideration of records that contain information that has been certified for release by the person who is the subject of the information or transformed into a statistical or aggregate form that does not allow identification of the person who supplied, or is the subject of, the information. This bill is identical to SB 1126.

Patron - Scott

[P]HB1628 Virginia Public Procurement Act; contract modification. Provides that the contract modification provisions of the Virginia Public Procurement Act do not limit the amount a party to a public contract may claim or recover against a public body in the event of a contract dispute. The bill provides that modifications made by a political subdivision that fail to comply with the above provisions are voidable at the discretion of the governing body, and unauthorized approval of a modification cannot be the basis of a contractual claim under the Virginia Public Procurement Act.

Patron - Albo

[P]HB1633 Virginia Freedom of Information Act; record exemption for certain health records. Clarifies that records of certain health care committees and entities, to the

extent that they reveal information that may be withheld from discovery as privileged communications, are exempt from disclosure under FOIA. This bill is identical to SB 968.

Patron - Gilbert

[P]HB1637 Virginia Public Procurement Act; design professional term contracts. Decreases the population threshold for localities for the procurement of architectural and engineering services from 80,000 to 78,000 and increases the single project limit for architectural and engineering services for such localities from \$2 million to \$2.5 million and the aggregate limit for projects performed in a one-year contract term from \$5 million to \$6 million.

Patron - Minchew

[P]HB1641 Virginia Values Veterans Program; certification by state agencies. Provides that all agencies in the executive branch of state government and all public institutions of higher education shall, to the maximum extent possible, be certified in accordance with the Department of Veterans Services as part of its Virginia Values Veterans Program. Such agencies and institutions may request a certification waiver from the Governor if they can demonstrate that (i) the certification is in conflict with the organization's operating directives or (ii) they have in place an alternative program that meets the certification requirements.

Patron - Stolle

[P]HB1661 Virginia Information Technologies Agency; Division of Purchases and Supply; private institutions of higher education. Directs the Virginia Information Technologies Agency (VITA) and the Division of Purchases and Supply (the Division) to allow private institutions of higher education that are chartered by an Act of Congress in 1821, have owned and operated since 1991 a campus with a significant presence in the Commonwealth, and are granted tax-exempt status under § 501(c)(3) of the Internal Revenue Code to purchase directly from contracts established for state agencies and public bodies by VITA or the Division. Under current law, such institutions must be chartered in Virginia in order to purchase directly from contracts established for state agencies and public bodies by VITA or the Division.

Patron - Rust

[P]HB1673 Government Data Collection and Dissemination Practices Act; collection and use of personal information by law-enforcement agencies. Provides that, unless a criminal or administrative warrant has been issued, law-enforcement and regulatory agencies shall not use surveillance technology to collect or maintain personal information where such data is of unknown relevance and is not intended for prompt evaluation and potential use regarding suspected criminal activity or terrorism by any individual or organization. The bill authorizes law-enforcement agencies to collect information from license plate readers, provided that such information is held for no more than seven days and is not subject to any outside inquiries or internal usage, except in the investigation of a crime or missing persons report. After seven days, such collected information must be purged from the system unless it is being utilized in an ongoing investigation. The bill also adds to the definition of "personal information" vehicle license plate numbers and information that affords a basis for inferring an individual's presence at any place. This bill is identical to SB 965.

Patron - Anderson

[P]HB1751 Administrative Process Act; certain review by Joint Commission on Administrative Rules. Provides that in the event the economic impact analysis completed by the Department of Planning and Budget (the Department)

reveals that a proposed regulation would have an adverse economic impact on businesses or would impose a significant adverse economic impact on a locality, business, or entity particularly affected, the Department shall advise the Joint Commission on Administrative Rules, the House Committee on Appropriations, and the Senate Committee on Finance within the 45-day period allowed for preparation of the economic impact analysis. The bill requires the Joint Commission on Administrative Rules to review such rule or regulation and report quarterly to the Governor and the General Assembly on any such regulation, including in its report a statement of any position taken by the Commission on any such regulation.

Patron - Ransone

HB1757 Virginia Small Business Financing Authority; Small, Women-owned, and Minority-owned Business Loan Fund. Abolishes the Capital Access Fund for Disadvantaged Businesses, which provides loan guarantees, loan loss reserves, and interest rate write downs for disadvantaged businesses, and replaces it with the Small, Women-owned, and Minority-owned Business Loan Fund. The new fund will provide direct loans to eligible small, women-owned, and minority-owned businesses. The bill requires the Small Business Financing Authority and the Department of Small Business and Supplier Diversity to transfer cash balances in the Capital Access Fund for Disadvantaged Businesses to the Small, Women-owned, and Minority-owned Business Loan Fund. The bill contains technical amendments. This bill is identical to SB 854.

Patron - James

HB1790 Prohibition on payments without an appropriation; prohibition on IOUs. Prohibits a state agency or official from attempting, guaranteeing, or purporting to pay for a good or service or a debt unless the General Assembly has appropriated funds, or funds are otherwise lawfully available, to pay the same. The prohibition on payment does not apply to payments required by federal law. The bill also prohibits a state agency or official from furnishing an IOU in exchange for any good or service, as a means to pay for any good or service, or in lieu of a payment on a debt.

Patron - Massie

HB1799 Innovation and Entrepreneurship Investment Authority; powers. Provides the Innovation and Entrepreneurship Investment Authority (commonly known as the CIT) with the power to exclusively, or with any other person, form and otherwise develop, own, operate, govern, and otherwise direct the disposition of assets of separate legal entities, provided that such entities are formed solely for the purpose of managing and administering any assets disposed of by the Authority. The bill provides that these legal entities may include limited liability companies, limited partnerships, charitable foundations, real estate holding companies, investment holding companies, nonstock corporations, and benefit corporations and provides that any such entities shall be operated under the governance of the Authority. The bill sets out other requirements for such entities, including that they shall not be deemed to be a state or governmental agency, advisory agency, or public body or instrumentality and that no director, officer, or employee of any such entity shall be deemed to be an officer or employee for purposes of the State and Local Government Conflict of Interests Act. The bill does provide, however, that the Auditor of Public Accounts or his legally authorized representatives shall annually audit the financial accounts of the Authority and any such entity, provided that the working papers and records of the Auditor of Public Accounts relating to such audits shall not be subject to the provisions of the Virginia Freedom of Information Act. The bill also sets the quorum for the Authority's board of directors at nine and requires

the reporting of certain additional information to the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance, the Secretary of Technology, and the Director of Planning and Budget.

Patron - Greason

HB1835 Virginia Public Procurement Act (VPPA); methods of procurement; job order contracting and cooperative procurement. Clarifies that small purchase procedures include the procurement of non transportation-related construction and that any such procedures shall not waive compliance with the Uniform State Building Code. The bill adds independent agencies of the Commonwealth to the definition of public body under the VPPA. The bill also increases contract amounts for job order contracting and provides that (i) order splitting with the intent of keeping a job order under the maximum dollar amounts prescribed is prohibited, (ii) no public body shall issue or use a job order, under a job order contract, solely for the purpose of receiving professional architectural or engineering services that constitute the practice of architecture or the practice of engineering as those terms are defined in § 54.1-400. However, professional architectural or engineering services may be included on a job order where such professional services are (a) incidental and directly related to the job, (b) do not exceed \$25,000 per job order, and (c) do not exceed \$75,000 per contract term., and (iii) job order contracting shall not be used for construction, maintenance, or asset management services for a highway, bridge, tunnel, or overpass. The bill clarifies the provisions of the VPPA related to cooperative procurement and requires that by October 1, 2017, the Department of Small Business and Supplier Diversity, public institutions of higher education having level 2 or 3 authority under the Restructured Higher Education Financial and Administrative Operations Act of 2005, any state agency utilizing job order contracting, and the Virginia Association of Counties, the Virginia Municipal League, and the Virginia Association of Governmental Purchasing, on behalf of local public bodies, working cooperatively report their respective experiences and findings relating to the appropriateness and effectiveness of job order contracting in general, the job order project cost limitations as added by this bill, and the architectural and professional engineering term contract limits to the Chairmen of the House Committee on General Laws and the Senate Committee on General Laws and Technology. The bill also requires for construction projects in excess of \$2 million, a public body, including public institutions of higher education, provide its justification for use of any procurement method other than competitive sealed bidding to the Director of the Department of General Services. The bill requires the State Corporation Commission (SCC) to develop a process for the administrative review of its procurement decisions that is consistent with the Constitution of Virginia. The bill further provides that its provisions shall not apply to any solicitation issued or contract awarded before July 1, 2015, except that the provisions of subsection B of § 2.2-4303.2, as added by this bill, shall apply to any renewal of a job order contract. The bill contains numerous technical amendments and is a recommendation of the General Laws Special Joint Subcommittee Studying the Virginia Public Procurement Act.

Patron - Gilbert

HB1842 Performance and incentive grants. Provides (i) that no more than \$15 million in Virginia Investment Performance Grants may be outstanding at any time on or after July 1, 2015, (ii) that grant payments under the Major Eligible Employer Grant Program will begin three years following approval of the employer's grant application by the Secretary of Commerce and Trade, and (iii) for the MEI Project Approval Commission to review incentive packages in which the aggregate amount of incentives offered by the Common-

wealth is in excess of \$10 million in value. Under current law, grant payments under the Major Eligible Employer Grant Program begin six years following approval by the Secretary of Commerce and Trade.

The bill also repeals the Clean Energy Manufacturing Incentive Grant Program effective July 1, 2015, and the Commonwealth's semiconductor performance grant programs effective July 1, 2016.

Patron - James

HB1854 Virginia Public Procurement Act; small, women-owned, and minority-owned businesses; enhancement or remedial measures. Requires state contracts awarded pursuant to enhancement or remedial measures implemented to enhance participation by small, women-owned, and minority-owned businesses to include a requirement that no more than 60 percent of the work be subcontracted to another contractor except under certain circumstances. The bill authorizes the Department of Small Business and Supplier Diversity (the Department) to investigate complaints that the business has violated the contract provision and authorizes the Department to revoke the business's certification as a small, women-owned, or minority-owned business for a period of one year upon determination that the contract provision has been violated.

Patron - Adams

HB1899 Administrative Process Act; legislative review of regulations. Extends the period during which the relevant standing committee of both houses of the General Assembly or the Joint Commission on Administrative Rules may transmit, with the Governor's concurrence, a statement directing the suspension of the effective date of a portion or all of a final regulation. Under current law, the statement must be filed within the 30-day final adoption period. The bill provides that if the promulgating agency has specified a later effective date, the statement may be transmitted at any time prior to the specified later effective date. The bill contains technical amendments. This bill is identical to SB 1198.

Patron - DeSteph

HB1901 Department of Small Business and Supplier Diversity; definition of small business. Changes the definition of small business to require the business, together with affiliates, to meet the small business size standards established by the regulations of the U.S. Small Business Administration. Currently, a small business is required to have 250 or fewer employees or average annual gross receipts of \$10 million or less averaged over the previous three years. The bill will not become effective unless reenacted by the 2016 Session of the General Assembly. The bill requires the Secretary of Commerce and Trade to convene a workgroup of interested stakeholders to examine the definition of small business in the Code of Virginia and report its findings and recommendations to the Governor and General Assembly on or before December 1, 2015. The bill is identical to SB 885.

Patron - Lopez

HB1916 Fraud and Abuse Whistle Blower Protection Act; definition of state agency. Includes all independent agencies in the definition of "state agency" under the Fraud and Abuse Whistle Blower Protection Act.

Patron - LeMunyon

HB1917 Certain contracts between governmental agencies prohibited. Requires any governmental agency that intends to purchase services for an amount over \$25,000 from another governmental agency, which service is found on the commercial activities list, to post notice of such purchase and provide the opportunity for comment by or the submission of

information from the private sector on each such intended purchase. The bill specifies where the notice is to be posted and defines commercial activities list and governmental agency.

Patron - LeMunyon

HB1967 Veterans Services Foundation. Provides that the Veterans Services Foundation may accept revenue from all sources, including private source fundraising, to support its mission. The bill also provides that the identity of donors to the Foundation does not have to be disclosed under the Freedom of Information Act if the donor has requested anonymity in connection with or as a condition of making a pledge or donation.

Patron - Taylor

HB1986 Virginia Board of Workforce Development. Makes several changes to the Virginia Board of Workforce Development (the Board), including (i) requiring quarterly meetings of the Board; (ii) establishing a full-time director position to be supervised by the Governor's Chief Workforce Development Advisor (the Advisor) and dedicated to supporting the Board's operations; and (iii) adding, as an area of policy advice to the Governor, issues to create a business-driven system that increases the rates of attainment of workforce credentials and jobs. Beginning November 1, 2016, and annually thereafter, each agency administering any publicly funded career and technical education and workforce development program shall submit to the Governor and the Board a report detailing the program's performance against state-level metrics established by the Board and the Advisor. In addition, the Advisor, the Commissioner of the Virginia Employment Commission (VEC), and the Chancellor of the Virginia Community College System (VCCS) shall enter into a memorandum of understanding that sets forth (a) the roles and responsibilities of each of these publicly funded entities; (b) a funding mechanism that adequately supports operations under the federal provisions; and (c) a procedure for the resolution of any disagreements that may arise. The Advisor, VEC, and VCCS shall collaborate to produce an annual executive summary. Each local workforce development board shall develop and execute a strategic plan designed to combine public and private resources to support sector strategies, career pathways, and career readiness skills development. This bill also sets the minimum level of fiscal support from WIOA Adult and Dislocated Worker funds and provides incentives. The bill makes several technical amendments required with the transition from the federal Workforce Investment Act of 1998 to the federal Workforce Innovation and Opportunity Act of 2014. On October 1, 2017, the Executive Director of the Board shall provide members of the Board with a detailed report evaluating the rate of the expenditures for incentives by local workforce development boards from July 1, 2015, to July 1, 2017. This bill is identical to SB 1372.

Patron - Byron

HB2018 Board of Veterans Services; membership. Increases from 11 to 14 the number of nonlegislative citizen members on the Board of Veterans Services, thereby increasing the total membership of the Board from 19 to 22. The bill contains a technical amendment.

Patron - BaCote

HB2070 State and Local Government Conflict of Interests Act, General Assembly Conflicts of Interests Act, and Virginia Conflict of Interest and Ethics Advisory Council; certain gifts prohibited; approvals required for certain travel. Removes the distinction between tangible and intangible gifts and prohibits any state or local officer or employee, member of the General Assembly, and certain candidates from soliciting, accepting, or receiving a single gift

with a value exceeding \$100 from certain persons; however, such prohibition does not apply to gifts from personal friends. The bill also prohibits the immediate family of such officers, employees, members, or candidates from soliciting, accepting, or receiving such gifts. The bill provides an exception for gifts received at widely attended events, which are those events at which at least 25 persons have been invited to attend or there is a reasonable expectation that at least 25 persons will attend the event. The bill requires disclosure of any single gift or entertainment, or any combination of gifts or entertainment, with a value exceeding \$50. The bill also requires persons subject to the Conflict of Interest Acts to request approval from the Virginia Conflict of Interest and Ethics Advisory Council (the Council) and receive the approval of the Council prior to accepting or receiving any travel-related transportation, lodging, meal, hospitality, or other thing of value provided by certain third parties that has a value exceeding \$100. The bill modifies the current composition of the Council, reducing the number of members from 15 to 9, and requires that there be bipartisan balance of the General Assembly members appointed to the Council. The bill requires electronic filing of disclosure forms with the Council and provides that local officers and employees will file disclosure forms locally instead of with the Council. The bill provides that the making of a knowing and intentional false statement on a disclosure form is punishable as a Class 5 felony. The bill also prohibits the Governor, his campaign committee, and any political action committee established on his behalf from knowingly soliciting or accepting a contribution, gift, or other item with a value greater than \$100 from persons and entities seeking loans or grants from the Commonwealth's Development Opportunity Fund (the Fund), restricts such gifts and contributions from persons and entities seeking loans or grants from the Fund, and provides that any violation shall result in a civil penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater. The bill has a delayed effective date of January 1, 2016. This bill incorporates HB 1598, HB 1667, HB 1689, HB 1919, HB 1947, and HB 2060 and is identical to SB 1424.

Patron - Gilbert

[P]HB2071 Advisory Board on Service and Volunteerism. Codifies the Governor's Advisory Board on Service and Volunteerism to advise the Governor and Cabinet Secretaries on matters related to the promotion and development of national and community service in Virginia and to meet the provisions of the federal National and Community Service Trust Act of 1993. The bill, by its terms, will expire on July 1, 2018. The bill is identical to SB 1090.

Patron - McClellan

[P]HB2083 Community policy and management teams. Directs community policy and management teams to establish, as part of their policies governing referrals and reviews of children and families to the family assessment and planning teams or a collaborative, multidisciplinary team process approved by the State Executive Council for Comprehensive Services for At-Risk Youth and Families, a process for parents and persons who have primary physical custody of a child to refer children in their care to the teams. This bill is identical to SB 1041.

Patron - Peace

[P]HB2104 Virginia Freedom of Information Act; records held by both Virginia Commonwealth University (VCU) and the VCU Medical Center; discussion of same. Provides that the record and open meeting exemptions for VCU Medical Center shall also apply when the records are in the possession of VCU or the discussion of certain matters

occur at a meeting of the Virginia Commonwealth University Board of Visitors.

Patron - Peace

[P]HB2114 Competitive foods; school-sponsored fundraisers. Requires the regulations setting nutritional guidelines for competitive foods to permit each public school to conduct on school grounds during regular school hours no more than 30 school-sponsored fundraisers per school year during which food that does not meet the nutritional guidelines for competitive foods may be sold to students. "Competitive food" is defined in current law as any food, excluding beverages, sold to students on school grounds during regular school hours that is not part of the school breakfast or school lunch program.

Patron - Bell, Richard P.

[P]HB2141 Community policy and management teams; information sharing. Changes the term "community management and planning team" to the term "community policy and management team" (CPMT) in a section of the Code of Virginia relating to information sharing and confidentiality of information in cases being reviewed by a CPMT or family assessment and planning team, to be consistent with terminology used throughout the Code.

Patron - Murphy

[P]HB2148 Virginia Public Procurement Act; small, women-owned, and minority-owned businesses. Defines "historically black colleges and universities" and provides that the term "minority-owned business" includes historically black colleges and universities, regardless of the percentage ownership by minority individuals or, in the case of a corporation, partnership, or limited liability company or other entity, the equity ownership interest in the corporation, partnership, or limited liability company or other entity. This bill is identical to SB 1333.

Patron - Yancey

[P]HB2207 Broadband Advisory Council; membership. Increases from 11 to 14 the membership of the Broadband Advisory Council (the Council) by (i) adding one member of the House of Delegates and one member of the Senate; (ii) removing one nonlegislative citizen member and requiring one of the Council's four nonlegislative citizen members, who shall be appointed by the Governor, to be a representative of the Wireless Internet Service Providers Association; and (iii) adding the executive director of the Center for Rural Virginia and the Secretary of Agriculture and Forestry as ex officio members. The bill also directs the Division of Legislative Services to provide additional staff support to legislative members serving on the Council. The bill contains technical amendments.

Patron - Ransone

[P]HB2222 Commonwealth's Attorneys Training Fund. Establishes the Commonwealth's Attorneys Training Fund to be used for the purpose of supporting prosecutor training and law-enforcement training. This bill is identical to SB 1360.

Patron - Jones

[P]HB2288 Virginia Tourism Authority; Board of Directors. Adds the Secretary of Agriculture and Forestry as a member of the Board of Directors of the Virginia Tourism Authority. The bill contains technical amendments.

Patron - Scott

[P]HB2293 Department of General Services; Division of Engineering and Buildings; use of value engineering. Eliminates the need for a value engineering report for projects

that (i) are designed utilizing either the design-build or construction management at risk basis and (ii) have the value engineering process as an integral component. The bill also eliminates the requirement that a designee of the Department of General Services (the Department) participate in all cost-saving decisions for such projects having a waiver granted by the Director of the Department. The bill requires that only a written summary of the cost savings that have been incorporated into the design be provided to the Division of Engineering and Buildings prior to moving forward to the construction phase of the contract.

Patron - James

HB2323 Information technology projects and services in the Commonwealth. Clarifies responsibilities related to information technology in the Commonwealth. The bill provides the Chief Information Officer (CIO) with the authority to approve and make decisions related to information technology projects, procurements, and standards without requiring the routine approval of the Secretary of Technology. The bill provides that the Secretary of Technology is responsible for overseeing enterprise information technology projects and communicating regularly with the Governor and other Secretaries regarding information technology services, initiatives, and investments in the Commonwealth. The bill also requires that agency and department heads follow policies and procedures put in place by the CIO regarding the security of government information, and establishes requirements ensuring that procurement provisions are followed regarding the purchase of information technology. The changes in the bill are recommendations of the Joint Legislative Audit and Review Commission.

Patron - Jones

HB2378 Governor; operational and programmatic review by the General Assembly of all state agencies in the executive branch by Secretariat; disclosure of certain information. Requires the Secretaries of Administration, Finance, and Technology to jointly establish a work group to provide the public, the Chairmen of each standing committee of the General Assembly or their designees, and a designated staff member of the House Committee on Appropriations and the Senate Committee on Finance, access to data and information pertaining to the operation of state agencies within the subject matter jurisdiction of each standing committee. Access shall be by electronic means to the extent possible, as determined by the work group, taking into account security and privacy restrictions. The bill requires the Secretaries of Administration, Finance, and Technology to ensure that the work group makes substantial progress toward accessing the information and data required on or before November 1, 2015, and identify possible future steps to further facilitate electronic access to such data.

Patron - Cline

HB2395 Public works contracts; prevailing wage provisions. Prohibits state agencies from requiring bidders, offerors, contractors, or subcontractors to pay, or require the payment of, wages, salaries, benefits, or other remuneration, to persons employed to perform services in connection with a public works project at a rate that is based on the wages and benefits prevailing for the corresponding classes of laborers and mechanics employed. A corresponding prohibition is made applicable to state agencies providing grants or other financial assistance for public works projects, unless required by federal law. The measure further states that it is the policy of the Commonwealth not to implement, adopt, enforce, or require any program, policy, or provision that requires a public works contract that requires the payment of wages or other remuneration

at a rate based on the prevailing wage, whether modeled on the federal Davis-Bacon Act or similar state law.

Patron - Ramadan

SB809 Virginia Economic Development Partnership Authority; assessment of industrial sites. Authorizes the Virginia Economic Development Partnership Authority to develop a site and building assessment program to assess the state's industrial sites consisting of at least 250 acres.

Patron - Stanley

SB850 Comprehensive Services Act for At-Risk Youth and Families; name change. Changes the name of the Comprehensive Services Act for At-Risk Youth and Families to the Children's Services Act.

Patron - Favola

SB854 Virginia Small Business Financing Authority; Small, Women-owned, and Minority-owned Business Loan Fund. Abolishes the Capital Access Fund for Disadvantaged Businesses, which provides loan guarantees, loan loss reserves, and interest rate write-downs for disadvantaged businesses, and replaces it with the Small, Women-owned, and Minority-owned Business Loan Fund. The new fund will provide direct loans to eligible small, women-owned, and minority-owned businesses. The bill requires the Small Business Financing Authority and the Department of Small Business and Supplier Diversity to transfer cash balances in the Capital Access Fund for Disadvantaged Businesses to the Small, Women-owned, and Minority-owned Business Loan Fund. The bill contains technical amendments. This bill is identical to HB 1757.

Patron - Lucas

SB876 State and Local Government Conflict of Interests Act; prohibited contracts by officers and employees of hospital authorities. Clarifies that officers and employees of hospital authorities are included under the prohibited contract provisions for local officers and employees under the State and Local Government Conflict of Interests Act. The bill also lists exclusions from the general contract prohibitions that are specific to officers and employees of hospital authorities.

Patron - Cosgrove

SB885 Department of Small Business and Supplier Diversity; definition of small business. Changes the definition of small business to require the business, together with affiliates, to meet the small business size standards established by the regulations of the U.S. Small Business Administration. Currently, a small business is required to have 250 or fewer employees or average annual gross receipts of \$10 million or less averaged over the previous three years. The bill will not become effective unless reenacted by the 2016 Session of the General Assembly. The bill requires the Secretary of Commerce and Trade to convene a workgroup of interested stakeholders to examine the definition of small business in the Code of Virginia and report its findings and recommendations to the Governor and General Assembly on or before December 1, 2015. The bill is identical to HB 1901.

Patron - Petersen

SB894 Community Integration Advisory Commission; membership. Expands nonlegislative citizen membership eligibility to include one individual who is receiving or has received services in a state hospital operated by the Department of Behavioral Health and Developmental Services, one individual who is receiving or has received services in a state or private intermediate care facility for individuals with intellectual disability, and one current or former resident of a nursing facility. Under current law, membership includes one

individual who is currently receiving services in a state hospital operated by the Department of Behavioral Health and Developmental Services, one individual who is currently receiving services in a state training center, and one current resident of a nursing facility. The bill also extends the sunset for the Community Integration Advisory Commission from July 1, 2016, to July 1, 2019.

Patron - Puller

SB927 Administrative Process Act; disqualification; presiding officers and hearing officers. Establishes a process for the disqualification of presiding officers and hearing officers in situations where such officers cannot accord a fair and impartial hearing or consideration or when required by the applicable rules governing the practice of law. A presiding officer or hearing officer shall be subject to disqualification for any factor leading a reasonable person to question his impartiality, including prejudice, financial interest, and ex parte communications. The bill establishes a process for challenging the initial decision to not disqualify. This bill is a recommendation of the Virginia Code Commission.

Patron - Edwards

SB928 Virginia Administrative Process Act; default by nonappearing party. Establishes a mechanism to more efficiently dispose of contested matters under the Virginia Administrative Process Act where the defendant in an administrative proceeding fails to appear at a hearing without a valid excuse. Currently, unless an agency's enabling statute provides differently, there is no provision for allowing an agency to enter a default order in a case in which the defendant fails to appear at a hearing. The bill's provisions do not apply to any administrative hearings process that is governed by § 32.1-325.1 relating to provider appeals. This bill is a recommendation of the Virginia Code Commission.

Patron - Edwards

SB962 Virginia Military Advisory Council (VMAC); membership. Reduces the number of members of the Virginia Military Advisory Council from 27 to 11. The bill increases from four to five the number of members appointed by the Governor, eliminates 17 members who represent the major military commands and installations located in Virginia, and requires the Governor to instead invite these 17 representatives to represent their command or installation at VMAC meetings. The bill further requires that funding for the costs of compensation and expenses of the VMAC members be provided by the Secretary of Veterans and Defense Affairs. The bill contains technical amendments.

Patron - Lewis

SB965 Government Data Collection and Dissemination Practices Act; collection and use of personal information by law-enforcement agencies. Provides that, unless a criminal or administrative warrant has been issued, law-enforcement and regulatory agencies shall not use surveillance technology to collect or maintain personal information where such data is of unknown relevance and is not intended for prompt evaluation and potential use regarding suspected criminal activity or terrorism by any individual or organization. The bill authorizes law-enforcement agencies to collect information from license plate readers, provided that such information is held for no more than seven days, and is not subject to any outside inquiries or internal usage, except in the investigation of a crime or missing persons report. After seven days, such collected information must be purged from the system unless it is being utilized in an ongoing investigation. The bill also adds to the definition of "personal information" vehicle license plate numbers and information that affords a basis for inferring an

individual's presence at any place. This bill is identical to HB 1673.

Patron - Petersen

SB968 Virginia Freedom of Information Act; record exemption for certain health records. Clarifies that records of certain health care committees and entities, to the extent that they reveal information that may be withheld from discovery as privileged communications, are exempt from disclosure under FOIA. This bill is identical to HB 1633.

Patron - Ruff

SB969 Virginia Freedom of Information Act (FOIA); exception to open meeting requirements. Clarifies that the gathering or attendance of two or more members of a public body (i) at any place or function where no part of the purpose of such gathering or attendance is the discussion or transaction of any public business, and such gathering or attendance was not called or prearranged with any purpose of discussing or transacting any business of the public body, or (ii) at a public forum, candidate appearance, or debate, the purpose of which is to inform the electorate and not to transact public business or to hold discussions relating to the transaction of public business, even though the performance of the members individually or collectively in the conduct of public business may be a topic of discussion or debate at such public meeting, is not a meeting under FOIA. The bill contains a technical amendment.

Patron - Ruff

SB1002 Local workforce investment boards; pay-for-performance incentives. Encourages local workforce investment boards to implement pay-for-performance contract strategy incentives for training services as an alternative model to traditional programs. The bill also authorizes local workforce investment boards to allocate funds to the extent permissible under §§ 128(b) and 133(b) of the Workforce Innovation and Opportunity Act of 2014 (P.L. 113-128) for pay-for-performance partnerships.

Patron - Ebbin

SB1038 Investment in research and technology. Makes changes to the Commonwealth Research Commercialization Fund (CRCF), including adding a federal research facility located in the Commonwealth to the list of entities eligible to apply for a grant, and clarifies that the length of time that a business has been incorporated does not affect an entity's eligibility for an award. The bill provides for the Innovation and Entrepreneurship Investment Authority (IEIA) to consult with the Secretary of Technology on the guidelines developed for the administration of the CRCF. The bill also transfers the authority to appoint the five citizen members to the Research and Technology Investment Advisory Committee from the IEIA to the Governor and the General Assembly.

Patron - Hanger

SB1041 Community policy and management teams. Directs community policy and management teams to establish, as part of their policies governing referrals and reviews of children and families to the family assessment and planning teams or a collaborative, multidisciplinary team process approved by the State Executive Council for Comprehensive Services for At-Risk Youth and Families, a process for parents and persons who have primary physical custody of a child to refer children in their care to the teams. This bill is identical to HB 2083.

Patron - Hanger

SB1059 Office of the Attorney General; employment of special counsel. Provides that when entering into a contract with special counsel, the Office of the Governor or

Office of the Attorney General, as applicable, must make a copy of the contract available to the public on the website of the Governor or the Attorney General. However, the Attorney General may temporarily not disclose such information upon making a written determination that such action is necessary to protect attorney-client or otherwise privileged information or that immediate disclosure of the existence of special counsel, or any other sensitive information, could compromise the initiation, handling, or conclusion of any investigation or case matter handled by the Attorney General or special counsel and might put the Commonwealth and its citizens at a disadvantage. The bill also provides that prior to entering into a contract with special counsel, the Attorney General must make a written determination that the representation is both cost effective and in the public interest. In addition, the bill (i) requires the Governor and the Attorney General to submit an annual report to the General Assembly describing the use of contracts for special counsel, (ii) provides that the Attorney General, or counsel to the Governor in cases in which the Attorney General has a conflict, shall retain control over special counsel, and (iii) limits the contingency fee that may be charged by special counsel depending on the amount recovered.

Patron - Obenshain

SB1090 Advisory Board on Service and Volunteerism. Codifies the Governor's Advisory Board on Service and Volunteerism to advise the Governor and Cabinet Secretaries on matters related to the promotion and development of national and community service in Virginia and to meet the provisions of the federal National and Community Service Trust Act of 1993. The bill is identical to HB 2071.

Patron - Vogel

SB1109 Virginia Freedom of Information Act (FOIA); open meeting exemptions; discussions relating to cybersecurity. Expands the open meeting exemption for the discussion of plans to protect public safety as it relates to terrorism and security of governmental facilities to include the discussion of specific cybersecurity threats or vulnerabilities, including the discussion of related records excluded from FOIA, where discussion in an open meeting would jeopardize the safety of any person or the security of any facility, building, structure, information technology system, or software program. The bill contains an emergency clause.

Patron - Stuart

SB1121 IT responsibility of agency directors. Provides that the director of every department in the executive branch of state government shall be responsible for securing the electronic data held by his department and shall comply with the requirements of the Commonwealth's information technology security and risk management program as developed by the Chief Information Officer.

Patron - Barker

SB1129 Virginia Freedom of Information Act; record exemption for public safety; cybersecurity. Expands the current record exemption for plans and information to prevent or respond to terrorism to include information not lawfully available to the public regarding specific cybersecurity threats or vulnerabilities or security plans and measures of an entity, facility, building structure, information technology system, or software program. The bill contains an emergency clause and technical amendments.

Patron - Stuart

SB1133 Prohibited conduct by state and local government officers and employees; retaliation. Prohibits a state or local government officer or employee from using his public position to retaliate or threaten retaliation against any

person for expressing views on matters of public concern or for exercising any right that is otherwise protected by law. The bill provides, however, that the prohibition does not (i) restrict the authority of any public employer to govern conduct of its employees, and to take disciplinary action, in accordance with applicable law or (ii) limit the authority of a constitutional officer to discipline or discharge an employee with or without cause.

Patron - Garrett

SB1151 State and local advisory team; membership. Expands membership of the state and local advisory team for the State Executive Council for Comprehensive Services for At-Risk Youth and Families to include (i) one parent representative who is not an employee of any public or private program that serves children and families and who has a child who has received services that are within the purview of the Comprehensive Services Act and (ii) one member from each of the five different geographical areas of the Commonwealth who is representative of one of the different participants of community policy and management teams pursuant to § 2.2-5205.

Patron - Wexton

SB1198 Administrative Process Act; legislative review of regulations. Extends the period during which the relevant standing committee of both houses of the General Assembly or the Joint Commission on Administrative Rules may transmit, with the Governor's concurrence, a statement directing the suspension of the effective date of a portion or all of a final regulation. Under current law, the statement must be filed within the 30-day final adoption period. The bill provides that if the promulgating agency has specified a later effective date, the statement may be transmitted at any time prior to the specified later effective date. The bill contains technical amendments. This bill is identical to HB 1899.

Patron - Wagner

SB1226 Virginia Public Procurement Act; requirements for Requests for Proposal. Requires that Requests for Proposal (RFP) include the specifics of any numerical scoring system to be used and indicate the weight that will be given to individual components of a proposal. The bill provides that if a numerical system is used, the point values assigned to each of the evaluation criteria must be included in the RFP or posted at the location designated for public posting of procurement notices prior to the due date and time for receiving proposals.

Patron - Reeves

SB1333 strong>Virginia Public Procurement Act; small, women-owned, and minority-owned businesses. Defines "historically black colleges and universities" and provides that the term "minority-owned business" includes historically black colleges and universities, regardless of the percentage ownership by minority individuals or, in the case of a corporation, partnership, or limited liability company or other entity, the equity ownership interest in the corporation, partnership, or limited liability company or other entity. This bill is identical to HB 2148.

Patron - Alexander

SB1360 Commonwealth's Attorneys Training Fund. Establishes the Commonwealth's Attorneys Training Fund to be used for the purpose of supporting prosecutor training and law-enforcement training. This bill is identical to HB 2222.

Patron - Norment

SB1371 Virginia Public Procurement Act (VPPA); methods of procurement; job order contracting and cooperative procurement. Clarifies that small purchase procedures

include the procurement of non transportation-related construction and that any such procedures shall not waive compliance with the Uniform State Building Code. The bill adds independent agencies of the Commonwealth to the definition of public body under the VPPA. The bill also increases contract amounts for job order contracting and provides that (i) order splitting with the intent of keeping a job order under the maximum dollar amounts prescribed is prohibited, (ii) no public body shall issue or use a job order, under a job order contract, solely for the purpose of receiving professional architectural or engineering services that constitute the practice of architecture or the practice of engineering as those terms are defined in § 54.1-400. However, professional architectural or engineering services may be included on a job order where such professional services are (a) incidental and directly related to the job, (b) do not exceed \$25,000 per job order, and (c) do not exceed \$75,000 per contract term., and (iii) job order contracting shall not be used for construction, maintenance, or asset management services for a highway, bridge, tunnel, or overpass. The bill clarifies the provisions of the VPPA related to cooperative procurement and requires that by October 1, 2017, the Department of Small Business and Supplier Diversity, public institutions of higher education having level 2 or 3 authority under the Restructured Higher Education Financial and Administrative Operations Act of 2005, any state agency utilizing job order contracting, and the Virginia Association of Counties, the Virginia Municipal League, and the Virginia Association of Governmental Purchasing on behalf of local public bodies working cooperatively report their respective experiences and findings relating to the appropriateness and effectiveness of job order contracting in general, the job order project cost limitations as added by this bill, and the architectural and professional engineering term contract limits to the Chairmen of the House Committee on General Laws and the Senate Committee on General Laws and Technology. The bill also requires for construction projects in excess of \$2 million, a public body, including public institutions of higher education, provide their justification for use of any procurement method, other than competitive sealed bidding, to the Director of the Department of General Services. The bill requires the State Corporation Commission (SCC) to develop a process for the administrative review of its procurement decisions that is consistent with the Constitution of Virginia. The bill further provides that its provisions shall not apply to any solicitation issued or contract awarded before July 1, 2015, except that the provisions of subsection B of § 2.2-4303.2, as added by this bill, shall apply to any renewal of a job order contract. The bill contains numerous technical amendments and is a recommendation of the General Laws Special Joint Subcommittee Studying the Virginia Public Procurement Act.

Patron - Ruff

SB1372 Virginia Board of Workforce Development. Makes several changes to the Virginia Board of Workforce Development (the Board), including (i) requiring quarterly meetings of the Board; (ii) establishing a full-time director position to be supervised by the Governor's Chief Workforce Development Advisor (the Advisor) and dedicated to supporting the Board's operations; and (iii) adding, as an area of policy advice to the Governor, issues to create a business-driven system that increases the rates of attainment of workforce credentials and jobs. Beginning November 1, 2016, and annually thereafter, each agency administering any publicly funded career and technical education and workforce development program shall submit to the Governor and the Board a report detailing the program's performance against state-level metrics established by the Board and the Advisor. In addition, the Advisor, the Commissioner of the Virginia Employment Commission (VEC), and the Chancellor of the Virginia Community College System (VCCS) shall enter into a memorandum of

understanding that sets forth (a) the roles and responsibilities of each of these publicly funded entities; (b) a funding mechanism that adequately supports operations under the federal provisions; and (c) a procedure for the resolution of any disagreements that may arise. The Advisor, VEC, and VCCS shall collaborate to produce an annual executive summary. Each local workforce development board shall develop and execute a strategic plan designed to combine public and private resources to support sector strategies, career pathways, and career readiness skills development. This bill also sets the minimum level of fiscal support from WIOA Adult and Dislocated Worker funds and provides incentives. The bill makes several technical amendments required with the transition from the federal Workforce Investment Act of 1998 to the federal Workforce Innovation and Opportunity Act of 2014. On October 1, 2017, the Executive Director of the Board shall provide members of the Board with a detailed report evaluating the rate of the expenditures for incentives by local workforce development boards from July 1, 2015, to July 1, 2017. This bill is identical to HB 1986.

Patron - Ruff

SB1377 Department of General Services; state-owned communication towers; charges for use. Removes the requirement that the amount charged to lease use of a state-owned communication tower be commensurate with the amount paid for use of comparable space on similar towers.

Patron - Hanger

SB1378 Virginia Public Procurement Act; cooperative procurement; Metropolitan Washington Council of Governments. Provides that a public body may purchase from the contract of the Metropolitan Washington Council of Governments. The bill also provides that a public body may participate in, sponsor, conduct, or administer a cooperative procurement agreement on behalf of or in conjunction with the Metropolitan Washington Council of Governments.

Patron - Barker

SB1385 Innovation and Entrepreneurship Investment Authority; powers. Provides the Innovation and Entrepreneurship Investment Authority (commonly known as the CIT) with the power to exclusively, or with any other person, form and otherwise develop, own, operate, govern, and otherwise direct the disposition of assets of separate legal entities, provided that such entities are formed solely for the purpose of managing and administering any assets disposed of by the Authority. The bill provides that these legal entities may include limited liability companies, limited partnerships, charitable foundations, real estate holding companies, investment holding companies, nonstock corporations, and benefit corporations and provides that any such entities shall be operated under the governance of the Authority. The bill sets out other requirements for such entities, including that they shall not be deemed to be a state or governmental agency, advisory agency, or public body or instrumentality and that no director, officer, or employee of any such entity shall be deemed to be an officer or employee for purposes of the State and Local Government Conflict of Interests Act. The bill requires, however, that the Auditor of Public Accounts or his legally authorized representatives shall annually audit the financial accounts of the Authority and any such entity, provided that the working papers and records of the Auditor of Public Accounts relating to such audits shall not be subject to the provisions of the Virginia Freedom of Information Act. The bill (i) adds two members to the board of directors appointed by the Speaker of the House and the Senate Committee on Rules and sets the quorum for the Authority's board of directors at nine; (ii) requires the reporting of certain additional information to the Chairmen of the House Committee on Appropriations and the Senate Com-

mittee on Finance, the Secretary of Technology, and the Director of Planning and Budget; and (iii) clarifies the Authority's powers related the MACH37 Cyber Accelerator entity.

Patron - Vogel

[F]SB1424 State and Local Government Conflict of Interests Act, General Assembly Conflicts of Interests Act, and Virginia Conflict of Interest and Ethics Advisory Council; certain gifts prohibited; approvals required for certain travel. Removes the distinction between tangible and intangible gifts and prohibits any state or local officer or employee, member of the General Assembly, and certain candidates from soliciting, accepting, or receiving a single gift with a value exceeding \$100 from certain persons; however, such prohibition does not apply to gifts from personal friends. The bill also prohibits the immediate family of such officers, employees, members, or candidates from soliciting, accepting, or receiving such gifts. The bill provides an exception for gifts received at widely attended events, which are those events at which at least 25 persons have been invited to attend or there is a reasonable expectation that at least 25 persons will attend the event. The bill requires disclosure of any single gift or entertainment, or any combination of gifts or entertainment, with a value exceeding \$50. The bill also requires persons subject to the Conflict of Interest Acts to request approval from the Virginia Conflict of Interest and Ethics Advisory Council (the Council) and receive the approval of the Council prior to accepting or receiving any travel-related transportation, lodging, meal, hospitality, or other thing of value provided by certain third parties that has a value exceeding \$100. The bill modifies the current composition of the Council, reducing the number of members from 15 to 9, and requires that there be bipartisan balance of the General Assembly members appointed to the Council. The bill requires electronic filing of disclosure forms with the Council and provides that local officers and employees will file disclosure forms locally instead of with the Council. The bill provides that the making of a knowing and intentional false statement on a disclosure form is punishable as a Class 5 felony. The bill also prohibits the Governor, his campaign committee, and any political action committee established on his behalf from knowingly soliciting or accepting a contribution, gift, or other item with a value greater than \$100 from persons and entities seeking loans or grants from the Commonwealth's Development Opportunity Fund, restricts such gifts and contributions from persons and entities seeking loans or grants from the Fund, and provides that any violation shall result in a civil penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater. The bill has a delayed effective date of January 1, 2016. This bill incorporates SB 735, SB 752, SB 812, SB 1267, SB 1278, and SB 1289 and is identical to HB 2070.

Patron - Norment

Failed

[F]HB1390 Regulation of firearms by state entities. Prohibits any department, agency, or other entity of the Commonwealth from adopting or enforcing any rule, regulation, or policy regarding firearms or ammunition except as expressly authorized by statute. Any rule, regulation, or policy adopted prior to July 1, 2015, without express statutory authority would be invalid. The prohibition would not apply to local, state, or regional correctional facilities or facilities operated by the Department of Behavioral Health and Developmental Services.

Patron - Berg

[F]HB1409 Public contracts; nondiscrimination; required provisions. Prohibits agencies of the Commonwealth and other public bodies from requiring any contractor entering into a public contract to agree to additional nondiscrimination provisions that are not otherwise required under the Fair Employment Contracting Act or the Virginia Public Procurement Act.

Patron - Marshall, R.G.

[F]HB1421 Workforce Development; duties of the Chief Workforce Development Advisor. Requires the Chief Workforce Development Advisor to actively promote the Commonwealth's workforce development and training programs and activities through public and visible means. The bill requires outreach and promotion plans to be developed in coordination with the development of the comprehensive economic development policy required by the Secretary of Commerce and Trade. The bill also provides that funding from publicly funded workforce development programs may be utilized in promotion efforts if deemed necessary.

Patron - Filler-Corn

[F]HB1449 Virginia Human Rights Act; childbirth or related medical conditions; cause of action. Provides that no employer may discharge any employee on the basis of childbirth or related medical conditions, including lactation. Currently, the protection against discrimination on the basis of childbirth or related medical conditions applies to an employer employing more than five but fewer than 15 persons.

Patron - McQuinn

[F]HB1498 Virginia Human Rights Act; public employment; prohibited discrimination; sexual orientation. Prohibits discrimination in employment based on sexual orientation. The bill defines sexual orientation as a person's actual or perceived heterosexuality, bisexuality, homosexuality, or gender identity or expression. The bill expressly provides that sexual orientation does not include any person's attraction toward persons with whom sexual conduct would be illegal due to the age of the parties. The bill also codifies existing prohibited discrimination in public employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a veteran. The bill contains technical amendments.

Patron - Plum

[F]HB1528 Government Data Collection and Dissemination Practices Act; limitation on collection and use of personal information by law enforcement; penalty. Limits the ability of law-enforcement and regulatory agencies to use technology to collect and maintain personal information on individuals and organizations where a warrant has not been issued and there is no reasonable suspicion of criminal activity by the individual or organization. The bill codifies an opinion of the Attorney General regarding the Government Data Collection and Dissemination Practices Act. The bill also allows a law-enforcement agency to collect information from a license plate reader provided that any information collected shall only be retained for 24 hours and shall only be used for the investigation of a crime or a report of a missing person. The bill provides that any person who sells or uses information collected from a license plate reader by a law-enforcement agency in any unauthorized manner is guilty of a Class 6 felony.

Patron - Berg

[F]HB1539 Investments in translational medicine companies. Establishes the Virginia Translational Medicine Investment Fund (the Fund) from which the Virginia Economic Development Partnership Authority (the Authority) would make loans to and cash investments in private businesses con-

ducting research in the Commonwealth in translational medicine. The Authority is to administer the Fund as a revolving loan and investment fund. Cash investments and loans are restricted to products and services that are in the advanced research stage of translational medicine. The Authority is required to enter into a memorandum of understanding with each business it intends to invest in, which sets out the repayment terms of any loan, the ownership share or interest required for any equity investment, and requirements for retention of research and development in the Commonwealth. The Authority may not acquire more than a 25 percent ownership interest in any private business. The Fund is initially capitalized with \$5 million by August 15, 2015.

Patron - Albo

HB1540 Virginia Public Procurement Act (VPPA); competitive negotiation process for architectural and engineering services. Revises the process for competitive negotiation for architectural and engineering services by requiring a public body after selection of the qualified architectural or engineering offerors, to negotiate the terms and conditions of the contract. The bill also eliminates a public body's discretion to discuss nonbinding estimates of total project costs for professional services at the discussion stage and instead prohibits a public body from requesting estimates of costs for professional services.

Patron - Albo

HB1573 Duty of the Attorney General to represent the Commonwealth. Provides that the Attorney General or his designee has the duty to represent the interests of the Commonwealth or any political subdivision thereof in any proceeding in federal court or a Virginia appellate court in which the constitutionality or validity of a provision of the Constitution of Virginia or of any law or regulation of the Commonwealth is contested or at issue, except in cases where it would be improper due to a conflict of interests.

Patron - Pogge

HB1577 Veteran Employment Grant Fund and Program. Creates the Veteran Employment Grant Fund and Program (the Program) to be administered by the Department of Veterans Services to provide grants to businesses certified by the Department as participants in the Department's program to create employment opportunities for veterans by assisting employers in hiring and retaining veterans. The bill sets out the criteria for the award of grants and requires the Department to establish a certification process for participating employers with the objective of setting measurable goals for hiring and retaining veterans.

Patron - Watts

HB1595 Department of General Services; Alternative Fuel Vehicle Conversion Grant Fund. Converts the Alternative Fuel Vehicle Conversion Fund into a grant fund for purposes of providing grants to assist agencies of the Commonwealth with the incremental cost of state-owned alternative fuel vehicles. The grant fund will also assist local government and agencies thereof and local school divisions with the incremental cost of such local government-owned alternative fuel vehicles. The bill provides that (i) grants from the Fund shall be awarded on a first-come, first-served basis, and in the event the amount of grants requested in a fiscal year exceeds the funds available in the Fund, such grants shall be paid in the next fiscal year in which funds are available, and (ii) no single grant from the Fund shall exceed \$1 million.

Patron - Taylor

HB1598 State and Local Government Conflict of Interests Act, General Assembly Conflicts of Interests Act;

prohibited gifts; civil penalty. Provides that, for purposes of the prohibition against acceptance of certain items that reasonably tend to influence official duties, any money, loan, gift, favor, service, or business or professional opportunity that is accepted by a member of the immediate family of an officer or employee of a state or local governmental or advisory agency or a member of the General Assembly shall be considered to have been accepted by the officer, employee, or member of the General Assembly if (i) such money, loan, gift, favor, service, or business or professional opportunity was accepted or retained with his knowledge and acquiescence and (ii) he knows or has reason to know that such money, loan, gift, favor, service, or business or professional opportunity was given to the member of his immediate family because of his official position. First violations of this provision are subject to the existing penalties of § 2.2-3124 and § 30-126, while a second or subsequent violation within a calendar year is subject to a civil penalty of no less than \$2,500. This bill was incorporated into HB 2070.

Patron - Watts

HB1643 Virginia Human Rights Act; public employment; prohibited discrimination; sexual orientation. Prohibits discrimination in employment based on sexual orientation. The bill defines sexual orientation as a person's actual or perceived heterosexuality, bisexuality, homosexuality, or gender identity or expression. The bill expressly provides that sexual orientation does not include any person's attraction toward persons with whom sexual conduct would be illegal due to the age of the parties. The bill also codifies existing prohibited discrimination in public employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a veteran. The bill contains technical amendments.

Patron - Villanueva

HB1646 Virginia Freedom of Information Act; proceeding for enforcement. Provides that in an enforcement action, if the court finds the public body violated certain meeting notice requirements, the court may invalidate any action of the public body taken at such meeting.

Patron - Pogge

HB1667 State and Local Government Conflict of Interests Act and the General Assembly Conflicts of Interests Act; certain gifts prohibited; penalties. Prohibits state and local government officers and employees and legislators and candidates for the General Assembly required to file the disclosure form prescribed in § 2.2-3117 or 30-111 from soliciting, accepting, or receiving any single tangible or intangible gift, or any combination of tangible or intangible gifts, with a value exceeding \$100 from any person. For purposes of the prohibition and the disclosure requirements, such gift or gifts given to a member of the immediate family of an officer, employee, legislator, or candidate shall be considered a gift or gifts to the officer, employee, legislator, or candidate if (i) the gift was given with his knowledge and acquiescence and (ii) he knows or has reason to know that the gift was given to the member of his immediate family because of his official position. However, an intangible gift or a combination of intangible gifts with a value exceeding \$100 may be accepted if the gift or gifts were received while in attendance at an event sponsored by a not-for-profit or government entity that is open to the public or to which the public is invited to purchase tickets for admission, or if a written request has been submitted to and has received the written approval of the Virginia Conflict of Interest and Ethics Advisory Council. The Council may approve those requests that provide a public benefit and do not raise the appearance of impropriety. The bill further prohibits any officer, employee, legislator, or candidate, or any member of his

immediate family, from soliciting, accepting, or receiving any tangible or intangible gift of any value when he knows or has reason to know that such gift was offered or given with the intent to induce any conduct or action by him related to the performance of his official duties. A knowing violation of this prohibition is punishable by a civil penalty in an amount equal to \$250, and any officer, employee, legislator, or candidate who knowingly commits a second or subsequent violation within four years of a previous violation is guilty of a Class 1 misdemeanor. For purposes of this limitation, the bill defines "tangible gift" as a thing of value that can be sold at retail, including currency, securities, and other financial instruments and defines "intangible gift" as those services, transportation, lodgings, meals, and other things of value that may be enjoyed but cannot be resold. The prohibition does not apply to gifts given by relatives or personal friends. The bill amends the five-year dollar adjustment to the limitation on annual gifts, requiring the adjustment be rounded to the nearest \$50. This bill was incorporated into HB 2070.

Patron - Bulova

HB1680 Employment applications; inquiries regarding criminal arrests, charges, or convictions. Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies, fire departments, and emergency medical services agencies. Localities are authorized to prohibit such inquiries by ordinance.

Patron - Carr

HB1688 State Comptroller; deposit of fines and fees for violation of local ordinances. Requires the State Comptroller to transmit all fees and fines for violation of county, city, or town ordinances that are not required by law to be recovered by the State Comptroller to the treasury of the county, city, or town whose ordinances were violated no later than 60 days after such fines and fees have been collected from the district courts. The bill also requires the transmittal to be accompanied by an accounting of all local fees and fines collected by district courts.

Patron - Minchew

HB1689 State and Local Government Conflict of Interests Act and the General Assembly Conflicts of Interests Act; certain gifts prohibited; penalties. Prohibits state government officers and employees, constitutional officers, legislators, and candidates required to file the disclosure form prescribed in § 2.2-3117 or 30-111 from soliciting, accepting, or receiving within any calendar year any single gift or any combination of gifts with a value exceeding \$100 from any person, reduced from the current \$250 limit. Such gift given to a member of the immediate family of an officer, employee, legislator, or candidate shall be considered a gift to the officer, employee, legislator, or candidate for purposes of the prohibition

and the disclosure requirements if (i) the gift was given with his knowledge and acquiescence and (ii) he knows or has reason to know that the gift was given to the member of his immediate family because of his official position. The prohibition does not apply to gifts given by relatives, personal friends, or business associates who are acting without the intent to gain access to or influence the officer, employee, legislator, or candidate in his official duties. The bill permits the acceptance of a gift or a combination of gifts with a value exceeding \$100 if the gifts are accepted while in attendance at a widely attended event, which is defined as a nonpartisan event to which at least 25 persons have been invited and are anticipated to attend, and does not include overnight accommodations and more than one meal. The bill also permits the acceptance of a travel-related thing of value that exceeds \$100 in value and is provided by a third party if a written request for a waiver has been submitted to and has been approved by the Virginia Conflict of Interest and Ethics Advisory Council. Waivers are not required for travel paid for or provided by the government of the United States, any of its territories, or another state in the United States or a political subdivision of such other state. Such gifts must still be disclosed on the prescribed form. The bill further prohibits any officer, employee, legislator, or candidate, or member of his immediate family, from soliciting, accepting, or receiving any gift of any value when he knows or has reason to know that such gift was offered or given with the intent to induce any conduct or action by him related to the performance of his official duties. A knowing violation of this prohibition is punishable by a civil penalty in an amount equal to \$250, and any officer, employee, legislator, or candidate who knowingly commits a second or subsequent violation within four years of a previous violation is guilty of a Class 1 misdemeanor. The bill removes the distinction between tangible and intangible gifts and the five-year dollar adjustment to the limitation on annual gifts. This bill was incorporated into HB 2070.

Patron - Minchew

HB1703 Virginia Public Procurement Act; small purchase procedure for construction. Clarifies that small purchase procedures for purchases not expected to exceed \$100,000 may be used to procure construction. Under the bill, where small purchase procedures are adopted for construction, the procedures may not waive compliance with the Uniform Statewide Building Code.

Patron - Morefield

HB1722 Virginia Freedom of Information Act; working papers and correspondence exemptions for university presidents. Eliminates the working paper and correspondence record exemption for the president or other chief executive officer of any public institution of higher education in Virginia.

Patron - Ramadan

HB1731 Secretary of Natural Resources; report on certain environmental issues. Requires the Secretary of Natural Resources, in consultation with appropriate state and federal agencies, to report annually to the Governor and the General Assembly on certain environmental issues, including energy, air pollution, and adaptation and resilience to extreme weather events and sea-level rise. The bill provides that the Secretary shall recommend necessary legislative action and may pursue available federal or private grants to assist the Secretary in providing the report.

Patron - Sullivan

HB1789 Virginia Economic Development Authority; compensation of employees. Authorizes the Chief Executive Officer of the Virginia Economic Development Authority to offer incentive-based compensation to employees directly

involved in the recruitment, retention, and expansion of business in the Commonwealth.

Patron - Massie

[F]HB1797 Department of Small Business and Supplier Diversity; definition of small business. Changes the definition of small business to require the business, together with affiliates, to have 250 or fewer employees and average annual gross receipts of \$10 million or less averaged over the previous three years. Currently, a small business is required to meet one or the other of these conditions.

Patron - Knight

[F]HB1805 Veteran Entrepreneurship Grant Fund and Program. Creates the Veteran Entrepreneurship Grant Fund and Program to be administered by the Department of Veterans Services and sets out the requirements for applying for grants from the Fund and the award of grants by the Department. The bill provides that records related to the Fund and Program are exempt from mandatory disclosure under the Virginia Freedom of Information Act. The bill has an expiration date of July 1, 2018, and contains a technical amendment.

Patron - Lindsey

[F]HB1851 Representation by Attorney General; court reporters. Allows the Attorney General to represent a court reporter employed or retained by the Commonwealth, an agency or court thereof, or a local public agency in a civil matter brought against him for alleged errors or omissions in the discharge of his duties.

Patron - Adams

[F]HB1874 Department of General Services; Division of Engineering and Buildings; use of value engineering. Eliminates the need for a separate value engineering study and report for projects that (i) are designed utilizing either the design-build or construction manager at risk construction delivery method and (ii) have the value engineering process as an integral component of those delivery methods. The bill also eliminates the requirement that a designee of the Department of General Services participate in all cost savings decisions for such projects having a waiver granted by the Director. As a result, only a summary of the cost savings that have been incorporated into the design must be provided to the Division prior to the award of the construction contract.

Patron - James

[F]HB1919 Governor's Development Opportunity Fund; prohibited gifts and contributions. Requires any person or entity submitting an application for a grant or loan from the Governor's Development Opportunity Fund to certify that it shall not provide a contribution, gift, or other item with a value greater than \$100 to the Governor or to his campaign committee or a political action committee established on his behalf during (i) the period in which the person or entity's application for such award is pending and (ii) the one-year period immediately after any such award is made. Any award received by a person or entity who so certifies and subsequently makes such a contribution or gift during these periods must be repaid by the recipient of the award within 90 days of receipt of written notice of the violation from the Virginia Economic Development Partnership. The bill also provides that any person or entity that knowingly provided or provides such a contribution or gift during these periods is subject to a civil penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater. This bill was incorporated into HB 2070.

Patron - LeMunyon

[F]HB1932 Charitable gaming. Renames the Charitable Gaming Board the Board for Charitable Gaming (the

Board), designates the Board as a supervisory board for the purposes of charitable gaming, and sets out the powers and duties of the Board. The bill (i) transfers the responsibility for the administration of charitable gaming from the Department of Agriculture and Consumer Services to the Board; (ii) establishes a special fund for the administration of charitable gaming; (iii) requires the Department of Agriculture and Consumer Services to create an Office of Charitable Gaming within the Department; (iv) requires the Board, when the account for the Board shows expenses allocated to it for the past biennium to be more than 10 percent greater or less than moneys collected by the Board, to revise the fees levied by it for issuing charitable gaming permits and supplier registrations, or renewal thereof, so that the fees are sufficient but not excessive to cover expenses; (v) reduces the number of members of the Board from nine to eight, designates the appointing authority for Board members, and sets out eligibility for service on the Board; (vi) authorizes the Board to investigate any charitable gaming activity not specifically authorized by law or Board regulations; and (vii) requires organizations that conduct certain charitable gaming to obtain a permit from the Board. The bill contains technical amendments.

Patron - Anderson

[F]HB1947 State and Local Government Conflict of Interests Act and General Assembly Conflicts of Interests Act; establishing the Virginia Independent Ethics Review Commission; penalty. Establishes the Virginia Independent Ethics Review Commission, a seven-member independent commission authorized to (i) prescribe, receive, and review all disclosure forms required by the State and Local Government Conflict of Interests Act, the General Assembly Conflicts of Interests Act, and the lobbying laws; (ii) conduct annual audits of those disclosure forms; (iii) issue advisory opinions; (iv) grant waivers for certain travel and gifts; (v) investigate alleged violations of the State and Local Government Conflict of Interests Act, the General Assembly Conflicts of Interests Act, and the lobbying laws; and (vi) refer certain violations to the appropriate authority for prosecution. The Commission replaces the current legislative Virginia Conflict of Interest and Ethics Advisory Council and the House of Delegates and Senate Ethics Advisory Panels. The bill prohibits any single gift or any combination of gifts with a value exceeding \$100 to those persons subject to the Conflicts of Interests Acts and members of their immediate family from any single source in a calendar year, but exempts meals accepted as part of a widely attended event and travel-related gifts for which the Commission has granted a waiver. The bill removes the required disclosure forms from the Code, outlines the required information to be reported on the disclosure forms, and authorizes the Commission to prescribe the forms. The bill requires all disclosure forms to be filed electronically with the Commission and permits the clerks of governing bodies to submit the disclosure forms on behalf of any local official. The bill also extends the current prohibition on political fundraising during regular sessions of the General Assembly to special sessions as well. This bill was incorporated into HB 2070.

Patron - McClellan

[F]HB1960 Innovation and Entrepreneurship Investment Authority; membership of the board of directors. Increases the board of directors of the Innovation and Entrepreneurship Investment Authority (commonly known as the CIT) from 15 to 17 members by adding two nonlegislative citizen members from rural areas of the Commonwealth, who shall be appointed by the Governor.

Patron - Landes

[F]HB2001 Virginia Public Building Authority; Military Mission Improvement and Expansion projects. Autho-

rizizes the Virginia Public Building Authority to finance or assist in the financing of certain activities connected with Military Mission Improvement and Expansion projects (MMIE projects). An MMIE project is defined as a project or projects recommended by the Commission on Military Installations and Defense Activities and approved by the Governor that are designed to improve, expand, develop, or redevelop a federal or state military installation or to enhance such installation's military value.

Patron - Torian

HB2033 Workforce development; coordination of statewide delivery of workforce development and training programs and activities. Makes several changes to coordinate the delivery of workforce development and training programs and activities at the state, regional, and local levels. Changes include (i) creating the Workforce Development Consortium to administer the coordinated implementation of programs and activities under the federal Workforce Innovation and Opportunity Act (WIOA) of 2014, (ii) requiring a regional convener of workforce development partners, (iii) establishing minimum levels of fiscal support for workforce credential attainment, and (iv) utilizing WIOA reserve funds for incentive programs to increase workforce credential attainment.

Patron - Byron

HB2041 Open Education Resources Innovation Council established. Establishes the Open Education Resources Innovation Council as a policy board in the executive branch of state government for the purpose of identifying open education resources at all levels of education and uses for such resources and recommending specific policies and funding mechanisms for the increased use of open education resources in the Commonwealth.

Patron - Filler-Corn

HB2054 State Treasurer; payments. Provides that the State Treasurer may utilize various electronic payment systems in lieu of issuing checks only if the payee is given the option of receiving a check.

Patron - Sickles

HB2064 Office of the Attorney General; Division of Anti-Corruption. Creates in the Department of Law a Division of Anti-Corruption to investigate claims of fraud and corruption in state matters. The bill sets out the duties of the Division.

Patron - Keam

HB2126 Virginia Tourism Growth Incentive Fund. Establishes the Virginia Tourism Growth Incentive Fund to attract new tourism and hospitality projects and expand existing tourism and hospitality projects in the Commonwealth.

Patron - Mason

HB2133 Department of Veterans Services; programs to create employment opportunities for veterans and assist transitioning veterans. Clarifies the mission of the Department of Veterans Services employment services program by changing the focus of services from reducing unemployment among veterans to creating employment opportunities for veterans. The bill also provides for the Department to establish a program to assist transitioning veterans in connecting with employment, education, and entrepreneurial opportunities, and sets forth eligibility for the program.

Patron - Mason

HB2196 Virginia Energy Economic Development Advisory Board; Governor's Energy Fund; report. Establishes the Governor's Energy Fund (the Fund) to award incen-

tive grants in the form of reduced electricity rates consisting of (i) special rate classes, (ii) temporary rate credits, or (iii) any other methodology that may be authorized by law. The bill also creates the Virginia Energy Economic Development Advisory Board to advise the Governor on the award of energy incentive grants from the Fund.

Patron - Ware

HB2197 Broadband Advisory Council. Increases the membership of the Broadband Advisory Council from 11 to 15 by adding two additional legislative members, a representative from the Center for Rural Virginia, and the Secretary of Agriculture and Forestry. The bill also provides that the Broadband Advisory Council will advise the General Assembly in addition to the Governor on policy and funding priorities to expedite deployment and reduce the cost of broadband access in the Commonwealth.

Patron - Tyler

HB2213 Virginia Small Business Financing Authority; Small Business Loan Guarantee Fund. Creates the Small Business Loan Guarantee Fund to provide loan loss reserves, interest rate write downs, and loan guarantees for up to 90 percent of the principal amount of any commercial loan or line of credit made by a community bank. The bill provides that such guarantees shall not exceed \$200 million or a term of five years.

Patron - Head

HB2223 Virginia Freedom of Information Act; willful violations a misdemeanor; penalty. Provides that in addition to the civil enforcement provisions of FOIA, any officer, employee, or member of a public body who, without legal excuse or justification, deliberately, willfully, and knowingly violates certain FOIA provisions is guilty of a Class 1 misdemeanor.

Patron - Morris

HB2248 Virginia Public Procurement Act; purchase of owner-controlled insurance for construction project. Reduces the value of a public construction contract for which a public body may purchase owner-controlled insurance from \$100 million to \$10 million for multiple contracts and from \$50 million to \$5 million for a single contract.

Patron - Knight

HB2254 Virginia Human Rights Act; pregnancy, childbirth, or related medical conditions; cause of action. Provides that no employer may discharge any employee on the basis of pregnancy, childbirth, or related medical conditions, including lactation. Currently, the protection against discrimination on the basis of pregnancy, childbirth, or related medical conditions applies to an employer that employs more than five but fewer than 15 persons.

Patron - McQuinn

HB2259 Veteran Entrepreneurship Grant Fund and Program. Creates the Veteran Entrepreneurship Grant Fund and Program to be administered by the Department of Veterans Services and sets out the requirements for applying for grants from the Fund and the award of grants by the Department. The bill provides that records related to the Veteran Entrepreneurship Grant Fund and Program are exempt from mandatory disclosure under the Virginia Freedom of Information Act. The bill provides that the Veteran Entrepreneurship Grant Fund and Program shall expire on July 1, 2018. The bill contains a technical amendment.

Patron - Lindsey

HB2336 Virginia Public Procurement Act; IT procurement; terms and conditions; limitation on contractor liability. Provides that terms and conditions relating to the liability of a contractor contained in any solicitation for the procurement of information technology goods or services shall be reasonable and limited to an amount deemed necessary to protect the interests of the public body, which amount shall in no event exceed twice the value of the contract.

Patron - Peace

HB2347 Public procurement; enhanced procurement opportunities for small businesses and microbusinesses. Makes several changes to procurement laws to enhance procurement opportunities for small businesses, microbusinesses, women-owned businesses, and minority-owned businesses with state and local public bodies. Changes include (i) adding a definition of microbusiness, (ii) authorizing a locality to establish a microbusiness procurement program, and (iii) authorizing a locality to waive bid, performance, and pay bonding for nontransportation construction projects between \$100,000 and \$500,000 without having to undertake a prequalification process.

Patron - Taylor

HB2362 Disclosure of data breach of government electronic information. Requires the Chief Information Officer of the Commonwealth to include in the policies, procedures, and standards required to be developed for the protection of confidential data maintained by state agencies requirements for prompt notification of affected citizens of the Commonwealth in the event of a breach of the security of state government electronic information from unauthorized uses, intrusions, or other security threats, which breach compromises such citizens' personal information. The bill defines personal information. The bill also broadens the definition of the terms "government" and "governmental subdivisions" contained in the breach of personal information notification law to include any entity, public or private, that contracts for the operation of a system of personal information to accomplish an agency function.

Patron - LeMunyon

HB2390 Investment in infrastructure. Creates the Virginia Infrastructure Investment Authority to manage and administer the Virginia Infrastructure Investment Bank (the Bank). The Bank would consist of private investment funds and other public and private moneys designated for the Bank and would provide loans and other financing assistance to public and private infrastructure projects that create jobs and stimulate economic development.

Patron - Futrell

SB674 Virginia Information Technologies Agency; email archiving. Requires any state agency in the executive branch of government that receives email services from VITA to also utilize email archiving services provided by VITA.

Patron - Martin

SB696 State and Local Government Conflict of Interests Act and the General Assembly Conflicts of Interests Act; certain gifts prohibited; penalties. Prohibits state and local government officers and employees and legislators and candidates for the General Assembly required to file the disclosure form prescribed in § 2.2-3117 or 30-111 from soliciting, accepting, or receiving any single tangible or intangible gift with a value exceeding \$100 from any person. For purposes of the prohibition and the disclosure requirements, such gift given to a member of the immediate family of an officer, employee, legislator, or candidate shall be considered a gift to the officer, employee, legislator, or candidate if (i) the gift was

given with his knowledge and acquiescence, and (ii) he knows or has reason to know that the gift was given to the member of his immediate family because of his official position. However, an intangible gift with a value exceeding \$100 may be accepted if a written request has been submitted to and has received the written approval of the Virginia Conflict of Interest and Ethics Advisory Council. The Council may approve those requests that provide a public benefit and do not raise the appearance of impropriety. The bill further prohibits any officer, employee, legislator, or candidate, or member of his immediate family, from soliciting, accepting, or receiving any tangible or intangible gift of any value when he knows or has reason to know that such gift was offered or given with the intent to induce any conduct or action by him related to the performance of his official duties. A knowing violation of this prohibition is punishable by a civil penalty in an amount equal to \$250, and any officer, employee, legislator, or candidate who knowingly commits a second or subsequent violation within four years of a previous violation is guilty of a Class 1 misdemeanor. For purposes of this limitation, the bill defines "tangible gift" as a thing of value that can be sold at retail, including currency, securities, and other financial instruments, and defines "intangible gift" as those services, transportation, lodgings, meals, and other things of value that may be enjoyed but cannot be resold. The prohibition does not apply to gifts given by relatives, personal friends, or business associates who are acting without the intent to gain access to or influence the officer, employee, legislator, or candidate in his official duties. The bill removes the five-year dollar adjustment to the limitation on annual gifts. This bill was incorporated into SB 1424.

Patron - Petersen

SB752 State and Local Government Conflict of Interests Act; prohibited conduct for Governor's Secretaries. Clarifies that for purposes of prohibiting certain conduct of a Governor's Secretary in the year following termination of public service, the definition of "agency" includes all agencies assigned to the Secretary by law or by executive order. This bill was incorporated into SB 1424.

Patron - Watkins

SB785 Nondiscrimination in public employment. Prohibits discrimination in public employment based on the basis of sexual orientation or gender identity, as defined in the bill. The bill also codifies for state and local government employment the current prohibitions on discrimination in employment on the basis of race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a special disabled veteran or other veteran. The bill incorporates SB 1181.

Patron - McEachin

SB812 Lobbyist disclosure; definition of executive action; procurement transactions. Includes procurement transactions under the definition of "executive action." "Procurement transaction" is defined as all functions that pertain to obtaining goods, services, or construction on behalf of an executive agency, including description of requirements, selection and solicitation of sources, preparation and award of contract, and all phases of contract administration. This bill was incorporated into SB 1424.

Patron - Watkins

SB826 Limit on appropriations. Limits the growth in appropriations from state sources to the growth of Virginia's population plus the rate of inflation.

Patron - Martin

SB863 Virginia Public Procurement Act; small purchase procedure for construction. Clarifies that small purchase

chase procedures for purchases not expected to exceed \$100,000 may be used to procure construction. Under the bill, where small purchase procedures are adopted for construction, the procedures may not waive compliance with the Uniform Statewide Building Code.

Patron - Chafin

SB866 Health insurance for local employees. Allows local school boards and local governing bodies to elect to have all their employees and retirees, as well as the dependents of employees and retirees, eligible to participate in the state employee health insurance plan. The local school boards and governing bodies shall be responsible for whatever portion of the cost of such insurance is not paid by the employee, except any portion that the General Assembly elects to pay. The school board and governing body of a given locality must both elect to participate in the state plan in order to for their employees to participate. This bill incorporates SB 1075.

Patron - Chafin

SB883 Virginia-Korea Advisory Board. Establishes the Virginia-Korea Advisory Board to advise the Governor on ways to improve mutually beneficial trade relationships between the Commonwealth and the Republic of Korea (South Korea). The Board would expire on July 1, 2018. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Petersen

SB893 Virginia Freedom of Information Act; working papers and correspondence exemptions for university presidents. Eliminates the working paper and correspondence record exemption for the president or other chief executive officer of any public institution of higher education in Virginia.

Patron - Petersen

SB929 State agencies; use of third-party commercial carrier for service, delivery, or transmission of notices. Authorizes state agencies under Titles 2.2 and 54.1 of the Code of Virginia to use a third-party commercial carrier when service, delivery, or transmission of any notice or paper is authorized or required to be accomplished by mail, ordinary mail, registered mail, or certified mail. The bill also (i) provides that any applicable requirements in other titles of the Code of Virginia or the Rules of the Supreme Court of Virginia for proof of any service, delivery, or transmission shall remain in effect when a third-party commercial carrier is used and (ii) specifies that where registered or certified mail is required, proof of service must also be required by the third-party commercial carrier. This bill is a recommendation of the Virginia Code Commission.

Patron - Edwards

SB950 Veteran Employment Grant Fund and Program. Creates the Veteran Employment Grant Fund and Program (the Program) to be administered by the Department of Veterans Services to provide grants to businesses certified by the Department as participants in the Department's program to create employment opportunities for veterans by assisting employers in hiring and retaining veterans. The bill sets out the criteria for the award of grants and requires the Department to establish a certification process for participating employers with the objective of setting measurable goals for hiring and retaining veterans. The bill incorporates SB 1321 and SB 1356.

Patron - Lewis

SB987 Virginia Public Procurement Act; bid match preference for Virginia businesses. Provides that whenever

the lowest responsive and responsible bidder is a resident of another state that allows a percentage preference for resident contractors, a like preference shall be allowed to the lowest responsive and responsible bidder who is a resident of Virginia and is within five percent of the lowest bid price. The bill also requires the Department of General Services to include in its posting of states that allow preferences those states that allow resident contractors a price matching preference.

Patron - Garrett

SB991 Virginia Tourism Growth Incentive Fund. Establishes the Virginia Tourism Growth Incentive Fund to attract new tourism and hospitality projects and expand existing tourism and hospitality projects in the Commonwealth. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Dance

SB1013 Virginia Public Building Authority; Military Mission Improvement and Expansion projects. Authorizes the Virginia Public Building Authority to finance or assist in the financing of certain activities connected with Military Mission Improvement and Expansion projects (MMIE projects). An MMIE project is defined as a project or projects recommended by the Commission on Military Installations and Defense Activities and approved by the Governor that are designed to improve, expand, develop, or redevelop a federal or state military installation or to enhance such installation's military value. The bill incorporates SB1346.

Patron - Locke

SB1017 Employment applications; inquiries regarding criminal arrests, charges, or convictions. Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that bears a rational relationship to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted bears a rational relationship to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies, fire departments, and emergency medical services agencies. The bill also authorizes localities to prohibit such inquiries.

Patron - Dance

SB1026 Lobbyist disclosure; reporting by certain political subdivisions. Requires political subdivisions composed of, or managed or controlled by, one or more counties, cities, towns, or other local or regional political subdivisions to file a separate registration statement on behalf of their officers and employees who will be engaged in lobbying. The bill also prohibits such political subdivisions from using public funds to support lobbying efforts and requires funds used for lobbying to be segregated from public funds and held in a separate bank account.

Patron - Garrett

SB1051 Biennial appropriation act. Provides that the Commonwealth's biennial appropriations will start on July

1 of odd-numbered years beginning with the biennial appropriation act for the period July 1, 2017, through June 30, 2019. The bill requires that the fiscal year beginning July 1, 2016, would not be a part of any biennial appropriation act (i.e., it would be a single-year transitional budget).

Patron - McDougale

[F]SB1054 State Executive Council for Comprehensive Services for At-Risk Youth and Families; regulations. Provides that the State Executive Council for Comprehensive Services for At-Risk Youth and Families shall promulgate regulations necessary to carry out its powers and duties. The bill contains technical amendments. The provisions of the bill are contingent on funding in a general appropriation act passed in 2015 that becomes law.

Patron - Hanger

[F]SB1075 State health plan; participation by local school divisions. Provides for the participation by employees of a school division in the state employee health plan. After a period of three plan years, the local school board shall be required to make an irrevocable election whether to participate in the state employee health plan. The total cost of participation shall be borne by the local school board and the employee of the school division. This will be incorporated into SB 866.

Patron - Vogel

[F]SB1153 Apprenticeship opportunities; online portal. Requires the Virginia Board of Workforce Development, in coordination with the Commissioner of Labor and Industry, to establish an online portal for accessing apprenticeship opportunities available to high school graduates.

Patron - Wexton

[F]SB1181 Nondiscrimination in public employment. Prohibits discrimination in public employment based on the basis of sexual orientation or gender identity, as defined in the bill. The bill also codifies for state and local government employment the current prohibitions on discrimination in employment on the basis of race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a special disabled veteran or other veteran. This bill was incorporated into SB 785.

Patron - Ebbin

[F]SB1213 Human trafficking; advisory council created; report. Creates an advisory council in the executive branch of government for the purpose of studying human trafficking in the Commonwealth, providing recommendations for the prevention of human trafficking and for services to victims of human trafficking and to develop effective strategies to combat human trafficking. The commission will expire in three years.

Patron - Ebbin

[F]SB1250 Lobbyist disclosure; gifts; penalty. Amends the portion of the lobbyist disclosure form on which gifts are disclosed. The amended Schedule B requires disclosure of any gift to an executive or legislative official with a value of more than \$50 of which the principal contributed all or part, even if the principal's share of the gift was less than \$50.

Patron - Smith

[F]SB1251 Lobbyist reporting; disclosure statement. Amends the lobbyist disclosure form to require the listing of the matters of general concern for which the lobbyist works on behalf of the principal and each (i) legislative action, (ii) executive action, and (iii) procurement action for which the lobby-

ist sought to influence the outcome. The bill defines "procurement transaction" and "sought to influence."

Patron - Smith

[F]SB1267 State and Local Government Conflict of Interests Act and General Assembly Conflicts of Interests Act; prohibited conduct related to gifts and travel. Prohibits state and local government officers and employees and members of the General Assembly from accepting any gift or any combination of gifts with a value exceeding the current limit of \$250 from a third party prior to submitting to the Virginia Conflict of Interest and Ethics Advisory Council a request for a waiver to accept such gift and receiving such a waiver. The bill requires the Council to receive and review requests for waivers, and, within seven days of receiving a request, approve or deny the request for waiver. In reviewing the request for a waiver, the Council shall consider the nature of the gift, the relationship between the requester and the third party providing the gift, and whether the gift relates to the official duties of the requester. When reviewing a request for a waiver for a travel-related gift, the Council is also required to consider the purpose of the travel as it relates to the official duties of the requester. Waivers are not required for travel paid for or provided by the government of the United States, any of its territories, or another state in the United States or the political subdivision of such other state. The bill also removes the distinction between tangible and intangible gifts and prohibits any single gift, or any combination of gifts in a calendar year, with a value exceeding \$250 given from any third party to those persons subject to the Conflicts of Interests Acts. For purposes of the prohibition and the waiver exception, "third party" is defined as any person who the officer, employee, or legislator knows or has reason to know is a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 of the Code of Virginia; a lobbyist's principal as defined in § 2.2-419; a person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth or one of its political subdivisions; or a person whose interests may be substantially affected by the performance of the official duties of the officer, employee, or legislator. This bill was incorporated into SB 1424.

Patron - Edwards

[F]SB1271 Submerged beds of rivers or creeks; claims of private ownership; arbitration. Requires that the Department of General Services (the Department) order arbitration to resolve claims of ownership of a submerged bed of an inland river or creek upon the written request of a party claiming ownership and after a preliminary hearing. The bill requires that an arbitrator be appointed by the circuit court from a list of qualified persons maintained by the Department and that the arbitrator make a determination within six months of the Department's order. The costs of the arbitration shall be paid by the claimant, and the Department is required to estimate the cost of the proceeding and give the claimant the option of delaying the arbitration before beginning.

Patron - Deeds

[F]SB1278 State and Local Government Conflict of Interests Act and the General Assembly Conflicts of Interests Act; certain gifts prohibited; penalties. Prohibits state and local government officers and employees and legislators and candidates for the General Assembly required to file the disclosure form prescribed in § 2.2-3117 or 30-111 from soliciting, accepting, or receiving any single tangible or intangible gift, or any combination of tangible or intangible gifts, with a value exceeding \$100 from any person, organization, or business within any calendar year. For purposes of the prohibition and the disclosure requirements, such gift given to a member of the immediate family of an officer, employee, legislator, or

candidate shall be considered a gift to the officer, employee, legislator, or candidate if (i) the gift was given with his knowledge and acquiescence and (ii) he knows or has reason to know that the gift was given to the member of his immediate family because of his official position. However, an intangible gift with a value exceeding \$100 may be accepted if a written request has been submitted to and has received the written approval of the Virginia Conflict of Interest and Ethics Advisory Council (the Council). The Council may approve those requests that provide a public benefit and do not raise the appearance of impropriety. The bill further prohibits any officer, employee, legislator, or candidate, or a member of his immediate family, from soliciting, accepting, or receiving any tangible or intangible gift of any value when he knows or has reason to know that such gift was offered or given with the intent to induce any conduct or action by him related to the performance of his official duties. A knowing violation of this prohibition is punishable by a civil penalty of \$250, and any officer, employee, legislator, or candidate who knowingly commits a second or subsequent violation within four years of a previous violation is guilty of a Class 1 misdemeanor. For purposes of this limitation, the bill defines "tangible gift" as a thing of value that can be sold at retail, including currency, securities, and other financial instruments, and defines "intangible gift" as those services, transportation, lodgings, meals, and other things of value that may be enjoyed but cannot be resold. The prohibition does not apply to gifts given by relatives, personal friends, or business associates who are acting without the intent to gain access to or influence the officer, employee, legislator, or candidate in his official duties. The bill removes the five-year dollar adjustment to the limitation on annual gifts. This bill was incorporated into SB 1424.

Patron - Wexton

SB1281 Administrative Process Act; exemptions for certain industries regulated by the Department of Criminal Justice Services. Permits the Criminal Justice Services Board to establish training standards for private security professionals, bail bondsmen, bail enforcement agents, and special conservators of the peace without utilizing the Administrative Process Act. Under current law, the establishment of training standards for law enforcement, corrections officers, and certain others is exempted.

Patron - Wexton

SB1282 Administrative Process Act; notice in formal proceedings; disqualification of presiding and hearing officers. Establishes a process for the disqualification of presiding officers and hearing officers. The bill also specifies the information that an agency must provide parties to a formal proceeding including (i) the names and addresses of witnesses the agency will present at the hearing unless disclosure would be otherwise prohibited by law, (ii) copies of statements of parties and witnesses proposed to be called by the agency, (iii) copies of all records and other evidence that the agency proposes to offer, (iv) copies of investigative reports made by or on behalf of the agency pertaining to the subject matter of the adjudication, (v) copies of statements of expert witnesses proposed to be called by the agency, and (vi) any exculpatory material in the possession of the agency.

Patron - Edwards

SB1289 State and Local Government Conflict of Interests Act, General Assembly Conflicts of Interests Act; Virginia Independent Commission on Ethics established; penalty. Establishes the Virginia Independent Commission on Ethics (the Commission), an independent ethics commission authorized to (i) prescribe, receive, and review all disclosure forms required by the State and Local Government Conflict of Interests Act, the General Assembly Conflicts of Interests Act,

and the lobbying laws; (ii) conduct annual audits of those disclosure forms and work with the State Board of Elections and local electoral boards to conduct random audits of campaign finance reports; (iii) issue advisory opinions; (iv) grant waivers for certain gifts; (v) investigate alleged violations of the State and Local Government Conflict of Interests Act, the General Assembly Conflicts of Interests Act, and the lobbying laws; and (vi) refer certain violations to the appropriate authority for prosecution. The Commission replaces the current legislative Virginia Conflict of Interest and Ethics Advisory Council and the House of Delegates and Senate Ethics Advisory Panels. The bill also prohibits persons subject to the Conflicts of Interests Acts from receiving any single or combination of tangible gifts with a value in excess of \$100 and any single or combination of intangible gifts with a value in excess of \$250, but exempts gifts received at a widely attended event or gifts for which a waiver has been granted by the Commission. This bill was incorporated into SB 1424.

Patron - Ebbin

SB1291 Community policy and management teams; powers and duties; referral to family assessment and planning teams. Requires community policy and management teams to establish a process for parents and caregivers to directly refer children in their care to family assessment and planning teams.

Patron - Barker

SB1299 Public procurement; products manufactured in the United States. Requires public contracts for the construction, reconstruction, alteration, repair, improvement, or maintenance of a public building or public works to contain a provision that the iron, steel, and manufactured goods used or supplied in the performance of the public contract or any sub-contract shall be manufactured in the United States. This requirement does not apply if the requirement is inconsistent with the public interest, the products are not manufactured within the United States in sufficient and reasonably available quantities or with satisfactory quality, or using the products will increase the cost of the public contract by 25 percent or more. A person intentionally mislabeling or misrepresenting the origin of products will be ineligible to receive any other public contracts.

Patron - McEachin

SB1321 Veteran Employment Grant Fund and Program. Creates the Veteran Employment Grant Fund and Program (the Program) to be administered by the Department of Veterans Services to provide grants to businesses certified by the Department as participants in the Department's program to create employment opportunities for veterans by assisting employers in hiring and retaining veterans. The bill sets out the criteria for the award of grants and requires the Department to establish a certification process for participating employers with the objective of setting measurable goals for hiring and retaining veterans. This bill was incorporated into SB 950.

Patron - Martin

SB1343 Joint Rules Committee; employment of legal counsel. Authorizes the Joint Rules Committee of the General Assembly to employ legal counsel to represent the Commonwealth in litigation challenging the validity of the U.S. Environmental Protection Agency's proposed rules that establish carbon pollution emission guidelines for existing electric generating units, if the Committee finds that the Office of the Attorney General, by July 1, 2015, has not instituted and is not diligently pursuing legal action on behalf of the Commonwealth that challenges the validity of these proposed rules.

Patron - Wagner

SB1345 State and Local Government Conflict of Interests Act and General Assembly Conflicts of Interests Act; establishing the Virginia Independent Ethics Review Commission; penalty. Establishes the Virginia Independent Ethics Review Commission, a seven-member independent commission authorized to (i) prescribe, receive, and review all disclosure forms required by the State and Local Government Conflict of Interests Act, the General Assembly Conflicts of Interests Act, and the lobbying laws; (ii) conduct annual audits of those disclosure forms; (iii) issue advisory opinions; (iv) grant waivers for certain travel and gifts; (v) investigate alleged violations of the State and Local Government Conflict of Interests Act, the General Assembly Conflicts of Interests Act, and the lobbying laws; and (vi) refer certain violations to the appropriate authority for prosecution. The Commission replaces the current legislative Virginia Conflict of Interest and Ethics Advisory Council and the House of Delegates and Senate Ethics Advisory Panels. The bill prohibits any single gift or any combination of gifts with a value exceeding \$100 to those persons subject to the Conflicts of Interests Acts and members of their immediate family from any single source in a calendar year, but exempts meals accepted as part of a widely attended event and travel-related gifts for which the Commission has granted a waiver. The bill removes the required disclosure forms from the Code, outlines the required information to be reported on the disclosure forms, and authorizes the Commission to prescribe the forms. The bill requires all disclosure forms be filed electronically with the Commission and permits the clerks of governing bodies to submit the disclosure forms on behalf of any local official. The bill also extends the current prohibition on political fundraising during regular sessions of the General Assembly to special sessions as well.

Patron - McEachin

SB1346 Virginia Public Building Authority; Military Mission Improvement and Expansion projects. Authorizes the Virginia Public Building Authority to finance or assist in the financing of certain activities connected with Military Mission Improvement and Expansion projects (MMIE projects). An MMIE project is defined as a project or projects recommended by the Commission on Military Installations and Defense Activities and approved by the Governor that are designed to improve, expand, develop, or redevelop a federal or state military installation or to enhance such installation's military value. The bill was incorporated into SB 1013.

Patron - Martin

SB1356 Veteran Employment Grant Fund and Program. Creates the Veteran Employment Grant Fund and Program (Program) to be administered by the Department of Veterans Services to provide grants to businesses certified by the Department as participants in the Department's program to create employment opportunities for veterans by assisting employers in hiring and retaining veterans. The bill sets out the criteria for the award of grants and requires the Department to establish a certification process for participating employers with the objective of setting measurable goals for hiring and retaining veterans. This bill was incorporated into SB 950.

Patron - Reeves

SB1402 Virginia Freedom of Information Act; open meeting exemption for gang-related activities. Authorizes a public body to convene a closed meeting for consultation with or briefings by staff members, legal counsel, or law-enforcement or emergency service officials concerning criminal street gang-related activities.

Patron - Cosgrove

SB1420 Virginia Public Procurement Act; IT procurement; terms and conditions; limitation on contractor

liability. Provides that terms and conditions relating to the liability of a contractor contained in any solicitation for the procurement of information technology goods or services shall be reasonable and limited to an amount deemed necessary to protect the interests of the public body, which amount shall in no event exceed twice the value of the contract.

Patron - Reeves

SB1438 State and local government employees; prohibited use of state funds to pay membership dues for private organizations. Prohibits the use of state funds to pay the individual membership dues or enrollment fees of a state or local employee to join a private organization without the prior written consent of the employee.

Patron - Wexton

SB1449 Governor's Powering Economic Growth Program. Establishes the Governor's Powering Economic Growth Program to award incentives in the form of reduced electricity rates to qualified economic development projects.

Patron - Saslaw

Agriculture, Animal Care, and Food

Passed

HB1277 Industrial hemp production and manufacturing. Allows the cultivation of industrial hemp by licensed growers as part of a university-managed research program. The bill defines industrial hemp as the plant *Cannabis sativa* with a concentration of THC no greater than that allowed by federal law, excludes industrial hemp from the definition of marijuana in the Drug Control Act, and bars the prosecution of a licensed grower under drug laws for the possession of industrial hemp as part of the research program. The bill directs the Commissioner of the Department of Agriculture and Consumer Services to adopt relevant regulations and establish an industrial hemp research program to be managed by public institutions of higher education. This bill is identical to SB 955.

Patron - Yost

HB2052 Pest Control Compact; repeal. Repeals the Pest Control Compact, which codified Virginia's participation in the Interstate Pest Control Compact (IPCC). The IPCC governing board voted to dissolve the compact in 2012.

Patron - Sickles

HB2330 Tobacco Indemnification and Community Revitalization Commission; financial viability and feasibility study prior to disbursement; Virginia Tobacco Region Revolving Fund. Renames the Tobacco Indemnification and Community Revitalization Commission as the Tobacco Region Revitalization Commission (the Commission) and requires it to contract with a manager to oversee Commission loans, grants, and other distributions of money. The bill requires the manager to provide a written report on the financial viability and feasibility of any such distribution and prohibits the Commission from making the distribution until its viability and feasibility have received recommendations from the manager. The bill eliminates future appointments of three nonlegislative citizen members and requires 13 of the remaining 28 Commission members to have experience in particular fields. The bill requires the Commission to adopt policies governing the Tobacco Region Opportunity Fund; to require a dollar-for-dollar

lar match from entities receiving grants; to make no distribution to a tobacco-dependent community solely based on the historical production of tobacco; to require each project to have an accountability matrix, provide a set of quantified outcome expectations and other figures, and demonstrate how it will address low employment levels or other indicators; to develop a strategic plan every two years; and to establish a public database of awards. The bill also establishes the Virginia Tobacco Region Revolving Fund (the Fund), the assets of which are to be used to make loans to local governments for the financing of any project. The bill empowers the Virginia Resources Authority (the Authority) to administer the Fund, pledge assets of the Fund as security for bonds issued to finance a project, sell or collect on loans made from the Fund, and, in accordance with a memorandum of agreement with the Commission, establish the rates and terms of loans. The bill directs the Commission, in conjunction with the Authority, to make an annual report to the General Assembly and the Governor on all loans made from the Fund. This bill is identical to SB 1440.

Patron - Kilgore

[P]SB955 Industrial hemp production and manufacturing. Allows the cultivation of industrial hemp by licensed growers as part of a university-managed research program. The bill defines industrial hemp as the plant *Cannabis sativa* with a concentration of THC no greater than that allowed by federal law, excludes industrial hemp from the definition of marijuana in the Drug Control Act, and bars the prosecution of a licensed grower under drug laws for the possession of industrial hemp as part of the research program. The bill directs the Commissioner of the Department of Agriculture and Consumer Services to adopt relevant regulations and establish an industrial hemp research program to be managed by public institutions of higher education. This bill is identical to HB 1277.

Patron - Dance

[P]SB1001 Sale and procurement of certain pets. Prohibits the sale or display of a dog or cat on or in a roadside, parking lot, flea market, or similar place, with certain exceptions. The bill limits the sources of pet shop dogs to humane societies, public animal shelters, and breeders who meet certain qualifications and establishes a record-keeping requirement for pet shops selling dogs. The bill also applies the existing misdemeanor penalty for a violation of the section to each dog sold or offered for sale.

Patron - Stanley

[P]SB1081 Intentional tripping of equines prohibited; penalty. Prohibits the intentional roping of or interference with the legs of an equine in order to cause it to trip or fall for the purpose of engagement in a rodeo or other contest or entertainment. The bill exempts from the prohibition such actions that are in the practice of accepted animal husbandry or for the purpose of allowing the administration of veterinary care. The bill makes a violation of the ban a Class 1 misdemeanor, with a second or subsequent violation constituting a Class 6 felony.

Patron - Vogel

[P]SB1115 Seizure of food and dairy products; sampling. Allows but does not require the Commissioner of Agriculture and Consumer Services to sample goods that have been seized because they are believed to violate the law; current law makes such sampling mandatory. If the Commissioner determines that a sample requires laboratory analysis, the bill requires that the sample be forwarded to the Division of Consolidated Laboratory Services of the Department of General Services (the Division) to be turned over to a qualified analyst. The bill provides that a certification of the results of the analy-

sis by a qualified analyst employed by the Division shall constitute prima facie evidence of the facts certified to.

Patron - Lewis

[P]SB1309 Charitable Gaming Board; membership. Increases the total number of members of the Charitable Gaming Board from nine to eleven and transfers from the Governor to the General Assembly the authority to appoint five of the eleven members. Of the five members appointed by the General Assembly, three will be appointed by the Speaker of the House and two will be appointed by the Senate Committee on Rules. The bill provides the qualifications for the appointees and establishes the order in which new appointments shall be made.

Patron - Ruff

[P]SB1325 Purchase, etc., of tobacco products by minors; liquid nicotine packaging; penalty. Provides that no person shall sell or distribute, or offer for retail sale or distribution, a liquid nicotine container on or after January 1, 2016, unless the liquid nicotine container is packaged in child-resistant packaging and complies with labeling requirements consistent with regulations adopted by the Board of Agriculture and Consumer Services. Any person who violates the child-resistant packaging and labeling requirements is guilty of a Class 4 misdemeanor. The bill also provides that any adult may sign for tobacco products, nicotine vapor products, or alternative nicotine products purchased through mail order or the Internet. Current law requires the signature of the purchaser. This bill is identical to HB 2036.

Patron - Stuart

[P]SB1381 Definition of private animal shelter. Clarifies that the purpose of a private animal shelter is to find permanent adoptive homes for animals.

Patron - Stanley

[P]SB1440 Tobacco Indemnification and Community Revitalization Commission; financial viability and feasibility study prior to disbursement; Virginia Tobacco Region Revolving Fund. Renames the Tobacco Indemnification and Community Revitalization Commission as the Tobacco Region Revitalization Commission (the Commission) and requires it to contract with a manager to oversee Commission loans, grants, and other distributions of money. The bill requires the manager to provide a written report on the financial viability and feasibility of any such distribution and prohibits the Commission from making the distribution until its viability and feasibility have received recommendations from the manager. The bill eliminates future appointments of three nonlegislative citizen members and requires 13 of the remaining 28 Commission members to have experience in particular fields. The bill requires the Commission to adopt policies governing the Tobacco Region Opportunity Fund; to require a dollar-for-dollar match from entities receiving grants; to make no distribution to a tobacco-dependent community solely based on the historical production of tobacco; to require each project to have an accountability matrix, provide a set of quantified outcome expectations and other figures, and demonstrate how it will address low employment levels or other indicators; to develop a strategic plan every two years; and to establish a public database of awards. The bill also establishes the Virginia Tobacco Region Revolving Fund (the Fund), the assets of which are to be used to make loans to local governments for the financing of any project. The bill empowers the Virginia Resources Authority (the Authority) to administer the Fund, pledge assets of the Fund as security for bonds issued to finance a project, sell or collect on loans made from the Fund, and, in accordance with a memorandum of agreement with the Commission, establish the rates and terms of loans. The bill directs the Commission, in

conjunction with the Authority, to make an annual report to the General Assembly and the Governor on all loans made from the Fund. This bill is identical to HB 2330.

Patron - Ruff

Failed

HB1290 Home-produced or farm-produced food products. Exempts food products and food made from milk processed or prepared in private homes or farms from Board of Agriculture and Consumer Services regulations, so long as (i) the sale is made directly to end consumers and (ii) the product is labeled with the producer's name and address, the product's ingredients, and a disclosure statement indicating the product is not for resale and is processed and prepared without state inspection. The bill also exempts private homes or farms that meet the same conditions from examinations conducted by the State Health Commissioner of establishments in which crustacea, finfish, and shellfish are handled.

Patron - Bell, Robert B.

HB1295 Repeal of egg tax. Repeals the tax on egg handlers for eggs purchased or sold per 30-dozen case or in liquid form. The bill eliminates the Virginia Egg Fund (Fund), into which moneys generated from the tax are deposited, and the Egg Board, which administers the Fund and has oversight of Fund disbursements for programs of research, education, publicity, advertising, and the promotion of Virginia eggs.

Patron - Morris

HB1354 Animal Cruelty Conviction List established. Requires the Superintendent of State Police to establish and maintain an Animal Cruelty Conviction List available to the public on the website of the Department of State Police by 2017. The list shall include the names of persons convicted of certain felony animal cruelty offenses on or after July 1, 2015. Persons so convicted will be required to pay a fee of \$50 per conviction to fund the maintenance of the list. The bill requires the State Police to remove a person from the list after 15 years if he has no additional felony conviction of a relevant animal cruelty offense.

Patron - Ramadan

HB1461 Exemptions from milk production requirements. Exempts persons who own three or fewer milking cows from the oversight of the Milk Commission and the Board of Agriculture and Consumer Services' requirements governing the quality, grading, and sanitary standards for milk so long as the milk their cows produce is sold directly to consumers and contains a label stating that the product has not been inspected by the state.

Patron - Morris

HB1464 Report on cruelty to equines. Requires localities to submit annually a report to the State Veterinarian detailing the number of persons who have violated the animal cruelty statute with respect to equine animals as well as the nature of each violation and the penalty imposed in each instance.

Patron - Rasoul

HB1543 Tobacco Funds Expenditure Review Commission created. Creates the Tobacco Funds Expenditure Review Commission (the Commission) as an advisory commission to review all projects for which the Tobacco Indemnification and Community Revitalization Commission (the TICRC) anticipates that it will expend, obligate, or otherwise encumber at least \$1 million. The Commission would be com-

posed of five members of the House Committee on Appropriations, the chair, and four members appointed by the chair; three members of the Senate Committee on Finance, the chair, and two members appointed by the chair; and the Auditor of Public Accounts, who would serve with nonvoting privileges. To facilitate the work of the Commission, the TICRC would be required to provide a detailed report to the Commission by October 1 of each year listing all projects of at least \$1 million that the TICRC plans to undertake in the following year.

The Commission would have 10 days upon receipt of the report to determine which, if any, projects to review and would notify the TICRC of the same. For projects selected for review, the Commission would have 45 days from receipt of the report to issue any findings and recommendations. Findings and recommendations would require an affirmative vote of at least three members from the House Committee on Appropriations and two members from the Senate Committee on Finance. The bill prohibits the TICRC from undertaking or committing to undertake any project included on the annual report (i) unless it is notified by the Commission that the project will not be reviewed or (ii) until the expiration of the 45-day review period.

The bill also prohibits the TICRC from promising, negotiating, or pledging any funds from the state treasury to any project, with the exception of moneys deposited into the Tobacco Indemnification and Community Revitalization Fund, unless the General Assembly has appropriated such funds to the project.

Patron - Lingamfelter

HB1565 Authority of animal control officers. Authorizes an animal control officer to capture and confine a companion animal that is not subject to licensure upon receiving complaint from a property owner of the presence of the companion animal on his property without his permission.

Patron - Orrock

HB1586 Community cat programs. Allows localities to authorize the operation of community cat programs. In a community cat program, a caregiver who has an outdoor, free-roaming cat sterilized and returns it to the area where it was captured is not considered the legal owner or custodian of the cat. The bill exempts a community cat caregiver from criminal and civil liability for any decisions made or services rendered as part of a community cat program, except for willful and wanton misconduct.

Patron - Kory

HB1591 Genetically engineered foods; penalty. Defines "genetically engineered"; establishes conditions under which a food must be labeled as "genetically engineered" and must, in some cases, bear additional labeling; and provides that a violation of the section is a Class 3 misdemeanor.

Patron - DeSteph

HB2146 Tobacco Indemnification and Community Revitalization Commission. Expands the purposes for which the Tobacco Indemnification and Community Revitalization Commission can distribute funds to include providing proton therapy telemedicine and scientific research performed at one of the Commonwealth's cancer research and treatment centers in Southside or Southwest Virginia for citizens living in the two regions.

Patron - Yancey

SB693 Trap, neuter, and return activity. Permits a person to trap and sterilize a feral cat before returning it to the site where it was trapped. The bill excludes a participant in

such an activity from the definition of "owner" regarding custody of the subject cat; under current law, abandonment of an animal by an owner is a misdemeanor.

Patron - Martin

[F]SB698 Companion animal surgical sterilization program; fund; penalty. Establishes a fund to reimburse participating veterinarians for the surgical sterilizations they perform on eligible cats or dogs. The bill provides that a surcharge of \$50 per ton of pet food distributed in the Commonwealth be deposited in the fund and such pet food be exempted from the existing litter tax. An animal will be eligible for sterilization under the program if it is a feral or free-roaming cat or is owned by a low-income individual or a releasing agency such as an animal shelter. The bill establishes penalties for providing false information or submitting false payment requests.

Patron - Stanley

[F]SB699 Feral or running-at-large cat programs. Directs the Virginia Department of Agriculture and Consumer Services to adopt regulation for the management of local programs to reduce the propagation of feral or running-at-large cats and authorizes localities to adopt ordinances that parallel or are more stringent than the regulations. The bill exempts the release of a cat by a participant in a regulated program from the definition of "abandon." The bill contains a delayed effective date to allow for the adoption of regulations, a process that is to be completed within 280 days of enactment.

Patron - Stanley

[F]SB700 Animal Cruelty Conviction List established. Requires the Superintendent of State Police to establish and maintain an Animal Cruelty Conviction List available to the public on the website of the Department of State Police by 2017. The list shall include the names of persons convicted of certain felony animal cruelty offenses on or after July 1, 2015. Persons so convicted will be required to pay a fee of \$50 per conviction to fund the maintenance of the list. The bill requires the State Police to remove a person from the list after 15 years if he has no additional felony conviction of a relevant animal cruelty offense.

Patron - Stanley

[F]SB1242 Nurseries; labeling of plants treated with pollinator-lethal insecticides. Prohibits the labeling or advertisement of a plant as being beneficial to pollinators if the plant contains a detectable level of a systemic insecticide that is harmful to pollinators. The bill defines pollinator as an insect that pollinates flowers.

Patron - Deeds

[F]SB1332 Tobacco Indemnification and Community Revitalization Commission. Expands the purposes for which the Tobacco Indemnification and Community Revitalization Commission can distribute funds to include providing proton therapy telemedicine and scientific research performed at one of the Commonwealth's cancer research and treatment centers in Southside or Southwest Virginia for citizens living in the two regions.

Patron - Alexander

[F]SB1419 Virginia crab meat label. Makes it a Class 3 misdemeanor for any person to represent or label a container as containing Virginia crab meat unless 100 percent of the crab meat is from crabs taken from or caught in Virginia waters.

Patron - McWaters

[F]SB1428 Regional Greenhouse Gas Initiative; Commonwealth Resilience Fund established. Requires the Governor to join the Regional Greenhouse Gas Initiative that

established a regional CO2 electric power sector cap and trade program and establishes the Commonwealth Resilience Fund, a revolving fund to serve as a consistent revenue stream to assist counties, cities, and towns in the Hampton Roads region with the implementation of adaptation efforts to combat sea level rise and recurrent flooding. The bill also provides economic development assistance for families, businesses, and localities in Southwest Virginia to offset negative economic impacts associated with reduced fossil fuel production.

Patron - McEachin

[F]SB1436 Tobacco Indemnification and Community Revitalization Commission. Reconstitutes the membership of the Commission by reducing the number of members from 31 to 15, eliminating legislative and flue-cured and burley tobacco producer members and adding the Chancellor of the Virginia Community College System and the president of a major state research institution of higher education. The bill expands the powers and duties of the Commission to include conducting studies and gathering data in order to determine the potential effects of agricultural, industrial, and educational initiatives in Southside and Southwest Virginia. The bill establishes the following formula for the distribution of the Tobacco Indemnification and Community Revitalization Fund: up to 25 percent to attract prospective economic development projects in the region, up to 25 percent to promote initiatives that increase and enhance educational attainment in the region, up to 25 percent to increase investments in the deployment of rural broadband infrastructure, and up to 25 percent to commercialize agricultural research conducted at Virginia colleges and universities.

Patron - McEachin

Alcoholic Beverage Control Act

Passed

[P]HB1439 Alcoholic beverage control; regulations; samples of alcoholic beverages; combined mixed beverage restaurant and caterer's license. Directs the Alcoholic Beverage Control Board to promulgate regulations related to happy hours, gifts, containers, and the storage and sale of premixed alcoholic beverages. The bill allows mixed beverage licensees to sell distilled spirits in flights. The bill also creates a combined mixed beverage restaurant and caterer's license, which authorizes any restaurant or hotel that qualifies for both a mixed beverage restaurant license and a mixed beverage caterer's license to operate in both capacities at the same business premises with a common alcoholic beverage inventory.

Patron - Albo

[P]HB1440 Alcoholic beverage control; markups. Allows the Alcoholic Beverage Control Board to round the final price of each container of alcoholic beverages it sells to end with a nine after including a reasonable markup and applicable taxes. Under current law, the final price may be a multiple of five. This bill is identical to SB 899.

Patron - Albo

[P]HB1634 Alcoholic beverage control; alcohol by volume. Allows farm winery licensees to manufacture wine containing 21 percent or less of alcohol by volume. Under current law, farm winery licensees may manufacture wine containing 18 percent or less of alcohol by volume. The bill also defines a farm winery to include an accredited public or private institution of higher education provided that (i) no wine manufactured by the institution shall be sold, (ii) the wine manufac-

tured by the institution shall be used solely for research and educational purposes, (iii) the wine manufactured by the institution shall be stored on the premises of such farm winery that shall be separate and apart from all other facilities of the institution, and (iv) such farm winery is operated in strict conformance with these requirements and Board regulations. This bill is identical to HB 1634.

Patron - Bulova

HB1645 Alcoholic beverage control; bed and breakfast licenses. Expands the privileges of a bed and breakfast license by authorizing the licensee to permit the consumption of lawfully acquired alcoholic beverages by persons to whom overnight lodging is being provided (i) in bedrooms or private guest rooms or (ii) in other designated areas of the bed and breakfast establishment. The bill defines "other designated areas" to include outdoor dining areas, whether or not contiguous to the licensed premises, which may have more than one means of ingress and egress to an adjacent public thoroughfare, provided that such outdoor dining areas are under the control of the licensee and approved by the Board. Such noncontiguous designated areas shall not be approved for any retail license issued to a brewery, distillery, or winery.

Patron - Pogge

HB1776 Alcoholic beverage control. Eliminates the Alcoholic Beverage Control (ABC) Board and replaces it with the Virginia Alcoholic Beverage Control Authority, created by the bill. The bill provides for the appointment of the Board of Directors of the Authority by the Governor, to be confirmed by the General Assembly, and the appointment by the Governor of a Chief Executive Officer of the Authority, also to be confirmed by the General Assembly. The bill sets the eligibility requirements for appointment of both the Board members and the Chief Executive Officer, including background checks. The bill provides for the salary of Board members and the Chief Executive Officer and specifies that Board members and the Chief Executive Officer may be only removed for cause by the Governor. Among other things, the bill also (i) provides for the transfer of current ABC employees to the Authority, (ii) continues such employees' participation in the state health plan and VRS, and (iii) sets out the powers and duties of the Authority and the Chief Executive Officer. The bill contains numerous technical amendments. The bill has a delayed effective date of July 1, 2018, except that the provisions of the thirteenth enactment shall become effective July 1, 2015. This bill is identical to SB 1032.

Patron - Albo

HB1796 Alcoholic beverage control; operation of government store by distiller licensee. Removes certain conditions and restrictions on the appointment of a distiller licensee or its officers and employees as agents of the Virginia Alcoholic Beverage Control Board for the sale of spirits, manufactured by or for or blended by such licensee on the licensed premises, at government stores established by the Board on the distiller's licensed premises.

Patron - Knight

HB1908 Alcoholic beverage control; powdered or crystalline alcohol; penalty. Adds powdered or crystalline alcohol to the definition of alcoholic beverages, prohibits containers sold in or shipped into the Commonwealth from including powdered or crystalline alcohol, and creates a Class 1 misdemeanor for anyone who purchases, possesses, offers for sale or use, sells, or uses a powdered or crystalline alcohol product. This bill is identical to SB 1034.

Patron - Lopez

HB2119 Alcoholic beverage control; customer service. Amends numerous sections in the Alcoholic Beverage Control Act to better meet customer expectations and improve agency customer service, including provisions that promote the use of electronic communication, facilitate electronic purchases and optional storage of electronic payment information, offer incentives to licensees, provide multiyear license options, and promote the collection and maintenance of accurate contact information for communications with licensees, with some limitations. The bill also removes provisions in current law that allow winery and farm winery licensees to sell cider to retail licensees approved by the Board for the purpose of selling cider.

Patron - Knight

SB899 Alcoholic beverage control; markups. Allows the Alcoholic Beverage Control Board to round the final price of each container of alcoholic beverages it sells to end with a nine after including a reasonable markup and applicable taxes. Under current law, the final price may be a multiple of five. This bill is identical to HB 1440.

Patron - McWaters

SB1032 Alcoholic beverage control. Eliminates the Alcoholic Beverage Control (ABC) Board and replaces it with the Virginia Alcoholic Beverage Control Authority, created by the bill. The bill provides for the appointment of the Board of Directors of the Authority by the Governor, to be confirmed by the General Assembly, and the appointment by the Governor of a Chief Executive Officer of the Authority, also to be confirmed by the General Assembly. The bill sets the eligibility requirements for appointment of both the Board members and the Chief Executive Officer, including background checks. The bill provides for the salary of Board members and the Chief Executive Officer and specifies that Board members and the Chief Executive Officer may be only removed for cause by the Governor. Among other things, the bill also (i) provides for the transfer of current ABC employees to the Authority, (ii) continues such employees' participation in the state health plan and VRS, and (iii) sets out the powers and duties of the Authority and the Chief Executive Officer. The bill contains numerous technical amendments. The bill has a delayed effective date of July 1, 2018, except that the provisions of the thirteenth enactment shall become effective July 1, 2015. This bill is identical to HB 1776.

Patron - McDougle

SB1034 Alcoholic beverage control; powdered or crystalline alcohol; penalty. Adds powdered or crystalline alcohol to the definition of alcoholic beverages, prohibits containers sold in or shipped into the Commonwealth from including powdered or crystalline alcohol, and creates a Class 1 misdemeanor for anyone who purchases, possesses, offers for sale or use, sells, or uses a powdered or crystalline alcohol product. This bill is identical to HB 1908.

Patron - Puller

SB1165 Alcoholic beverage control; farm wine produced by educational institutions exclusively for research and educational purposes; permit required. Authorizes the Virginia Alcoholic Beverage Control (ABC) Board to grant permits to any accredited public or private institution of higher education to operate a farm winery under certain conditions. The bill requires the ABC Board to adopt regulations concerning the requirements for this permit, including that such institutions (i) not sell the wine so manufactured or otherwise use the wine for any other purpose except for research and educational purposes and (ii) store the wine on premises of the farm winery

that are separate and apart from all other facilities of the institution.

Patron - McWaters

[P]SB1269 Alcoholic beverage control; tasting events held by distiller licensee or manufacturer of distilled spirits. Allows a licensed distiller who is an agent of the ABC Board to provide samples of beer, wine, or cider manufactured on the licensed premises or on contiguous premises of such agent licensed as a brewery or winery to persons under certain conditions. The bill also allows a manufacturer of distilled spirits, whether licensed in the Commonwealth or not, to obtain up to four banquet licenses per year for special events, which shall authorize the manufacturer to provide samples of spirits in designated areas at the special events to persons under certain conditions for the purposes of featuring and educating the consuming public about the manufacturer's spirits products.

Patron - Deeds

[P]SB1272 Alcoholic beverage control; limited distiller's license. Creates a limited distiller's license for distilleries that (i) manufacture no more than 36,000 gallons of spirits per calendar year, (ii) are located on a farm in the Commonwealth on land zoned agricultural and owned or leased by such distillery or its owner, and (iii) use agricultural products grown on the farm in the manufacture of its alcoholic beverages. The bill also establishes local and state taxes for limited distiller's licenses and prevents local regulation of certain activities by such licensees.

Patron - Deeds

[P]SB1287 Alcoholic beverage control; mixed beverage licenses. Provides that mixed beverage licenses may be granted to establishments located on property (i) within the boundary of any town incorporated in 1911 located adjacent to the intersection of Route 63 and Route 58 Alternate (Town of Saint Paul); (ii) located west of Route 58 and approximately 3,000 feet north of Interstate 81 (Washington County); (iii) fronting U.S. Route 11 and 1,300 feet north of Interstate 81 (Washington County); (iv) located within 1,500 feet of Exit 26 on Interstate 81 (Washington County); and (v) within the boundary of any town incorporated in 1894 consisting of 1.9 square miles that prior to the town's incorporation was known as Guest Station (Town of Coeburn). The bill also creates an art instruction studio license, which authorizes the licensee to serve wine or beer on the premises of the licensee to any bona fide customer of the licensee; however, the licensee shall not give more than two five-ounce glasses of wine or one 12-ounce glass of beer to any such customer, nor shall it sell or otherwise charge a fee to such customer for the wine or beer served or consumed. The bill defines art instruction studio and sets the state and local taxes for this new license.

Patron - Watkins

[P]SB1412 Alcoholic beverage control; prohibited trade practices. Allows a winery, brewery, or distillery licensee to pay royalties to a historical preservation entity pursuant to a bona fide intellectual property agreement that authorizes the winery, brewery, or distillery to manufacture wine, beer, or spirits based on authentic historical recipes and identified with brand names owned and trademarked by the historical preservation entity. The bill defines "historical preservation entity."

Patron - Norment

Failed

[F]HB1481 Alcoholic beverage control; farm wine produced by educational institutions exclusively for research and educational purposes; permit required. Authorizes the Virginia Alcoholic Beverage Control (ABC) Board to grant permits to any accredited public or private institution of higher education to operate a farm winery under certain conditions. The bill requires the ABC Board to adopt regulations concerning the requirements for this permit, including that such institutions (i) not sell the wine so manufactured or otherwise use the wine for any other purpose except for research and educational purposes and (ii) store the wine on premises of the farm winery that are separate and apart from all other facilities of the institution.

Patron - Rush

[F]HB1482 Alcoholic beverage control; art instruction studio license. Creates an art instruction studio license that permits the (i) consumption of wine or beer on the premises of the licensee by any bona fide customer or (ii) service of a limited amount of wine or beer by the licensee without charge to a bona fide customer attending a private studio instructional session.

Patron - Rush

[F]HB1678 Alcoholic beverage control; privileges of distiller's license. Expands the privileges of a distiller's license to include the giving of samples of spirits to any person to whom alcoholic beverages may be lawfully sold in designated areas at events held by the licensee for the purpose of featuring and educating the consuming public about the spirits being tasted and provided that (i) no single sample shall exceed one-half ounce per spirits product offered and (ii) no more than three spirits products may be offered to any patron. The bill further provides that nothing in its provisions shall prohibit the licensee from serving such samples as a mixed beverage.

Patron - Bell, Richard P.

[F]HB1691 Alcoholic beverage control; definition of day spa. Provides that a commercial establishment that offers to the public licensed barbering or cosmetology services is included in the definition of a day spa for ABC purposes.

Patron - Loupassi

[F]HB1814 Alcoholic beverage control; food-beverage ratio. Provides that the combined gross receipts from the sale of food consumed on the premises and nonalcoholic beverages served on the premises by mixed beverage restaurant licensees, mixed beverage caterer's licensees, and mixed beverage limited caterer's licensees must amount to at least 75 percent of the gross receipts from the sale of mixed beverages.

Patron - DeSteph

[F]HB1815 Alcoholic beverage control; mixed beverage restaurant licensees; food-beverage ratio. Provides that a mixed beverage restaurant licensee meets the required food-beverage ratio if its gross receipts from the sale of food and nonalcoholic beverages amount to at least (i) \$4,000 per month or (ii) 45 percent of the gross receipts from the sale of mixed beverages and food. Under current law, only the latter option is available.

Patron - DeSteph

[F]HB2074 Alcoholic beverage control; beer to which spirits has been added. Allows mixed beverage licensees to pre-mix, store, and sell beer to which spirits has been added.

Patron - McClellan

[F]HB2338 Alcoholic beverage control; prohibited trade practices. Allows a winery, brewery, or distillery licensee to pay royalties to a historical preservation entity for the use of its trademarked authentic historical recipes in the manufacture of wine, beer, or spirits. The bill defines "historic preservation entity."

Patron - Mason

[F]SB728 Alcoholic beverage control; art instruction studio license. Creates an art instruction studio license that permits the consumption of wine or beer on the premises of the licensee by any bona fide customer attending a private studio instructional session.

Patron - Puller

[F]SB946 Alcoholic beverage control; alcohol by volume. Allows farm winery licensees to manufacture wine containing 21 percent or less of alcohol by volume. Under current law, farm winery licensees may manufacture wine containing 18 percent or less of alcohol by volume.

Patron - Favola

[F]SB1230 Regulation of the distribution and sale of cigarettes and other tobacco products by the Alcoholic Beverage Control Board; penalty. Transfers the regulation of the distribution and sale of cigarettes and other tobacco products from the Department of Taxation to the Alcoholic Beverage Control Board. The bill also creates a new retail dealer's license for the sale of cigarettes and other tobacco products to be granted and otherwise regulated by the Alcoholic Beverage Control Board. The bill sets out the licensing requirements for distributors and retail dealers, sets out recordkeeping requirements, and provides penalties for violation. The bill contains technical amendments and is a recommendation of the State Crime Commission.

Patron - Reeves

[F]SB1273 Alcoholic beverage control; regulations of the Alcoholic Beverage Control Board relating to certain brewery personnel. Requires the ABC Board to adopt regulations that prescribe the terms and conditions under which tour guides employed by a licensed brewery that manufactures no more than 10,000 barrels of beer during the license year may consume samples of the beer manufactured on the licensed premises while conducting tours of the premises. The bill provides that the samples of beer shall not exceed four ounces, that no more than three product samples may be consumed by the tour guide, and that the purpose of the consumption is to feature and educate the consuming public visiting the licensed premises about the beer being tasted.

Patron - Barker

[F]SB1453 Commission on all sales of spirits in closed containers. Provides that licensed distillers shall earn a 15 percent commission on all sales of spirits in closed containers.

Patron - Deeds

Aviation

Failed

[F]HB1889 Airport charges on ground transportation providers. Places limits on charges imposed on ground transportation providers by the governing body of Richmond International Airport.

Patron - Jones

Behavioral Health and Developmental Services

Passed

[P]HB1693 Civil admission process; alternative transportation. Provides that a magistrate may authorize alternative transportation for a person subject to an emergency custody order or temporary detention order when there exists a substantial likelihood that the person will cause serious physical harm to himself or others. Current law prohibits the use of alternative transportation when there exists a substantial likelihood that the person will cause serious physical harm to himself or others. The bill also provides liability protection for alternative transportation providers. This bill is identical to SB 1263.

Patron - Bell, Robert B.

[P]HB1694 Temporary detention order; custody. Removes the requirement that a person subject to a temporary detention order remain in the custody of the community services board for the duration of the order. This requirement was in conflict with other Code sections that require that such person remain in the custody of law enforcement until custody is transferred to a facility or to an alternative transportation provider. This bill is identical to SB 966.

Patron - Yost

[P]HB2118 Acute psychiatric bed registry; frequency of updating. Requires state facilities, community services boards, behavioral health authorities, and private inpatient psychiatric service providers to update information included in the acute psychiatric bed registry whenever there is a change in bed availability for the facility, board, authority, or provider or, if no change in bed availability has occurred, at least once daily. This bill is identical to SB 1265.

Patron - Cline

[P]HB2303 Sexually violent predators; notice of hearings; conditional release plan. Requires the Department of Behavioral Health and Developmental Services, in preparing a conditional release plan for a sexually violent predator, to notify the attorney for the Commonwealth, the chief law-enforcement officer, and the local governing body for the locality that is the proposed location of the predator's residence upon his conditional release. The bill also provides that such attorney for the Commonwealth shall receive a copy of any petition (i) for the conditional release of a predator, (ii) to take a conditionally released predator into emergency custody, (iii) for the release of a predator taken into emergency custody, or (iv) to modify or remove conditions on a predator's release.

Patron - Wright

[P]HB2368 Involuntary civil admissions; evaluations. Directs the Commissioner of Behavioral Health and Developmental Services to develop by October 1, 2015, a comprehensive plan to authorize psychiatrists and emergency physicians to evaluate individuals for involuntary civil admission.

Patron - Garrett

[P]SB966 Temporary detention order; custody. Removes the requirement that a person subject to a temporary detention order remain in the custody of the community services board for the duration of the order. This requirement was in conflict with other Code sections that require that such person remain in the custody of law enforcement until custody is

transferred to a facility or to an alternative transportation provider. This bill is identical to HB 1694.

Patron - Barker

[P]SB1052 Developmental disabilities; definition. Defines "developmental disability" as a severe, chronic disability of an individual that (i) is attributable to a mental or physical impairment, or a combination of mental and physical impairments, other than a sole diagnosis of mental illness; (ii) is manifested before the individual reaches 22 years of age; (iii) is likely to continue indefinitely; (iv) results in substantial functional limitations in three or more of the following areas of major life activity: self-care, receptive and expressive language, learning, mobility, self-direction, capacity for independent living, and economic self-sufficiency; and (v) reflects the individual's need for a combination and sequence of special interdisciplinary or generic services, individualized supports, or other forms of assistance that are of lifelong or extended duration and are individually planned and coordinated.

Patron - Hanger

[P]SB1114 Temporary detention for testing, observation, and treatment of person who is the subject of an emergency custody order. Provides that a court or magistrate may issue an order for temporary detention for medical testing, observation, and treatment for a person who is also the subject of an emergency custody order for evaluation and treatment of mental illness. Upon completion of any required testing, observation, or treatment, the hospital emergency room or other appropriate facility in which the person is temporarily detained shall notify the nearest community services board, and a designee of the community services board shall complete the evaluation as soon as is practicable but prior to the expiration of the order for temporary detention for testing, observation, or treatment.

Patron - Barker

[P]SB1263 Civil admission process; alternative transportation. Provides that a magistrate may authorize alternative transportation for a person subject to an emergency custody order or temporary detention order when there exists a substantial likelihood that the person will cause serious physical harm to himself or others. Current law prohibits the use of alternative transportation when there exists a substantial likelihood that the person will cause serious physical harm to himself or others. The bill also provides liability protection for alternative transportation providers. This bill is identical to HB 1693.

Patron - Deeds

[P]SB1265 Acute psychiatric bed registry; frequency of updating. Requires state facilities, community services boards, behavioral health authorities, and private inpatient psychiatric service providers to update information included in the acute psychiatric bed registry whenever there is a change in bed availability for the facility, board, authority, or provider or, if no change in bed availability has occurred, at least once daily. This bill is identical to HB 2118.

Patron - Deeds

Failed

[F]HB1365 Discharge from state hospitals or training centers; local departments of social services. Changes from mandatory to optional whether a local department of social services provides care for an individual who is discharged from a state hospital or training center because he is not a proper case for treatment. If the director of the appropriate local department of social services agrees to accept the individual for care,

the provision of public assistance or social services to the individual is the responsibility of such local department of social services as determined by regulations adopted by the State Board of Social Services. Under current law, local departments are required to provide public assistance or social services to such individuals if such care is necessary for the individual's welfare.

Patron - Campbell

[F]HB1614 Closure of the Southwestern Virginia Training Center and the Southeastern Virginia Training Center prohibited. Provides that the Southwestern Virginia Training Center and the Southeastern Virginia Training Center shall not be closed and shall instead remain open and continue to accept new admissions.

Patron - Campbell

[F]HB1710 Behavioral Health and Developmental Services Trust Fund; use of funds. Provides that proceeds from the sale of vacant buildings and land resulting from the closure or downsizing of any training centers that are deposited in the Behavioral Health and Developmental Services Trust Fund shall be used only for the purpose of creating additional waiver slots and reducing waiting lists for services through the Intellectual Disability Medicaid Waiver and the Individual and Family Developmental Disabilities Support Medicaid Waiver.

Patron - Yost

[F]HB2084 Auxiliary grants; supportive housing. Extends eligibility for auxiliary grants to include individuals residing in supportive housing, provided the supportive housing provider has entered into an agreement for the provision of supportive housing with the Department of Behavioral Health and Developmental Services. The bill also establishes requirements for providers of supportive housing that enter into agreements with the Department.

Patron - Peace

[F]HB2305 Community services boards and behavioral health authorities; coordination of services for veterans. Requires community services boards and behavioral health authorities to designate a member of staff to coordinate the delivery of mental health services, including crisis services, to veterans in cooperation with the Department of Veterans Services, U.S. Department of Veterans Affairs, and hospitals, centers, and other facilities or installations of the Department of Veterans Affairs.

Patron - Filler-Corn

[F]HB2380 Community services boards and behavioral health authorities; information for students with emotional and intellectual disabilities. Requires school divisions to designate staff to receive training about services provided by the local community services board or behavioral health authority that will be available to students with intellectual disability or emotional disturbance upon graduation from, aging out of, or otherwise leaving public education and to meet with students and, where appropriate, their parents to provide such information. The bill also requires community services boards and behavioral health authorities to provide school divisions with information about available services and to ensure that at least one employee or representative of the board or authority is available, in person, to participate in meetings between local school division representatives and students and, where appropriate, their parents to discuss services that will be available to the student upon his graduating from, aging out of, or otherwise leaving public education.

Patron - Bell, Robert B.

SB1270 Admission of incapacitated persons pursuant to advance directive or by guardian; transportation; pilot program. Provides that when the employee or designee of a local community services board who is conducting the evaluation of an individual required for the issuance of a temporary detention order into a facility for the treatment of mental illness and finds that the individual (i) has a mental illness, (ii) needs treatment in such a facility, (iii) lacks the capacity to consent to admission to the facility, and (iv) has designated an agent or has a guardian who has the authority to consent to the individual's admission, the evaluator shall contact the agent or guardian and determine whether the agent or guardian authorizes the person's admission to such a facility. If the agent or guardian authorizes the person's admission, the evaluator shall request the magistrate to issue a transportation order providing for the transport of the person to the facility by law enforcement or an alternative transportation provider. The bill also authorizes such employee or designee of a local community services board to be a capacity reviewer for purposes of determining whether a person who has executed an advance directive is incapable of making an informed decision in regard to mental health care, including his admission to a facility for the treatment of mental illness. Current law allows only a licensed physician or a clinical psychologist to act as a capacity reviewer. The provisions of the bill only apply in those localities in which the State Board of Behavioral Health and Developmental Services has established a pilot program. The bill provides that any pilot program established by the Board shall commence on July 1, 2016, and that the Board shall report on the implementation and effectiveness of the pilot program no later than November 30, 2017. The provisions of the bill expire on July 1, 2018.

Patron - Deeds

SB1408 Routine review of emergency services; report. Requires the Department of Behavioral Health and Developmental Services to establish benchmarks and standards for emergency services provided by community services boards and behavioral health authorities and to conduct annual reviews of emergency services provided by community services boards and behavioral health authorities to determine the extent to which they meet such benchmarks and standards. The bill requires the Department to report the results of such review to the General Assembly no later than December 1 of each year.

Patron - Deeds

SB1409 Community services boards; emergency services; access to experts. Requires the Department of Behavioral Health and Developmental Services to enter into agreements with health care providers experienced in the provision of emergency services for the provision of technical assistance and guidance to employees and designees of community services boards and behavioral health authorities who conduct evaluations for emergency custody and temporary detention and who provide other emergency services.

Patron - Deeds

SB1410 Crisis intervention specialists; community services boards; behavioral health authorities; emergency custody or temporary detention. Provides for the certification of crisis intervention specialists and crisis intervention specialist licensed clinical supervisors. The bill also requires community services boards and behavioral health authorities to employ or contract with certified crisis intervention specialists for evaluations for emergency custody or temporary detention. Those provisions have a delayed effective date of July 1, 2020. The bill also requires the Department of Behavioral Health and Developmental Services to develop an implementation plan

and timetable for the implementation of the provisions of this bill by January 1, 2016.

Patron - Deeds

SB1446 Training centers; communications with individuals. Provides that if an individual has submitted a letter to a training center director stating that he does not wish to leave the facility, community services board staff or Department staff, employees, agents, or affiliates are prohibited from contacting such individual or his authorized representative, except by writing, regarding a community placement more than once every six months unless the facility is scheduled to close within six months of the contact.

Patron - Miller

Civil Remedies and Procedure

Passed

HB1315 Jury commissioners; lists of unqualified persons provided to general registrars. Requires the jury commissioner to retain information obtained from those persons not qualified to serve as jurors as a result of (i) not being a citizen of the United States, (ii) no longer being a resident of the Commonwealth, (iii) being a resident of another county or city in the Commonwealth, (iv) having been convicted of a felony and not having had voting rights restored, or (v) having been adjudicated incapacitated. The bill requires the sheriff, clerk of court, or other official responsible for maintaining such information provided by the commissioners to make that information available upon the request of the general registrar for that locality. The bill also requires the general registrars to use the information received to identify voters who are no longer qualified to vote and to initiate list maintenance procedures pursuant to current law. The bill has a delayed effective date of July 1, 2016.

Patron - Cole

HB1367 Temporary injunction; affidavit or verified pleading. Provides that an application for a temporary injunction may be supported or opposed by an affidavit or verified pleading. This bill is a recommendation of the Boyd-Graves Conference.

Patron - Campbell

HB1476 Nurse practitioners. Allows a nurse practitioner to testify as an expert witness in a court of law on certain matters within the scope of his activities and adds nurse practitioner to the definition of "health care provider" under the medical malpractice statutes. The bill clarifies that its provisions are not a codification of Rule 702 of the Federal Rules of Evidence. This bill is identical to SB 861.

Patron - Leftwich

HB1610 Punitive or exemplary damages. Provides consistency by changing references to "exemplary damages" or "punitive or exemplary damages" to "punitive damages." The terms "exemplary" and "punitive" are interchangeable. The bill also makes technical corrections and is a recommendation of the Code Commission.

Patron - Habeeb

HB1635 Defamation; statute of limitations. Provides that if a publisher of defamatory statements publishes anonymously or under a false identity on the Internet, an action may be filed and the statute of limitations shall be tolled until

the identity of the publisher is discovered or, by the exercise of due diligence, reasonably should have been discovered.

Patron - Albo

[P]HB1764 Dissemination, etc., of criminal history record; civil action. Provides that a person who disseminates, publishes, or maintains or causes to be disseminated, published, or maintained the criminal history record information of an individual pertaining to that individual's charge or arrest for a criminal offense and solicits, requests, or accepts money or other thing of value for removing such criminal history record information shall be liable to the individual who is the subject of the information for actual damages or \$500, whichever is greater, in addition to reasonable attorney fees and costs. The bill specifies that liability is not imposed on an interactive computer service for content provided by another person or for any speech protected by Article I, Section 12 of the Constitution of Virginia.

Patron - Loupassi

[P]HB1767 Unlawful detainer proceedings; satisfaction of judgments. Provides that in an unlawful detainer proceeding in which the defendant fails to appear, the plaintiff may submit evidence of outstanding rent and other damages by affidavit or sworn testimony. The bill also provides that if a lease requires rent to be due on the first of the month in advance for the entire month, the amount due at the date of the hearing shall include rent for the entire month, if so requested by the plaintiff. The bill further requires a creditor to note satisfaction of a judgment only when it has been fully paid.

Patron - Loupassi

[P]HB1775 Medical malpractice proceedings; health care providers; expert testimony. Provides that medical experts licensed in other states, but not in Virginia, are presumed to know the standard of care in Virginia, provided that they meet the educational and examination requirements for licensure in Virginia. The bill also extends this presumption to all health care providers who are licensed to practice in Virginia. Currently, such presumption is limited to physicians and nurses. This bill is identical to SB 862.

Patron - Campbell

[P]HB1780 Circuit court clerk responsibilities. Revises certain circuit court clerk responsibilities, including (i) permitting the posting of notices on the circuit court clerk's website; (ii) clarifying that, if a name change is granted to a convicted sex offender, the clerk entering such order shall transmit a certified copy to any agency or department of the Commonwealth that has issued a license using such person's changed name, if known to the court and identified in the court order; (iii) clarifying that the clerk of court is not required to enter partial satisfactions of each installment payment of court costs; and (iv) allowing the clerk of court to compel production of a will or require security.

Patron - Leftwich

[P]HB2048 Payment of funds into circuit court. Provides that where judgment is taken in the circuit court, upon motion of a party for good cause shown, the court may enter an order directing the clerk to hold certain funds. The bill further provides that where judgment is taken in the general district court, upon motion of a party for good cause shown, the general district court judge may enter an order directing the clerk of the general district court to hold such funds for a period not to exceed 180 days to enable such party to file a petition requesting that such funds be received and held by the clerk of the circuit court. If an order directing the clerk of the general district court to transfer funds to the clerk of the circuit court is

not received within 180 days, the clerk of the general district court may disburse the funds to the plaintiff.

Patron - Bell, Robert B.

[P]HB2082 Civil immunity for rendering emergency care; forcible entry of motor vehicle to remove a minor. Provides that the civil immunity granted for rendering emergency care or assistance includes the forcible entry of a motor vehicle to remove an unattended minor at risk of serious bodily injury or death, provided the person has attempted to contact a law-enforcement officer, a firefighter, emergency medical services personnel, or an emergency 911 system prior to such entry, if feasible under the circumstances.

Patron - Peace

[P]SB720 Dissemination, etc., of criminal history record information; civil action. Creates a civil action against any person who disseminates, publishes, or maintains or causes to be disseminated, published, or maintained the criminal history record information of an individual pertaining to that individual's charge or arrest for a criminal offense and solicits, requests, or accepts money or other thing of value for removing such information. Such person shall be liable to the individual who is the subject of the information for actual damages or \$500, whichever is greater, in addition to reasonable attorney fees and costs.

Patron - Marsden

[P]SB761 Personal injury and wrongful death actions; disclosure of address of insured person. Requires an insurance company to disclose the address of an alleged tortfeasor upon request of an injured person, personal representative, or attorney in a cause of action for personal injury or wrongful death due to a motor vehicle accident, if such address has not previously been disclosed. The bill also provides that if the alleged tortfeasor has insurance coverage from a self-insured locality for a motor vehicle accident and the locality is authorized by the alleged tortfeasor to accept service of process, the locality may instead disclose the insured's work address and the name and address of the person who shall accept service of process on behalf of the alleged tortfeasor.

Patron - Edwards

[P]SB845 Immunity for volunteer first responders en route to an emergency. Provides that no volunteer firefighter or volunteer emergency services personnel shall be liable for any injury to persons or property arising out of the operation of an emergency vehicle when such volunteer is en route to respond to a fire or to render emergency care or assistance to any ill or injured person at the scene of an accident, fire, or life-threatening emergency and the emergency vehicle displays warning lights and sounds a siren, exhaust whistle, or air horn, unless such injury results from gross negligence or willful or wanton misconduct. Such immunity shall be in addition to, not in lieu of, any other applicable immunity provided by state or federal law.

Patron - Stanley

[P]SB860 Satisfaction of judgment required to be noted by creditor. Requires a creditor to note satisfaction of a judgment only when it has been fully paid.

Patron - Chafin

[P]SB861 Nurse practitioners. Allows a nurse practitioner to testify as an expert witness in a court of law on certain matters within the scope of his activities and adds nurse practitioner to the definition of "health care provider" under the medical malpractice statutes. The bill clarifies that its provisions

are not a codification of Rule 702 of the Federal Rules of Evidence. This bill is identical to HB 1476.

Patron - Chafin

[P]SB862 Medical malpractice proceedings; health care providers; expert testimony. Provides that medical experts licensed in other states, but not in Virginia, are presumed to know the standard of care in Virginia, provided that they meet the educational and examination requirements for licensure in Virginia. The bill also extends this presumption to all health care providers who are licensed to practice in Virginia. Currently, such presumption is limited to physicians and nurses. This bill is identical to HB 1775.

Patron - Chafin

[P]SB1067 Petition for attachment. Removes judges from the list of persons before whom a petition for attachment shall be filed. The bill also adds magistrates to those who may receive payments for an attachment petition. This bill is a recommendation of the Judicial Council and the Committee on District Courts.

Patron - Obenshain

[P]SB1156 Writ of habeas corpus; service; dismissal of petition. Specifies the proper respondent to be named in a writ of habeas corpus based upon whether the petitioner is in prison or jail, is on parole or probation, or has a suspended sentence. The bill also provides for amendment of the petition if the petitioner does not name a proper respondent and provides that the habeas petition shall be dismissed without prejudice if the petitioner fails to name a proper respondent within the time allotted by the court.

Patron - Edwards

[P]SB1186 Naloxone; administration in cases of opiate overdose. Provides that a pharmacist may dispense naloxone or other opioid antagonist used for overdose reversal pursuant to an oral, written, or standing order in accordance with protocols developed by the Board of Pharmacy in consultation with the Board of Medicine and the Department of Health, that a person may possess and administer naloxone or other opioid antagonist used for overdose reversal to a person who is believed to be experiencing or about to experience a life-threatening opiate overdose, and that firefighters and law-enforcement officers who have completed a training program may possess and administer naloxone. The bill also provides that a person who in good faith prescribes, dispenses, or administers naloxone or other opioid antagonist used for overdose reversal in an emergency to an individual who is believed to be experiencing or about to experience a life-threatening opioid overdose shall not be liable for any civil damages for ordinary negligence in acts or omissions resulting from the rendering of such treatment if acting in accordance with the provisions of § 54.1-3408 or in his role as a member of an emergency medical services agency.

Patron - Obenshain

Failed

[F]HB1732 Dispensing and administration of naloxone or other opioid antagonists. Provides that a dispenser may dispense naloxone or any other opioid antagonists pursuant to a written order or standing protocol of the Health Commissioner to a person for administration in an emergency to a person who is experiencing or is about to experience a life-threatening opiate overdose, and that a person may possess and administer naloxone or any other opioid antagonists to a person who is experiencing or is about to experience a life-threatening

opiate overdose, provided such person has received appropriate training. The bill also provides that law-enforcement officers and firefighters may possess and administer naloxone or any other opioid antagonists to a person who is experiencing or is about to experience a life-threatening opiate overdose. Under current law, such possession and use is permitted only in a pilot program conducted by the Department of Behavioral Health and Developmental Services.

Patron - Hodges

[F]HB1765 Civil liability; sheriff. Provides that a sheriff shall not be liable for civil damages resulting from any act or omission by a deputy sheriff in the performance of his duties as a deputy sheriff.

Patron - Loupassi

[F]HB1771 Refusal of motor vehicle insurance claims; payment of uninsured and underinsured benefits. Provides that an insured under an uninsured or underinsured motorist policy of insurance may bring an action against the insurance carrier for failing to consider in good faith an uninsured or underinsured claim without first obtaining a judgment against the uninsured or underinsured defendant. An insured who brings such an action against an insurer is limited to a recovery of double the amount of the insured claim up to \$350,000 in excess of the amount otherwise due and payable, plus interest, and attorney fees and expenses.

Patron - Albo

[F]HB1862 Wrongful death action; distribution of award. Provides that if a person dies testate and a wrongful death action is filed following the death of such person, the court may consider the beneficiaries designated in the will when determining the distribution of damages.

Patron - Rasoul

[F]HB1970 Payment of funds into circuit court. Provides that the circuit court may hold a sum of money from any source not exceeding \$25,000 that has been paid into the circuit court of the county or city in which the fund became due or the person owed the fund resides. The bill further provides that in cases where the fund is owed to an infant, the court may hold such fund and pay or deliver it to the infant once he reaches the age of 18.

Patron - Preston

[F]HB2360 Punitive damages cap. Changes the punitive damages cap from \$350,000 to \$750,000.

Patron - Toscano

[F]SB825 Impersonation on social networking site; civil cause of action. Provides that if a person intentionally and maliciously defames or defrauds another person by credibly impersonating him on a social networking site, the person impersonated may seek an injunction and may recover damages for injuries sustained. Injuries may include injury to the person's character or reputation. There are exceptions for matters of cultural, historical, political, religious, educational, newsworthy or public interest, including works of art, commentary, satire, and parody and insignificant, de minimis, or incidental use or if done by a law-enforcement agency as part of a criminal investigation.

Patron - Martin

[F]SB884 Service of process on domestic corporations. Allows process on a Virginia corporation to be served on its registered agent by posting a copy of the process on the front door or main entrance of the corporation's registered office.

Patron - Petersen

SB1357 Servicemembers Civil Relief Act; duty of counsel to exercise due diligence in representation of a servicemember. Requires any counsel appointed to represent a defendant pursuant to the Servicemembers Civil Relief Act (SCRA) to exercise due diligence to faithfully represent the interest of the servicemember, to locate and communicate with the servicemember, to conduct an investigation of the reasonably discoverable facts in the case, to determine whether or not the servicemember has a defense to any of the allegations in the suit, and to present that information to the court. The bill also requires the plaintiff in a case in which counsel has been appointed under the SCRA to represent a defendant to promptly deliver all discoverable electronic and print files to the appointed counsel upon request. The bill further provides that counsel appointed pursuant to the Servicemembers Civil Relief Act shall not be selected by the plaintiff or counsel for the plaintiff or have any affiliation with the plaintiff.

Patron - Reeves

Commonwealth Public Safety

Passed

HB1353 Supplement to the Sex Offender and Crimes Against Minors Registry (Robby's Rule). Requires the Superintendent of State Police to establish a Supplement to the Sex Offender and Crimes Against Minors Registry (the Registry) that would include information on persons who were convicted of certain sexual offenses on or after July 1, 1980, and before July 1, 1994, who are not currently on the registry. The Supplement will be available to the public on the Department of State Police website. Persons whose information is on the Supplement who would be able to petition for removal of their information if they were on the Registry will be able to petition for removal of their information from the Supplement. This bill is identical to SB 1074.

Patron - Ramadan

HB1606 Private police departments. Defines "private police department" as any police department that employs private police officers operated by an entity authorized by statute or an act of assembly to establish a private police department. The bill provides that the authority of a private police department is limited to real property owned, leased, or controlled by the entity and, if approved by the local chief of police or sheriff, any contiguous property. The bill also provides that private police departments and private police officers shall be subject to and comply with the relevant laws and regulations governing municipal police departments and shall meet the minimum compulsory training requirements for law-enforcement officers. The bill provides further that any private police department in existence on January 1, 2013, that was not otherwise established by statute or an act of assembly and whose status as a private police department was recognized by the Department of Criminal Justice Services at that time may continue to operate as a private police department, provided that it complies with the necessary requirements. The private police departments so recognized by the Department are the Aquia Harbor Police Department, the Babcock and Wilcox Police Department, the Bridgewater Airpark Police Department, the Carilion Police and Security Services Department, the Kings Dominion Park Police Department, the Kingsmill Police Department, the Lake Monticello Police Department, the Massanutten Police Department, and the Wintergreen

Police Department. The bill contains an emergency clause. This bill is identical to SB 1217.

Patron - Garrett

HB1718 Private investigators; personal protection specialist; independent contractors. Allows a licensed private security services business to hire as an independent contractor a personal protection specialist or private investigator who has been issued a registration by the Department of Criminal Justice Services. The bill also requires such independent contractors to maintain comprehensive general liability insurance.

Patron - LeMunyon

HB1808 Missing persons; search and rescue. Provides that no local law-enforcement agency shall establish or maintain any policy that requires a waiting period before accepting a critically missing adult report and requires a local law-enforcement agency that receives such a report to initiate an investigation of the case within two hours of receipt. The bill defines a critically missing adult as any missing adult 21 years of age or older whose disappearance indicates a credible threat to the health and safety of the adult as determined by a law-enforcement agency and under such other circumstances as deemed appropriate after consideration of all known circumstances. The bill requires the Department of Criminal Justice Services to establish training standards and publish a model policy for missing children, missing adults, and search and rescue protocol. The bill also requires the Department of Emergency Management to establish a Coordinator of Search and Rescue. This bill is a recommendation of the Virginia State Crime Commission and is identical to SB 1184.

Patron - Herring

HB1978 Advisory Committee on Juvenile Justice; quorum and meetings. Changes the quorum requirements for the Advisory Committee on Juvenile Justice from a majority of the members to 12 members, including voting and nonvoting members. The bill also eliminates the provision that requires the Advisory Committee to meet at least four times per year. The bill contains technical amendments.

Patron - Preston

HB2092 Sexual and domestic violence; establishment of committees. Establishes the Virginia Sexual and Domestic Violence Program Professional Standards Committee and requires the Department of Criminal Justice Services to administer its activities by providing technical assistance and administrative support. This Committee is tasked with establishing voluntary accreditation standards and procedures by which local sexual and domestic violence programs can be systematically measured and evaluated with a peer-reviewed process. An Advisory Committee on Sexual and Domestic Violence is also established and has the responsibility for advising and assisting state and local entities on matters related to the prevention and reduction of sexual and domestic violence and to promote the efficient administration of grant funds. This bill incorporates HB 1954, is identical to SB 1094, and is a recommendation of the Virginia State Crime Commission.

Patron - Peace

HB2112 DCJS; training standards for undercover work. Eliminates the requirement that the Department of Criminal Justice Services (DCJS) establish compulsory training courses for law-enforcement officers who have not completed the compulsory minimum training standards prior to assigning any such officer to undercover investigation work.

Such training is not offered by criminal justice training academies due to liability and officer safety issues.

Patron - Miller

[P]HB2228 Sex Offender and Crimes Against Minors Registry; registration verification. Provides that the Department of Corrections (the Department) or other supervisory personnel may cause to be physically verified by the State Police the registration information on the Sex Offender and Crimes Against Minors Registry that is required of registrants over whom the Department or the supervisory personnel exercise control. Under current law, physical verification must be carried out by the Department or the supervisory personnel. This bill is identical to SB 918.

Patron - Ingram

[P]HB2314 Bail bondsmen and bail enforcement agents; arrest for felony offense; reporting. Requires a bail bondsman to report any felony arrest to the Department of Criminal Justice Services within 10 calendar days of the arrest. The bill further provides that a licensed bail bondsman who has been arrested for a felony offense shall not issue any new bonds pending the outcome of the investigation by the Department. The bill also reduces from 30 to 10 calendar days the time within which a bail bondsman or bail enforcement agent must report certain other information to the Department.

Patron - Wilt

[P]SB918 Sex Offender and Crimes Against Minors Registry; registration verification. Provides that the Department of Corrections or other supervisory personnel may cause to be physically verified by the Department of State Police the registration information on the Sex Offender and Crimes Against Minors Registry that is required of registrants over whom the Department or the supervisory personnel exercise control. Under current law, physical verification must be carried out by the Department or the supervisory personnel. This bill is identical to HB 2228.

Patron - Wexton

[P]SB1074 Supplement to the Sex Offender and Crimes Against Minors Registry. Requires the Superintendent of State Police to establish a Supplement to the Sex Offender and Crimes Against Minors Registry (the Registry) that would include information on persons who were convicted of certain sexual offenses on or after July 1, 1980, and before July 1, 1994, who are not currently on the registry. The supplement will be available to the public on the Department of State Police website. Persons whose information is on the Supplement who would be able to petition for removal of their information if they were on the Registry will be able to petition for removal of their information from the Supplement. This bill incorporates SB 934 and is identical to HB 1353.

Patron - McDougle

[P]SB1094 Sexual and domestic violence; establishment of committees. Establishes the Virginia Sexual and Domestic Violence Program Professional Standards Committee and requires the Department of Criminal Justice Services to administer its activities by providing technical assistance and administrative support. This Committee is tasked with establishing voluntary accreditation standards and procedures by which local sexual and domestic violence programs can be systematically measured and evaluated with a peer-reviewed process. An Advisory Committee on Sexual and Domestic Violence is also established and has the responsibility for advising and assisting state and local entities on matters related to the prevention and reduction of sexual and domestic violence and for promoting the efficient administration of grant funds. This bill incorporates SB 1057, is identical to HB 2092,

and is a recommendation of the Virginia State Crime Commission.

Patron - Howell

[P]SB1184 Missing persons; search and rescue. Provides that no local law-enforcement agency shall establish or maintain any policy that requires a waiting period before accepting a critically missing adult report and requires a local law-enforcement agency that receives such a report to initiate an investigation of the case within two hours of receipt. The bill defines a critically missing adult as any missing adult 21 years of age or older whose disappearance indicates a credible threat to the health and safety of the adult as determined by a law-enforcement agency and under such other circumstances as deemed appropriate after consideration of all known circumstances. The bill requires the Department of Criminal Justice Services to establish training standards and publish a model policy for missing children, missing adults, and search and rescue protocol. The bill also requires the Department of Emergency Management to establish a Coordinator of Search and Rescue. This bill is a recommendation of the Virginia State Crime Commission and is identical to HB 1808.

Patron - McDougle

[P]SB1217 Private police departments. Defines "private police department" as any police department that employs private police officers operated by an entity authorized by statute or an act of assembly to establish a private police department. The bill provides that the authority of a private police department is limited to real property owned, leased, or controlled by the entity and, if approved by the local chief of police or sheriff, any contiguous property. The bill also provides that private police departments and private police officers shall be subject to and comply with the relevant laws and regulations governing municipal police departments and shall meet the minimum compulsory training requirements for law-enforcement officers. The bill provides further that any private police department in existence on January 1, 2013, that was not otherwise established by statute or an act of assembly and whose status as a private police department was recognized by the Department of Criminal Justice Services at that time may continue to operate as a private police department, provided that it complies with the necessary requirements. The private police departments so recognized by the Department are the Aquia Harbor Police Department, the Babcock and Wilcox Police Department, the Bridgewater Airpark Police Department, the Carilion Police and Security Services Department, the Kings Dominion Park Police Department, the Kingsmill Police Department, the Lake Monticello Police Department, the Massanutten Police Department, and the Wintergreen Police Department. The bill contains an emergency clause. This bill is a recommendation of the Virginia State Crime Commission. This bill incorporates SB 939 and is identical to HB 1606.

Patron - Norment

Failed

[F]HB1521 Use of body-worn camera system by law enforcement. Provides that any sheriff who is the chief law-enforcement officer of his locality and employs 100 or more deputies, any police force that employs 100 or more officers, and the Superintendent of State Police shall, no later than January 1, 2018, implement and operate a body-worn camera system, which is defined in the bill as an electronic system for creating, generating, sending, receiving, storing, displaying, and processing audiovisual recordings, including cameras or other devices capable of creating such recordings, that may be

worn about the person of a law-enforcement officer. Such a system must comply with the model policy or guideline that will be established by the Department of Criminal Justice Services.

Patron - Lindsey

HB1685 Private police departments. Defines "private police department" as any police department that employs private police officers operated by an entity authorized by statute or an act of assembly to establish a private police department. The bill provides that the authority of a private police department is limited to real property owned, leased, or controlled by the entity and, if approved by the local chief of police or sheriff, any contiguous property. The bill also provides that private police departments and private police officers shall be subject to and comply with the relevant laws and regulations governing municipal police departments and shall meet the minimum compulsory training requirements for law-enforcement officers. The bill provides further that any private police department in existence on January 1, 2013, that was not otherwise established by statute or an act of assembly and whose status as a private police department was recognized by the Department of Criminal Justice Services at that time may continue to operate as a private police department provided it complies with the necessary requirements. The private police departments so recognized by the Department are the Aquia Harbor Police Department, the Babcock and Wilcox Police Department, the Bridgewater Airpark Police Department, the Carilion Police and Security Services Department, the Kings Dominion Park Police Department, the Kingsmill Police Department, the Lake Monticello Police Department, the Massanutten Police Department, and the Wintergreen Police Department. The bill contains an emergency clause.

Patron - Fariss

HB1809 Private police departments. Defines "private police department" as any police department that employs private police officers operated by an entity authorized by statute or an act of assembly to establish a private police department. The bill provides that the authority of a private police department is limited to real property owned, leased, or controlled by the entity and, if approved by the local chief of police or sheriff, any contiguous property. The bill also provides that private police departments and private police officers shall be subject to and comply with the relevant laws and regulations governing municipal police departments and shall meet the minimum compulsory training requirements for law-enforcement officers. The bill provides further that any private police department in existence on January 1, 2013, that was not otherwise established by statute or an act of assembly and whose status as a private police department was recognized by the Department of Criminal Justice Services at that time may continue to operate as a private police department provided it complies with the necessary requirements. The private police departments so recognized by the Department are the Aquia Harbor Police Department, the Babcock and Wilcox Police Department, the Bridgewater Airpark Police Department, the Carilion Police and Security Services Department, the Kings Dominion Park Police Department, the Kingsmill Police Department, the Lake Monticello Police Department, the Massanutten Police Department, and the Wintergreen Police Department. The bill contains an emergency clause. This bill is a recommendation of the Virginia State Crime Commission.

Patron - Herring

HB1954 Advisory Committee on Sexual and Domestic Violence. Establishes the Advisory Committee on Sexual and Domestic Violence, which is tasked with advising and assisting governmental entities on matters related to the prevention and reduction of sexual and domestic violence in

the Commonwealth and the administration of grant funds to state and local programs that work in these areas. This bill is a recommendation of the Virginia State Crime Commission. This bill was incorporated into HB 2092.

Patron - McClellan

HB2129 Barriers to licensure or registration; private security services businesses; bail bondsmen; bail enforcement agents; special conservators of the peace. Prohibits persons who are required to register as a sex offender from obtaining a license or registration from the Department of Criminal Justice Services for the private security industry, bail bonding industry, and special conservators of the peace program.

Patron - Mason

HB2182 Department of Criminal Justice Services; prescription drug abuse policy. Requires the Department of Criminal Justice Services to establish, publish, and disseminate a model policy or guideline for law-enforcement personnel involved in criminal investigations that embodies current best practices for identifying persons who obtain prescription drugs and the methods used to obtain such drugs (i) because such person has a substance abuse or dependence problem or (ii) for the purpose of diverting such substances to another person.

Patron - Bloxom

HB2265 Department of Criminal Justice Services; photo identification. Provides that the Department of Criminal Justice Services (the Department) shall design and approve the issuance of photo-identification cards to every person who is issued a private security services registration by the Department, special conservators of the peace, and licensed bail bondsmen and bail enforcement agents. The photo-identification card shall contain the name, registration or license number, registration or license category, and photograph of the person; the date of issuance; the date of expiration; and the name of the issuer, "Department of Criminal Justice Services, Commonwealth of Virginia." The Department may enter into an agreement with the Department of Motor Vehicles to produce the photo-identification cards. The bill has a delayed effective date of July 1, 2016.

Patron - Fowler

HB2280 Use of body-worn camera system by law enforcement and other entities. Requires that any department, agency, or instrumentality of the Commonwealth or of any locality having jurisdiction over criminal law enforcement or regulatory violations adopt a written policy and procedure prior to purchasing or deploying a body-worn camera system and that such policy must comply with the model policy or guideline to be established by the Department of Criminal Justice Services. Such policy must contain provisions (i) governing the information provided to individuals being recorded and the rights of such individuals, (ii) specifying where and how long recordings are stored and who has access to such recordings, (iii) governing the public's access to such recordings, and (iv) providing for the review of such recordings.

Patron - Carr

HB2364 Correctional Officer Procedural Guarantee Act. Creates the Correctional Officer Procedural Guarantee Act to establish procedural guarantees for correctional officers when allegations are made against such officers involving matters that may lead to their dismissal, demotion, suspension, or transfer for punitive reasons.

Patron - Hester

HB2366 Bail bondsmen; licensure of nonresidents; security requirements. Requires, in order for a nonresident

transfer or applicant to be licensed as a bail bondsman, that such transfer or applicant furnish bond executed by the nonresident transfer or applicant and by a licensed corporate surety payable to the Department of Criminal Justice Services (the Department) in the amount of at least \$50,000. In lieu of furnishing a bond, the bill allows the transfer or applicant to deposit cash or other collateral with the Department in the amount of at least \$50,000. The bill requires that the bond furnished or cash or other collateral deposited be forfeited to the Department in the event that the transfer or applicant fails to pay any forfeited bail bond or recognizance in the amount for which the nonresident transfer or applicant was liable on the bail bond or recognizance.

Patron - Ingram

[F]SB934 Supplement to the Sex Offender and Crimes Against Minors Registry; Robby's Rule. Requires the Superintendent of State Police to establish and maintain a Supplement to the Sex Offender and Crimes Against Minors Registry (the Registry) that would include the names of persons who have committed offenses that would require registration if the offense occurred today, but who are not otherwise required to register due to the date of conviction. The bill provides that any attorney for the Commonwealth or law-enforcement officer may submit a request to the Department of State Police to include a person on the Supplement to the Registry. Upon receipt of a request, the Department of State Police must confirm whether the person should be included on the Supplement to the Registry. This bill was incorporated into SB 1074.

Patron - Wexton

[F]SB939 Private police departments. Defines private police department as any police department that employs private police officers operated by an entity authorized by statute or an act of assembly to establish a private police department. The bill provides that the authority of a private police department is limited to real property owned, leased, or controlled by the entity and, if approved by the local chief of police or sheriff, any contiguous property. The bill also provides that private police departments and private police officers shall be subject to and comply with the relevant laws and regulations governing municipal police departments and shall meet the minimum compulsory training requirements for law-enforcement officers. The bill provides further that any private police department in existence on January 1, 2013, that was not otherwise established by statute or an act of assembly and whose status as a private police department was recognized by the Department of Criminal Justice Services at that time may continue to operate as a private police department provided it complies with the necessary requirements. The private police departments so recognized by the Department are the Aquia Harbor Police Department, the Babcock and Wilcox Police Department, the Bridgewater Airpark Police Department, the Carilion Police and Security Services Department, the Kings Dominion Park Police Department, the Kingsmill Police Department, the Lake Monticello Police Department, the Massanutten Police Department, and the Wintergreen Police Department. The bill contains an emergency clause and was incorporated into SB 1217.

Patron - Stuart

[F]SB1057 Advisory Committee on Sexual and Domestic Violence. Establishes the Advisory Committee on Sexual and Domestic Violence, which is tasked with advising and assisting governmental entities on matters related to the prevention and reduction of sexual and domestic violence in the Commonwealth and the administration of grant funds to state and local programs that work in these areas. This bill is a recommendation of the Virginia State Crime Commission. This bill was incorporated into SB 1094.

Patron - Howell

[F]SB1194 Special conservators of the peace; registration with DCJS. Requires all persons appointed or reappointed on or after July 1, 2015, as special conservators of the peace to register with the Department of Criminal Justice Services (DCJS). The bill requires that all applicants submit a temporary letter of qualification issued by DCJS and a background check performed by a state or local law-enforcement agency with their applications to the circuit court for appointment as a special conservator of the peace. This bill is a recommendation of the Virginia State Crime Commission.

Patron - Norment

[F]SB1374 Sex offender registry; failure to register. Provides that a defendant cannot raise as a defense to a charge of failure to register as a sex offender the fact that he did not receive information outlining registration duties and procedures from a state entity.

Patron - Marsden

[F]SB1391 Correctional Officer Procedural Guarantee Act. Creates the Correctional Officer Procedural Guarantee Act to establish procedural guarantees for correctional officers when allegations are made against such officers involving matters that may lead to their dismissal, demotion, suspension, or transfer for punitive reasons.

Patron - Marsden

Conservation

Passed

[P]HB1488 Conservation easements; tax benefits; disputes over terms. Allows a landowner or other party to a conservation easement to request that the Virginia Land Conservation Foundation use the Administrative Dispute Resolution Act to resolve a dispute relating to the interpretation of the easement.

Patron - Pogge

[P]HB1507 Scenic river. Designates a 38.6-mile segment of the Dan River as part of the Virginia Scenic Rivers System.

Patron - Edmunds

[P]HB1542 State Trails Advisory Committee established. Establishes an advisory committee of the Department of Conservation and Recreation to assist in developing and implementing a statewide system of attractive, sustainable, connected, and enduring trails for the perpetual use and enjoyment of citizens. The bill has a sunset date of January 1, 2021.

Patron - Lingamfelter

[P]HB1817 Flood protection plan. Directs the Department of Conservation and Recreation to regularly update the flood protection plan for the Commonwealth and to make the plan accessible online. This is a recommendation of the Joint Subcommittee to Formulate Recommendations to Address Recurrent Flooding. This bill is identical to SB 1079.

Patron - Stolle

[P]HB1859 Conservation officers; Breaks Interstate Park. Establishes qualifications and procedures for the commissioning as conservation officers of employees of Breaks Interstate Park, a park located in both Kentucky and Virginia and administered by the Breaks Interstate Park Commission. The bill gives all conservation officers jurisdiction over Vir-

ginia portions of the park, with the agreement of the Commission, and obligates conservation officers to uphold the rules and regulations of the Commission. This bill is identical to SB 858.

Patron - Pillion

[P]HB2193 Use of grant funds for battlefield preservation. Expands the types of battlefields eligible to receive grants from the Virginia Battlefield Preservation Fund (the Fund), previously known as the Civil War Site Preservation Fund. Currently, moneys in the Fund can only be used for making grants to private nonprofit organizations for the fee simple purchase of, or purchase of protective interests in, Civil War historic sites. The bill allows the awarding of grants to protect Revolutionary War and War of 1812 historic battlefields.

Patron - Edmunds

[P]HB2226 State park master plans; update schedule. Changes the requirement that the Department and Board of Conservation and Recreation review and update the master plan for each state park from once every five years to once every 10 years. This bill is identical to SB 1376.

Patron - Edmunds

[P]HB2246 Regulation of wood heaters. Prohibits the Air Pollution Control Board from adopting regulations that limit emissions from certain smaller wood heaters. The bill also prohibits the Board from enforcing any federal regulation limiting emissions from wood heaters that was adopted after May 1, 2014.

Patron - Poindexter

[P]HB2247 Conveyance of easement. Authorizes the Department of Conservation and Recreation to convey a 15-foot-wide, permanent, nonexclusive right-of-way easement across its property in the Horsepasture District of Henry County. The bill contains an emergency clause.

Patron - Poindexter

[P]SB858 Conservation officers; Breaks Interstate Park. Establishes qualifications and procedures for the commissioning as conservation officers of employees of Breaks Interstate Park, a park located in both Kentucky and Virginia and administered by the Breaks Interstate Park Commission. The bill gives all conservation officers jurisdiction over Virginia portions of the park, with the agreement of the Commission, and obligates conservation officers to uphold the rules and regulations of the Commission. This bill is identical to HB 1859.

Patron - Chafin

[P]SB869 Carbon monoxide emissions; diesel-powered incinerator; exemption. Exempts carbon monoxide emissions of certain diesel-powered incinerators from certain permitting regulations of the State Air Pollution Control Board. An incinerator whose emissions are exempted must be installed prior to July 1, 2015, owned by a locality, and used exclusively for the incineration of animal carcasses collected from public rights-of-way. The provisions of the bill expire on July 1, 2019.

Patron - Cosgrove

[P]SB1030 Marine Resources Commission; conveyance of easement and rights-of-way; Rappahannock River. Authorizes the Virginia Marine Resources Commission to convey to Virginia Electric and Power Company (Dominion Virginia Power) an easement and rights-of-way needed for constructing and maintaining an overhead electric transmission line across the Rappahannock River in Middlesex and Lancaster Counties. The bill provides that none of the right-of-way property that lies within the Baylor Survey shall be considered

part of the natural oyster beds, rocks, and shoals of the Commonwealth. The bill contains an emergency clause.

Patron - McDougale

[P]SB1079 Flood protection plan. Directs the Department of Conservation and Recreation to regularly update the flood protection plan for the Commonwealth and to make the plan accessible online. This is a recommendation of the Joint Subcommittee to Formulate Recommendations to Address Recurrent Flooding. This bill is identical to HB 1817.

Patron - Locke

[P]SB1126 Resource management plans; consideration of certain records in closed meetings. Creates an open meeting exemption for those meetings or portions of meetings of a Resource Management Plan Technical Review Committee, a Soil and Water Conservation District Board, a review committee of the Department of Conservation and Recreation, or the Virginia Soil and Water Conservation Board when such body discusses or considers records currently excluded from FOIA. The bill provides that this exemption shall not apply, however, to the discussion or consideration of records that contain information that has been certified for release by the person who is the subject of the information or transformed into a statistical or aggregate form that does not allow identification of the person who supplied, or is the subject of, the information. This bill is identical to HB 1618.

Patron - Hanger

[P]SB1306 Battlefield property; authority to acquire. Authorizes the Director of the Department of Historic Resources and the Board of Historic Resources to acquire and administer Virginia battlefield properties, including properties listed in certain official reports on the battlefields of the Revolutionary War, the War of 1812, and the Civil War. Under current law, the Director and the Board are authorized to acquire only designated historic landmarks.

Patron - Watkins

[P]SB1376 State park master plans; update schedule. Changes the requirement that the Department and Board of Conservation and Recreation review and update the master plan for each state park from once every five years to once every 10 years. This bill is identical to HB 2226.

Patron - Hanger

Failed

[F]HB1572 Acquisition of open-space land. Provides that a locality shall not acquire an interest in property for the purpose of preservation or provision of open-space land that exceeds five years' duration. Any extension shall only be approved in conjunction with a comprehensive plan review.

Patron - Pogge

[F]HB1697 Synthetic plastic microbeads; prohibition against manufacture or sale of certain products; penalty. Defines the term "synthetic plastic microbead" and prohibits the manufacture of certain personal care products containing microbeads beginning in 2018. The bill also bars the sale of such products, and the manufacture of over-the-counter drugs containing microbeads, beginning in 2019, and it prohibits the sale of such drugs beginning in 2020. Violators are subject to a civil penalty of between \$250 and \$10,000 per day, the proceeds of which are to be deposited into the Virginia Environmental Emergency Response Fund. Naturally occurring biopolymers or other compounds that biodegrade in marine

and freshwater environments are excluded from the definition of "synthetic plastic microbead."

Patron - Bulova

HB1846 Monitoring and testing of coal combustion residuals. Requires owners or operators of electric generating facilities and landfills that manage coal combustion residuals (CCRs) to test private wells and springs located within a radius specified by the Department of Environmental Quality (DEQ) to determine the levels of heavy metals. If the facility or landfill has a liner, leachate controls, and groundwater monitoring, it is exempt from the testing requirement. The tests are to occur in the fourth quarter of each year, unless the owner of the well or spring waives the testing or DEQ determines no further testing is necessary. If the test indicates the presence of heavy metal at a level that exceeds drinking water or water quality standards, the owner or operator of an electric generating facility or landfill is required to report the exceedance within 24 hours of receiving the test results to (i) DEQ; (ii) the Virginia Department of Health (VDH); and (iii) the chief administrative officer of every locality, every private well and spring owner, and every water well systems provider, as well as local media, within the affected area. The owners or operators are also required to develop a response plan to remediate the exceedance and protect human health and the environment, and the plan is to be submitted to DEQ and VDH.

With respect to the reporting of the release of CCRs, the owners or operators are required to report the release to DEQ, VDH, and the local coordinators of emergency services within one hour of learning of the release. Within four hours of the release, the owner or operator also is required to contact the local media in the affected area. Within five days of the release, the owner or operator is required to submit (a) a report describing details of the release and (b) a plan for remediation of the release. The State Water Control Board may require that certain strategies be included in the remediation plan.

Patron - Marshall, D.W.

HB1866 Dam Safety, Flood Prevention, and Protection Assistance Fund. Allows the Director of the Department of Conservation and Recreation to make loans from the Dam Safety, Flood Prevention, and Protection Assistance Fund of up to \$300,000 to be used to elevate or flood-proof primary and secondary single-family homes, owner-occupied rental housing of not more than four units, and businesses. To be eligible, homeowners' and business owners' structures must be subject to coastal flooding and located in either Zone VE or Coastal Zone AE, as defined by the Federal Emergency Management Agency and the National Flood Insurance Program.

Patron - Stolle

HB1903 State Air Pollution Control Board; membership. Exempts the receipt of income from a state-supported institution of higher education that is subject to permits or enforcement orders of the State Air Pollution Control Board (the Board) from the reasons to disqualify a person from appointment to the Board. Under current law, the only income a member may receive from an entity subject to permits or enforcement orders of the Board is income from a vested retirement benefit.

Patron - Lopez

HB2028 Scenic river designation. Clarifies that the role of the Scenic River Advisory Committees is to make observations to the Director of the Department of Conservation and Recreation and the local governing bodies affected by the designation. The bill prohibits the Department, the Director, and the advisory committees from taking any action that prohibits, impedes, or restricts a project that may potentially alter

the scenic river assets. In making their observations and recommendations to the local governing bodies, the Director and advisory committees are to consider the inherent rights of property owners.

Patron - Wilt

HB2205 Regional Greenhouse Gas Initiative; Commonwealth Resilience Fund established. Requires the Governor to join the Regional Greenhouse Gas Initiative that established a regional CO₂ electric power sector cap and trade program and establishes the Commonwealth Resilience Fund, a revolving fund to serve as a consistent revenue stream to assist counties, cities, and towns in the Hampton Roads region with the implementation of adaptation efforts to combat sea level rise and recurrent flooding. The bill also provides economic development assistance for families, businesses, and localities in Southwest Virginia to offset negative economic impacts associated with reduced fossil fuel production.

Patron - Villanueva

HB2291 Clean Power Plan; state implementation plan; General Assembly approval. Requires the Department of Environmental Quality to receive approval from the General Assembly for a state implementation plan to regulate carbon dioxide emissions from existing power plants prior to submitting the plan to the U.S. Environmental Protection Agency for approval. The bill contains an emergency clause.

Patron - O'Quinn

SB740 Regulation of carbon dioxide emissions from existing stationary sources; General Assembly approval of state plan. Requires the Department of Environmental Quality to receive approval from the General Assembly for Virginia's state plan to regulate carbon dioxide emissions for existing stationary sources prior to submitting the plan to the U.S. Environmental Protection Agency for approval.

Patron - Carrico

SB771 Department of Environmental Quality; toxic waste site inventory. Directs the Department of Environmental Quality to inventory by July 1, 2016, nonfederally managed toxic waste sites in Virginia and publish the inventory at that time and annually thereafter. The bill also makes technical amendments. The bill does not become effective unless an appropriation effectuating the purposes of the bill is included in a general appropriation act passed in 2015 by the General Assembly that becomes law.

Patron - McEachin

SB1071 Department of Environmental Quality; penalties. Raises the civil penalty that may be included with a special order from \$10,000 to \$25,000. The bill also makes technical amendments.

Patron - McEachin

SB1107 Release of balloons. Prohibits any person, with certain exceptions, from intentionally releasing or causing to be released any balloon into the atmosphere that (i) is inflated with a substance lighter than air and (ii) requires more than five minutes' contact with air or water to degrade. Currently, a person is prohibited from releasing 50 or more nonbiodegradable or nonphotodegradable balloons within a one-hour period. The bill retains the current civil penalty of \$5 per prohibited balloon released; however, the proceeds generated from the civil penalty are set to be deposited into the Litter Control and Recycling Fund administered by the Department of Envi-

ronmental Quality; currently, the proceeds are deposited into the Lifetime Hunting and Fishing Endowment Fund.

Patron - McWaters

[F]SB1146 Virginia Vegetation Program. Directs the Department of Environmental Quality (the Department) to establish the Virginia Vegetation Program, organizing volunteer labor to plant native vegetation on unimproved lands that is managed by the Department of Transportation or in storm-water management basins that are located on public lands. The bill requires the Department to establish planting criteria, develop an information packet, arrange planting in coordination with volunteers and local officials, and create a list of appropriate planting sites. The bill also addresses potential liability for any injury or damages caused or sustained by program volunteers.

Patron - Stuart

[F]SB1202 Clean Power Plan; preparation of state implementation plan. Prohibits any state agency or employee from preparing or submitting to the Environmental Protection Agency (EPA) a state implementation plan, or other document with respect to the EPA's Clean Power Plan, unless and until the State Corporation Commission finds that the final version of the Clean Power Plan incorporates amendments or revisions that address 18 criticisms of the proposed version to an extent that makes it unlikely that compliance with the final version will increase electricity rates or reduce the reliability of electric service.

Patron - Wagner

[F]SB1266 Conservation easements; private bottomland conveyed by special grant. Clarifies that riverbed property that a court has conclusively determined to be in private ownership may be the subject of a conservation easement. The bill defines "private bottomland," establishes the necessary provisions of a conservation easement in private bottomland, and provides that the owner of the bottomland may receive tax benefits for donating an easement for 10 years or more, rather than in perpetuity as current law requires.

Patron - Deeds

[F]SB1442 Implementation of Clean Power Plan rule. Prohibits the Department of Environmental Quality (DEQ) from expending funds to develop or implement a Clean Power State Implementation Plan (Plan) required under Clean Air Act § 111(d) for existing power plants until federal judicial review as to the legality of a final U.S. Environmental Protection Agency rule has been fully resolved. The DEQ is also prohibited from expending funds to implement a Plan until that Plan is approved by the Air Pollution Control Board (Board). The Board is prohibited from expending funds to develop or approve a Plan until federal judicial review as to the legality of a final EPA rule has been fully resolved. The Board is also prohibited from regulating or spending funds to implement a Plan until (i) both Senate and House of Delegates committees with jurisdiction over the federal Clean Air Act have, or an advisory committee appointed by these committees has, affirmatively approved the Plan and approved a report submitted by the State Corporation Commission (SCC) on the impact of the affordability and reliability of the Plan on commercial and residential consumers, and (ii) the SCC finds that the Plan will guarantee full compliance with Federal Energy Regulatory Commission (FERC) reliability standards. The SCC is required to cap non-fuel rate increases associated with greenhouse gas regulations at 1.5 percent. The SCC is directed not to allow electric generating units to be retired prior to the end of their engineering lifetime, as proposed in order to comply with a Plan, unless the owners have fully recouped the cost of construction and financing, the replacement generation results in lower costs to consumers, and there is sufficient replacement capacity to meet dispatchable capacity of the unit to be retired. Further, the SCC is directed not to allow an electric generating unit to be retired prior to the end of its engineering lifetime if the unit is necessary to maintain the grid reliability specified by the FERC in its reliability standards. Finally, the SCC is directed to require that existing electric generating units be operated in accordance with their design parameters and in such a manner as to ensure operation consonant with the design life of the unit.

ment generation results in lower costs to consumers, and there is sufficient replacement capacity to meet dispatchable capacity of the unit to be retired. Further, the SCC is directed not to allow an electric generating unit to be retired prior to the end of its engineering lifetime if the unit is necessary to maintain the grid reliability specified by the FERC in its reliability standards. Finally, the SCC is directed to require that existing electric generating units be operated in accordance with their design parameters and in such a manner as to ensure operation consonant with the design life of the unit.

Patron - Wagner

Corporations

Passed

[P]HB1360 Securities Act; crowdfunding exemption.

Creates an exemption from the securities, broker-dealer, and agent registration requirements of the Securities Act for any security issued by a Virginia entity if (i) the offering is conducted in accordance with the federal exemption for intrastate offerings in § 3(a)(11) of the Securities Act of 1933 and Securities Exchange Commission Rule 147; (ii) the offer and sale are made only to Virginia residents; (iii) the aggregate price of the securities offered under the exemption does not exceed \$2 million or such other amount as the State Corporation Commission (SCC) establishes by rule or order; (iv) the maximum amount that may be invested by a purchaser who is not an accredited investor is \$10,000 or such other amount as the SCC establishes by rule or order; (v) compensation is not paid to employees, agents, or other persons for the solicitation or based on the sale of such securities unless they are registered as a broker-dealer or agent, except as permitted by the SCC; (vi) neither the issuer nor any related person is subject to disqualification; and (vii) the security is sold in an offering conducted in compliance with conditions established by rule or order of the SCC, which may include requirements that proceeds from purchasers be placed in escrow in a depository institution located in the Commonwealth. The SCC may assess a filing fee not to exceed \$500. The SCC is required to report annually on the implementation of the measure. The measure will expire on July 1, 2020. This bill is identical to SB 763.

Patron - Taylor

[P]HB1563 Business entities; reserved names. Allows the owner of a reserved name for a stock or nonstock corporation, limited liability company, business trust, or limited partnership to use the name for any of these forms of business entity regardless of the business entity type. The measure also deletes from various name reservation statutes the requirement that a business entity designation be included in the application for a reserved name.

Patron - Rust

[P]HB1878 Stock corporations and nonstock corporations; procedures. Compiles multiple revisions to the Virginia Stock Corporation Act and the Virginia Nonstock Corporation Act, including provisions (i) authorizing corporate bylaws to include a requirement that a circuit court or federal district court in Virginia or in the jurisdiction where the corporation has its principal office shall be the sole and exclusive forum for derivative actions and certain other legal proceedings; (ii) providing a process for persons to provide that a written consent will be effective at a future time not exceeding 60 days in the future; (iii) providing that any required notice of a new meeting date for an adjourned meeting shall be given not less than 10

days before the meeting date; (iv) updating procedures relating to the duties of inspectors with regard to determining voting results; (v) establishing procedural requirements for legal actions to determine matters relating to elections, voting, appointment and removal of directors and officers, and nominations; (vi) removing limits on the duration of voting trusts and shareholder agreements; (vii) addressing the qualifications for nomination to and membership on a board of directors; (viii) establishing an alternative scenario in which shareholder approval of a plan of merger or share exchange involving a public corporation is not required, which may be exercised when a corporation or limited liability company irrevocably accepts as payment shares tendered pursuant to a tender or exchange offer for any and all of the outstanding shares of a constituent corporation representing sufficient votes to approve the plan or merger or share exchange; (ix) authorizing a foreign parent corporation that owns a share of a domestic subsidiary corporation that possesses at least 90 percent of the voting power of each class and series of the outstanding shares of the subsidiary that have voting power to merge the subsidiary into itself or into another domestic or foreign subsidiary, or merge itself into the subsidiary if permitted by the laws under which any such foreign parent or subsidiary corporation is organized or by which it is governed, without the approval of the board of directors or shareholders of the subsidiary; (x) limiting the appraisal rights of a shareholder in a corporate action involving the consummation of a disposition of assets under certain circumstances and adding appraisal rights upon the consummation of certain domestications; (xi) requiring shareholders who wish to assert appraisal rights to deliver written notice of their intent to demand payment prior to certain proposed corporate actions becoming effective, subject to certain conditions; (xii) removing the provision that limits a shareholder's right to contest the legality of fundamental transactions if notice of the adoption of the corporate action was provided at least 10 days before the corporate action was effected; (xiii) specifying certain factors to be considered by a court when determining the fair value of a petitioner's shares in a proceeding under which a corporation may purchase the petitioner's shares in lieu of corporate dissolution; and (xiv) addressing mergers involving the formation of a holding company. The measure also includes numerous technical and conforming amendments.

Patron - Kilgore

HB2176 Virginia Stock Corporation Act and Virginia Nonstock Corporation Act. Updates terminology and addresses shortcomings in the Virginia Stock and Nonstock Corporation Acts. The measure (i) authorizes fiduciaries to sign a corporate annual report; (ii) authorizes the State Corporation Commission of its own motion to enter an order correcting staff errors; (iii) authorizes a credit for charter fees previously paid by a Virginia corporation that had converted to a Virginia limited liability company upon its conversion back to a Virginia corporation; (iv) authorizes the conversion of a Virginia stock corporation to a Virginia limited liability company by the board of directors when there are no shareholders and by the incorporators when there are no shareholders or directors; (v) redesignates a "reentry" by a revoked foreign corporation as a "reinstatement"; and (vi) provides that a Virginia nonstock corporation can become a Virginia stock corporation by filing articles of restatement instead of articles of amendment. Other technical changes bring the provisions of these Acts into alignment with similar provisions in the Virginia Limited Liability Company Act, the Virginia Business Trust Act, the Virginia Revised Uniform Limited Partnership Act, and the Virginia Uniform Partnership Act.

Patron - Joannou

SB763 Securities Act; crowdfunding exemption. Creates an exemption from the securities, broker-dealer, and

agent registration requirements of the Securities Act for any security issued by a Virginia entity if (i) the offering is conducted in accordance with the federal exemption for intrastate offerings in § 3(a)(11) of the Securities Act of 1933 and Securities Exchange Commission Rule 147; (ii) the offer and sale are made only to Virginia residents; (iii) the aggregate price of the securities offered under the exemption does not exceed \$2 million or such other amount as the State Corporation Commission (SCC) establishes by rule or order; (iv) the maximum amount that may be invested by a purchaser who is not an accredited investor is \$10,000 or such other amount as the SCC establishes by rule or order; (v) compensation is not paid to employees, agents, or other persons for the solicitation or based on the sale of such securities unless they are registered as a broker-dealer or agent, except as permitted by the SCC; (vi) neither the issuer nor any related person is subject to disqualification; and (vii) the security is sold in an offering conducted in compliance with conditions established by rule or order of the SCC, which may include requirements that proceeds from purchasers be placed in escrow in a depository institution located in the Commonwealth. The SCC may assess a filing fee not to exceed \$500. The SCC is required to report annually on the implementation of the measure. The measure will expire on July 1, 2020. This bill is identical to HB 1360.

Patron - Edwards

SB1368 Limited liability companies; liability. Clarifies that the existing provision that insulates a member, manager, organizer, or other agent of a limited liability company (LLC) from any personal obligation for any liability of the LLC applies without regard to whether the LLC has a single member or multiple members.

Patron - Norment

Failed

HB1384 Securities Act; crowdfunding exemption. Creates an exemption from the securities, broker-dealer, and agent registration requirements of the Securities Act for an offer or sale of a security by an issuer, or an individual who represents an issuer in an offer or sale, for investments colloquially referred to as crowdfunding. To qualify for the exemption, the transaction is required to meet specific conditions, including the requirements of the federal exemption for intrastate offerings in § 3(a)(11) of the Securities Act of 1933 and SEC Rule 147. The amount to be received for all sales of the security in reliance upon this exemption shall not exceed \$2 million. The measure expires July 1, 2020.

Patron - Head

HB1623 Securities Act; crowdfunding exemption. Creates an exemption from the securities, broker-dealer, and agent registration requirements of the Securities Act for any security issued by a Virginia entity if (i) the offering is conducted in accordance with the federal exemption for intrastate offerings in § 3(a)(11) of the Securities Act of 1933 and Securities Exchange Commission Rule 147; (ii) the offer and sale are made only to Virginia residents; (iii) the aggregate price of the securities offered under the exemption does not exceed \$2 million or such other amount as the State Corporation Commission (SCC) establishes by rule or order; (iv) the maximum amount that may be invested by a purchaser who is not an accredited investor is \$10,000 or such other amount as the SCC establishes by rule or order; (v) compensation is not paid to employees, agents, or other persons for the solicitation or based on the sale of such securities, who are not registered as a broker-dealer or agent except as permitted by the SCC; (vi) neither the issuer nor any related person is subject to disquali-

cation; and (vii) the security is sold in an offering conducted in compliance with conditions established by rule or order of the SCC. The SCC may assess a filing fee not to exceed \$500.

Patron - Davis

[F]HB2113 Limited liability companies; access to records. Authorizes limited liability companies to keep certain records either at the limited liability company's principal office or on a shared drive to which all members have access. Currently, the records are required to be kept at the limited liability company's principal office.

Patron - Mason

[F]SB1207 Securities Act; Crowdfunding Virginia Exemption. Creates an exemption from the securities, broker-dealer, and agent registration requirements of the Securities Act for an offer or sale of a security by an issuer, or an individual who represents an issuer in an offer or sale, if (i) the issuer of the security is a for-profit business entity formed under the laws of the Commonwealth; (ii) the transaction meets the requirements of the federal exemption for intrastate offerings in § 3(a)(11) of the Securities Act of 1933 and 17 C.F.R. § 230.147; (iii) the sum of all cash and other consideration to be received for all sales of the security in reliance upon this exemption does not exceed \$1 million, less the aggregate amount received for all sales of securities by the issuer within the 12 months preceding the first offer or sale made in reliance upon the exemption; (iv) the issuer does not accept more than \$10,000 from any single purchaser unless the purchaser is an accredited investor as defined by 17 C.F.R. § 230.501; (v) all funds received from investors are required to be deposited into a bank or depository institution authorized to do business in the Commonwealth and used in accordance with representations made to investors; (vi) the issuer files a notice with the State Corporation Commission (SCC) specifying that the issuer is conducting an offering in reliance upon this exemption and containing the names and addresses of the issuer, all persons who will be involved in the offer or sale of securities on behalf of the issuer, and the bank or other depository institution in which investor funds will be deposited; (vii) the issuer is not an investment company or subject to certain reporting requirements of the Securities Exchange Act of 1934; and (viii) the issuer informs all purchasers that the securities have not been registered and are subject to limitations on resales. The exemption shall not be available if the issuer or related person has committed specified acts, including having sold or permitted the sale through an Internet website of a security to an investor who is not a resident of the Commonwealth. The SCC shall charge a filing fee of \$250 per filing, which may be increased to an amount not to exceed \$500 per filing as necessary to defray the costs of administering the exemption. The measure will expire on July 1, 2020.

Patron - Wagner

Counties, Cities and Towns

Passed

[P]HB1331 Sheriff's office; motor vehicle markings. Clarifies the markings that are to be placed on motor vehicles used by sheriff's offices.

Patron - Campbell

[P]HB1424 Water or sewer systems; delinquent payment of rates and charges. Repeals a provision of the Virginia Water and Waste Authorities Act that limits a landlord's liability

for a tenant's separately metered sewer or water charges to three delinquent billing periods of no more than 90 days in total. The provision being repealed also prohibits a water or sewer authority from refusing service to the affected premises, or other premises of the landlord, on account of the delinquency as long as the landlord has paid the charges for which he is liable. This bill is identical to SB 969.

Patron - Marshall, D.W.

[P]HB1446 Financing of clean energy programs; development of underwriting guidelines. Expands the requirements of a local ordinance authorizing contracts to provide loans for clean energy improvements. The bill adds water efficiency improvements to the list of improvements for which loans may be offered; allows a locality to contract with a third party to administer the loan program; and requires a locality to identify any administrative fee it intends to impose on participants and sets parameters for the imposition of that fee. The bill also details the priority, enforceability, and other characteristics of the lien, now called a voluntary special assessment lien, that a locality is permitted to place against the property where the clean energy systems are installed. Finally, the bill directs the Department of Mines, Minerals and Energy (DMME) to develop underwriting guidelines for local loans made to finance clean energy improvements. The bill requires DMME to finalize the guidelines by December 1, 2015, incorporating input from certain groups representing real estate, energy efficiency, banking, and other interests or industries and evaluating certain specific criteria. This bill is a recommendation of the Virginia Housing Commission.

Patron - Marshall, D.W.

[P]HB1471 Affordable housing. Adds the City of Fairfax to the list of localities with authority to provide for an affordable dwelling unit program under § 15.2-2304.

Patron - Bulova

[P]HB1553 Local notifications. Provides that any locality may by ordinance establish a system to deliver notifications to residents by email, phone, text message, or other similar means of communication. Such ordinance shall be adopted only after a public hearing and shall contain an opt-in provision for nonemergency notifications. Existing notification systems shall be deemed to meet the requirements of the bill.

Patron - Marshall, D.W.

[P]HB1593 Parking in residential areas; public right-of-way. Provides that localities may by ordinance permit the parking of vehicles within residential areas in a public right-of-way that constitutes a part of the state highway system so long as the vehicle does not obstruct the right-of-way.

Patron - Cole

[P]HB1608 Prohibiting certain local government practices that would require contractors to provide certain compensation or benefits. Prohibits local governing bodies from establishing provisions related to procurement of goods, professional services, or construction services that would require a wage floor or any other employee benefit or compensation above what is otherwise required by state or federal law to be provided by a contractor to one or more of the contractor's employees as part of a contract with the locality. The prohibition shall not affect contracts between a locality and another party that were executed prior to January 31, 2016, or the renewal or future rebids of services thereof. Also, localities shall not be prohibited from entering into contracts for economic development incentives in which the company receiving the incentives is required to maintain a certain stated wage level for its employees.

Patron - Davis

HB1758 Appointment to the board of zoning appeals. Allows the Portsmouth City Council to appoint the members of the board of zoning appeals rather than the circuit court.

Patron - James

HB1833 First responders; administration of naloxone. Allows first responders, members of an emergency medical services agency, or law-enforcement officers to possess naloxone and administer naloxone to a person who is believed to be experiencing or about to experience an opiate overdose. The bill provides civil immunity for such first responders, members of an emergency medical services agency, and law-enforcement officers for any personal injury that results from any act or omission in the good faith administration of naloxone.

Patron - Gilbert

HB1849 Variances. Changes the standard by which a board of zoning appeals shall grant an application for a variance by eliminating or altering several of the requirements.

Patron - Marshall, D.W.

HB2035 Airport police department; Lynchburg Regional Airport. Allows the City of Lynchburg by ordinance to establish an airport police department at the Lynchburg Regional Airport. The authority of the airport police department shall be limited to real property owned, leased, or controlled by the Airport. Such authority shall not supersede the authority, duties, or jurisdiction vested by law with the local police department or sheriff's office. The airport police department and airport police officers shall be subject to and comply with the United States Constitution, the Constitution of Virginia, the laws governing municipal police departments, and any regulations adopted by the Criminal Justice Services Board that the Department of Criminal Justice Services designates as applicable to private police departments. Any person employed as an airport police officer pursuant to this act shall meet all requirements, including the minimum compulsory training requirements, for law-enforcement officers pursuant to Chapter 1 (§ 9.1-100 et seq.) of Title 9.1 of the Code of Virginia.

Patron - Byron

HB2051 City of Charlottesville; authority to amend zoning ordinance. Authorizes the City of Charlottesville, as part of its zoning ordinance, to offer developers certain options regarding the construction of sidewalks. The bill amends a 2013 act of assembly that granted this authority to Charlottesville only as part of its subdivision ordinance. This bill is identical to SB 1247.

Patron - Toscano

HB2236 Chesapeake Hospital Authority. Changes the compensation for members of the Chesapeake Hospital Authority from a maximum of \$3,000 per year to \$250 per meeting attended and requires the Authority to adopt as part of its bylaws a definition of "compensable meeting" prior to compensating any member. The bill stipulates that no member shall be compensated for participation in a meeting by electronic means when the member is not physically present at the meeting.

Patron - Leftwich

HB2255 Conveyance; Town of Lawrenceville. Conveys a 0.94-acre parcel from the Department of Corrections (the Department) to the Town of Lawrenceville in Brunswick County. The parcel contains a water booster station and storage tank maintained by the Town of Lawrenceville and formerly used to serve a prison that the Department operated adjacent to

the parcel. The conveyance is required to be made without consideration or cost to the Commonwealth.

Patron - Tyler

HB2308 County manager plan of government; county auditor. Allows the governing body in a county with the county manager plan of government (Arlington County) to appoint a county auditor. The county auditor shall have the power to make performance reviews of operations of county agencies or county-funded programs to ascertain that sums appropriated are expended for the purposes for which such appropriations were made and to evaluate the effectiveness of those agencies and programs.

Patron - Hope

HB2316 Southwest Virginia Health Authority; cooperative agreements. Authorizes the Southwest Virginia Health Authority (the Authority) to receive and review applications for approval of proposed cooperative agreements submitted by two or more hospitals and to and provide recommendations to the State Health Commissioner (the Commissioner) regarding the approval of such applications. A cooperative agreement is an agreement among two or more hospitals for the sharing, allocation, consolidation by merger or other combination of assets, or referral of patients, personnel, instructional programs, support services, and facilities or medical, diagnostic, or laboratory facilities or procedures or other services traditionally offered by hospitals. The Authority shall recommend for approval by the Commissioner a proposed cooperative agreement if it determines that the parties have demonstrated by a preponderance of the evidence that the benefits likely to result from the cooperative agreement outweigh the disadvantages likely to result from a reduction in competition from the cooperative agreement. The Commissioner is charged with adopting the Authority's recommendation if he determines that the recommendation is supported by a preponderance of the evidence in the record. The Commissioner is entrusted with actively and continuously supervising any cooperative agreement to ensure compliance with its provisions and is required, if he has reason to believe that compliance with a cooperative agreement no longer meets certain requirements, to initiate a proceeding to determine whether compliance no longer meets the requirements. The bill also provides that activities conducted pursuant to cooperative agreements approved and supervised by the Commissioner are immunized from challenge or scrutiny under the Commonwealth's antitrust laws. The measure states that it is the intention of the General Assembly that this measure immunizes cooperative agreements approved and supervised by the Commissioner from challenge or scrutiny under federal antitrust law. The City of Bristol is added to the jurisdictions participating in the Authority. The Chief Executive Officer of the Clinch Valley Medical Center or his designee is added to the Authority's board of directors. The State Board of Health is required to promulgate emergency regulations that address (i) the review of applications for proposed collaborative agreements; (ii) the process by which applications for proposed collaborative agreements shall be approved or denied; (iii) post-approval monitoring; and (iv) fees to cover costs of supervising approved cooperative agreement. Finally, the measure requires the Authority to submit the regional health goals to the Commissioner at least 30 days prior to the Authority's submission to the Commissioner of any recommendation concerning a proposed collaborative agreement.

Patron - Kilgore

SB744 Boards of zoning appeals; City of Portsmouth. Adds the City of Portsmouth to a provision requiring the governing body to appoint members and alternates to the board of zoning appeals. Under the general law, the circuit

court appoints the members of a locality's board of zoning appeals.

Patron - Locke

[P]SB801 Financing of clean energy programs; development of underwriting guidelines. Expands the requirements of a local ordinance authorizing contracts to provide loans for clean energy improvements. The bill adds water efficiency improvements to the list of improvements for which loans may be offered; allows a locality to contract with a third party to administer the loan program; and requires a locality to identify any administrative fee it intends to impose on participants and sets parameters for the imposition of that fee. The bill also details the priority, enforceability, and other characteristics of the lien, now called a voluntary special assessment lien, that a locality is permitted to place against the property where the clean energy systems are installed. Finally, the bill directs the Department of Mines, Minerals and Energy (DMME) to develop underwriting guidelines for local loans made to finance clean energy improvements. The bill requires DMME to finalize the guidelines by December 1, 2015, incorporating input from certain groups representing real estate, energy efficiency, banking, and other interests or industries and evaluating certain specific criteria. This bill is a recommendation of the Virginia Housing Commission.

Patron - Watkins

[P]SB868 Water or sewer systems; delinquent payment of rates and charges. Repeals a provision of the Virginia Water and Waste Authorities Act that limits a landlord's liability for a tenant's separately metered sewer or water charges to three delinquent billing periods of no more than 90 days in total. The provision being repealed also prohibits a water or sewer authority from refusing service to the affected premises, or other premises of the landlord, on account of the delinquency as long as the landlord has paid the charges for which he is liable. This bill is identical to HB 1424.

Patron - Chafin

[P]SB889 Zoning; affordable dwelling units; City of Fairfax. Adds the City of Fairfax to the list of localities whose governing bodies are authorized to adopt zoning ordinances that provide for an affordable housing dwelling unit program.

Patron - Petersen

[P]SB1046 Benefits consortium for localities. Authorizes the governing bodies of three or more cities, counties, or school boards, if they composed the membership of a multiple employer welfare arrangement on December 31, 2014, to form a benefits consortium for the purpose of establishing a self-funded employee welfare benefit plan. The benefits consortium will be a nonstock corporation established to operate a benefits plan. Each member of the benefits consortium shall be contractually liable for its allocated share of the consortium's liabilities. The benefits consortium will be exempt from taxation and from insurance regulations.

Patron - Hanger

[P]SB1047 Stormwater utility fee; waiver. Provides that where two adjoining localities each hold a permit to discharge stormwater from a municipal separate storm sewer system (MS4), a waiver of charges to a public entity for property that is covered by an MS4 permit shall also apply to covered property of a school board of one locality that is located in the other locality.

Patron - Hanger

[P]SB1137 Regulation of transportation of a loaded rifle or shotgun. Provides that any person who holds a valid concealed handgun permit shall not be subject to the provisions

of certain local ordinances that make it unlawful for any person to transport, possess, or carry a loaded shotgun or loaded rifle in any vehicle on any public street, road, or highway within such locality.

Patron - Garrett

[P]SB1245 Affordable housing in the City of Charlottesville; income level. Amends Chapter 693 of the Acts of Assembly of 2008, as amended by Chapter 527 of the Acts of Assembly of 2013, which authorized the City of Charlottesville to require developers to either provide Affordable Dwelling Units or make a contribution to the city's affordable housing fund in connection with certain projects. The bill raises the maximum income level of a household deemed eligible for an Affordable Dwelling Unit from 60 percent to 80 percent of the area median income. The bill also authorizes the city to establish a minimum term for the units to remain affordable as it deems necessary to ensure the creation of Affordable Dwelling Units.

Patron - Deeds

[P]SB1247 City of Charlottesville; authority to amend zoning ordinance. Authorizes the City of Charlottesville, as part of its zoning ordinance, to offer developers certain options regarding the construction of sidewalks. The bill amends a 2013 act of assembly that granted this authority to Charlottesville only as part of its subdivision ordinance. This bill is identical to HB 2051.

Patron - Deeds

[P]SB1257 Cash proffers for residential construction; sunset date. Removes the July 1, 2017, expiration date of a current law that delays the payment of certain per-dwelling-unit cash proffers until after the final inspection of the subject property and prior to the issuance of any certificate of occupancy. The removal of the sunset date also extends existing provisions protecting a right to delayed payment of cash proffers and allowing a court to award fees and costs to a party that prevails in a legal challenge to a conflicting ordinance. In addition, the bill repeals the July 1, 2017, expiration date of a 2009 act of assembly that lowered the cap on the administrative costs a locality could charge a developer for the dedication of a public right-of-way from 25 percent to 10 percent of the estimated construction cost. This bill incorporates SB 726 and SB 1065.

Patron - Smith

[P]SB1355 Local planning commission; action on proposed plat. Applies certain provisions, including a 60-day time limit, to the process of approval by any local planning commission of a plat or site plan that solely involves commercial real estate. Currently, the provisions apply only to planning commissions in localities with a population greater than 90,000 based on the 2000 United States Census. The bill contains technical amendments.

Patron - Reeves

[P]SB1443 Comprehensive plan; sea-level rise. Provides that any locality included in the Hampton Roads Planning District Commission shall incorporate into the next scheduled and all subsequent reviews of its comprehensive plan strategies to combat projected relative sea-level rise and recurrent flooding. The bill requires such review to be coordinated with the other localities in the Hampton Roads Planning District Commission. The bill requires the Department of Conservation and Recreation, the Department of Emergency Management, the Marine Resources Commission, Old Dominion University, and the Virginia Institute of Marine Science to provide technical assistance to any such locality upon request.

Patron - Miller

SB1448 Community development authorities. Provides that any special tax levied or any special assessment imposed by a locality pursuant to an agreement with a community development authority, whether previously or hereafter levied or imposed, constitutes a lien on real estate ranking on parity with real estate taxes, and any such delinquent special tax or delinquent special assessment may be collected in accordance with established procedures. The bill contains an emergency clause.

Patron - Vogel

Failed

HB1293 Stormwater fees; exemptions for religious groups. Requires the State Water Control Board, in establishing a statewide fee schedule for stormwater management programs, to waive permit fees for land-disturbing activities undertaken on property owned by certain churches, religious associations, or denominations. The bill also requires localities to waive stormwater management program service charges for properties owned by such organizations.

Patron - Morris

HB1376 Arrest and summons quotas; prohibition. Provides that the Department of State Police, a local police department, or a sheriff shall not establish a formal or informal quota that requires an officer or deputy to make a specific number of arrests or issue a specific number of summonses within a designated time period. The bill provides further that the number of arrests made or summonses issued by an officer or deputy cannot be used as the sole criterion for evaluating such officer's or deputy's job performance.

Patron - McQuinn

HB1383 Removal of certain local government appointees. Provides that any appointee of a local governing body to a local board, commission, or committee, whether appointed pursuant to § 15.2-1411 or any other provision of the Code, shall serve at the pleasure of the local governing body and may be removed at any time.

Patron - Morris

HB1404 Assistance and documentation required from localities. Provides that in any instance in which a person is seeking a business permit, a license, or an application for any similar local government approval from a locality, the locality shall provide documentation and instructions that outline all steps necessary to obtain the permit, license, or approval. The locality shall also specify any further permit, license, or other approval that may be required to complete the original project or business activity and shall disclose the expected time required by the locality for the completion of each step of the process to obtain the permit, license, or other approval.

Patron - Head

HB1405 Legal notices; advertisement by locality. Allows localities with a population of 50,000 or greater to meet certain notice requirements by utilizing their websites, radio, or television instead of a newspaper of general circulation.

Patron - Head

HB1422 Use of premises for illegal consumption of alcohol; civil penalty. Allows any locality by ordinance to provide that the owner of any residence is liable for a civil penalty of \$100 for the use of the premises for the illegal consumption of alcohol, provided the owner knew or reasonably should

have known that the premises was being used for this purpose.

Patron - Head

HB1438 Local government; publication of notices for charter changes, referenda, and public hearings, etc.; alternatives. Gives localities alternatives to publication in a newspaper of general circulation in the locality for legal ads and other notices of proposed action. These alternatives include publication in at least two of the following forms of publication: (i) in a newspaper of general circulation in the locality, including such newspaper's online publication, if any; (ii) on the locality's website; (iii) on any public access channel operated by the locality, to be aired during prime-time programming and at least two other times during the day; (iv) using any automated voice or text alert systems used by the locality; or (v) posting at the local public library established pursuant to § 42.1-33, if any. In addition, the bill provides that any resident of the locality annually filing a written request for notification with the locality shall be provided notice by the locality in a manner mutually agreed upon by the locality and such individual. The request shall include the resident's name, address, zip code, daytime telephone number, and email address, if available. In selecting the methods of publication, the bill requires the locality to publish/advertise in a manner gauged to ensure that the maximum number of persons within the locality are likely to be informed of the existence and content of the proposed action. The bill contains technical amendments.

Patron - Bell, Richard P.

HB1520 Duties of sheriffs, local police, and State Police. Requires sheriffs, local police forces, and the State Police to transport and provide security for government officials, members of civic organizations, and other dignitaries.

Patron - Lindsey

HB1556 Local economic development. Provides that the Virginia income tax net revenue and sales and use tax generated by certain corporations or limited liability companies within a qualified locality shall be transferred to the qualified locality under certain conditions. A qualified locality is one that (i) has made application to the Virginia Economic Development Partnership Authority for a Major Employment and Investment Project Site Planning Grant pursuant to § 2.2-2240.2 and has been rejected for such grant and (ii) has expended local funds for the economic development purposes specified in § 2.2-2240.2. The total amount eligible to be returned to a qualified locality shall not exceed \$5 million for any single economic development project.

Patron - Farrell

HB1652 Local government; notice of commercial application of pesticides. Authorizes any locality by ordinance to require the owners of residential property consisting of one-half acre or less to provide 48-hour advance notice of the application of pesticides by a commercial applicator to adjoining property owners. The bill provides that the ordinance may specify the method of the required notice.

Patron - Simon

HB1665 Financing of clean energy programs; development of optional underwriting guidelines. Expands the requirements of a local ordinance authorizing contracts to provide loans for clean energy improvements. The bill adds water efficiency improvements to the list of improvements for which loans may be offered; allows a locality to contract with a third party to administer the loan program; and requires a locality to identify any administrative fee it intends to impose on participants and sets parameters for the imposition of that fee.

The bill also details the priority, enforceability, and other characteristics of the lien, now called a voluntary special assessment lien, that a locality is permitted to place against the property where the clean energy systems are installed. Finally, the bill directs the Department of Mines, Minerals and Energy (DMME) to develop optional underwriting guidelines for local loans made to finance clean energy improvements. The bill requires DMME to finalize the guidelines by December 1, 2015, incorporating input from certain groups representing real estate; banking, including community banking; energy efficiency; and other interests or industries and evaluating certain specific criteria.

Patron - Minchew

[F]HB1670 Sheriffs; chief law-enforcement officer of locality. Provides that sheriffs shall always serve as the chief law-enforcement officer of a locality and receive funding in an amount as provided in the general appropriation act to perform in that capacity. The bill also provides that a locality may still establish a police department.

Patron - Berg

[F]HB1708 Certain industrial uses; transmission lines. Requires that a zoning ordinance shall provide that any proposed data center that will require utilization of a 230 kilovolt electrical transmission line shall be located only in an area zoned for industrial use. However, if a zoning ordinance authorizes a data center, or similar land use, that will require utilization of a 230 kilovolt or greater electrical transmission line outside of an area zoned for industrial use, any electrical transmission lines that support such a land use and that are located at a distance greater than 300 feet from an existing electrical transmission line shall be placed underground at the expense of the owner of the data center.

Patron - Marshall, R.G.

[F]HB1744 Local employee grievance procedure. Requires that the final step in an employee grievance procedure adopted by a local governing body, providing for a hearing before an administrative hearing officer or an impartial panel hearing, be selected by the aggrieved employee. Currently, the selection of this final step requires the agreement of both parties. The bill also permits a school board to conduct a teacher grievance hearing before a three-member fact-finding panel. Under current law, the school board has the option of appointing a hearing officer or conducting such hearing itself. The bill contains technical amendments.

Patron - Hugo

[F]HB1848 Locality may sell its interest in a cooperative utility. Provides that a locality that owns an interest in a cooperative utility shall have authority to sell that interest to another company that will own, manage, and control the provision of such utility to the residents within such locality.

Patron - Marshall, D.W.

[F]HB1973 Local limitations on number of certain businesses. Provides that a locality may by ordinance reasonably limit the number of motor vehicle title loan businesses, payday lenders, check cashers, and precious metals dealers that may be operated at any one time within its territorial limits. The ordinance may limit the number of such establishments based on a specific number of businesses per magisterial or election district or by limiting the number of such businesses within an established radius.

Patron - Preston

[F]HB1976 Limitations on number of certain businesses; City of Petersburg. Provides that the City of Petersburg may by ordinance reasonably limit the number of motor

vehicle title loan businesses, payday lenders, check cashers, and precious metals dealers that may be operated at any one time within its territorial limits. The ordinance may limit the number of such establishments based on a specific number of businesses per election district or by limiting the number of such businesses within an established radius.

Patron - Preston

[F]HB1993 Locality as receiver for blighted property. Simplifies the process by which a locality may petition to be appointed as a receiver for a blighted property.

Patron - Morrissey

[F]HB2017 Local regulation of certain aircraft. Provides that a locality may by ordinance regulate the use of privately owned, unmanned, autonomous aircraft within its boundaries. Such ordinance may place reasonable restrictions on the time, place, and manner of use of such aircraft.

Patron - Surovell

[F]HB2024 Control of firearms; libraries owned or operated by localities. Allows a locality to adopt an ordinance that prohibits firearms, ammunition, or components, or a combination thereof, in libraries owned or operated by the locality.

Patron - BaCote

[F]HB2262 Planning commissions; notice to applicants of preapproval requirements. Provides that upon request of the applicant, the local planning commission shall designate an officer or employee who shall (i) advise the applicant of the feasibility of the applicant's rezoning request and (ii) provide a list of all required or anticipated materials, assessments, surveys, or reports that will be required of the applicant before consideration of the rezoning request. The bill provides that such information, while not constituting early approval of the applicant's rezoning plan, shall be deemed a preliminary approval of the plan pending fulfillment of any preapproval requirements.

Patron - Morris

[F]HB2263 Roanoke Regional Airport Commission. Allows the Roanoke Regional Airport Commission to establish an airport police department at the Roanoke Regional Airport. The authority of the airport police department shall be limited to real property owned, leased, or controlled by the Airport. Such authority shall not supersede the authority, duties, or jurisdiction vested by law with the local police department or sheriff's office. The airport police department and airport police officers shall be subject to and comply with the Constitution of the United States, the Constitution of Virginia, the laws governing municipal police departments, and any regulations adopted by the Criminal Justice Services Board that the Department of Criminal Justice Services designates as applicable to private police departments. Any person employed as an airport police officer pursuant to this act shall meet all requirements, including the minimum compulsory training requirements, for law-enforcement officers pursuant to Chapter 1 (§ 9.1-100 et seq.) of Title 9.1 of the Code of Virginia.

Patron - Habeeb

[F]HB2319 Halifax County Board of Supervisors; election of an at-large member. Provides that beginning January 1, 2016, the Halifax County Board of Supervisors shall include, in addition to the eight members currently elected from districts, a ninth member to be elected from the county at large to serve a four-year term.

Patron - Edmunds

HB2327 Offsite improvements or land dedications. Provides that localities shall not require a landowner to make offsite improvements or make dedications of land as a condition of use of an existing parcel when such use is a permitted use pursuant to the zoning ordinance and when existing public facilities are available to such parcel.

Patron - Leftwich

HB2351 Land subdivision and development; approval not to be conditioned on consent of easement holder. Provides that no locality shall condition the approval of a subdivision plan, site plan, plat, or construction plan, or condition the issuance of any required occupancy permit for occupancy of such property or the structures thereon, upon the consent or permission of any person or entity holding an easement over, under, or through the property that is the subject of such plan or plat.

Patron - Leftwich

SB726 Cash proffer for residential construction; sunset date. Removes the July 1, 2017, expiration of a Code section that delays the payment of certain per-dwelling-unit cash proffers until after the final inspection of the subject property and prior to the issuance of any certificate of occupancy. The removal of the sunset date also extends existing provisions barring the assertion of a cause of action to enforce a right to delayed payment of cash proffers and allowing a court to award fees and costs to a party that prevails in a legal challenge to a conflicting ordinance. This bill was incorporated into SB 1257.

Patron - Cosgrove

SB767 Mandatory sewer and water connections; Montgomery County. Adds Montgomery County to the list of localities that may require connections to their water and sewer systems by owners of property that can be served by the systems.

Patron - Edwards

SB795 BVU Authority; cable television. Authorizes the BVU Authority to provide cable television, Internet, and all other services that might be rendered by use of the Authority's fiber-optic system to persons located within the Taylors Valley community of Washington County.

Patron - Carrico

SB837 Emergency medical services personnel; background checks; process. Creates an alternative method for national criminal history background checks for emergency medical services personnel, allowing local governments that have procedures in place for the collection of fingerprints and personal descriptive information and the forwarding of such fingerprints and information directly to the Federal Bureau of Investigation to do so instead of forwarding fingerprints and information through the Central Criminal Records Exchange to the Federal Bureau of Investigation for the national criminal history background checks. This bill was incorporated into SB 997.

Patron - Puller

SB841 Counties; adoption of ordinances; notice by publication. Removes the requirement that counties, except as otherwise required by law, publish notice of an intention to propose an ordinance for two weeks in a newspaper having a general circulation. The bill contains technical amendments.

Patron - Lucas

SB880 Prohibit retailers from providing disposable plastic shopping bags; local option. Allows any locality by ordinance to prohibit retailers from providing disposable plas-

tic bags to consumers. The bill exempts from any such prohibition reusable bags of a certain thickness and garbage bags that are sold in multiples.

Patron - Lewis

SB890 Zoning; vehicle title loan businesses and payday lenders. Allows a local zoning ordinance to include reasonable limits on the number of motor vehicle title loan businesses and payday lenders that may be operated at any one time within a zoning district.

Patron - Petersen

SB925 School zone speed limit photo-enforcement system. Allows a locality having its own school district or school system to provide by ordinance for the establishment of a school zone speed limit photo-enforcement system imposing monetary liability on the operator of a motor vehicle for failure to comply with the speed limit in a school zone or school crossing in such locality. Proof of a violation of this section shall be evidenced by information obtained from a school zone speed limit photo-enforcement system. In the prosecution for a violation of any local ordinance adopted as provided in this section, prima facie evidence that the vehicle described in the summons issued pursuant to this section was operated in violation of such ordinance, together with proof that the defendant was at the time of such violation the owner, lessee, or renter of the vehicle, shall constitute in evidence a rebuttable presumption that such owner, lessee, or renter of the vehicle was the person who committed the violation. Imposition of a penalty pursuant to this section shall not be deemed a conviction as an operator and shall not be made part of the operating record of the person upon whom such liability is imposed, nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage. No monetary penalty imposed under this section shall exceed \$50, nor shall it include court costs.

Patron - Edwards

SB937 Local regulation of certain aircraft. Provides that a locality may by ordinance prohibit the use within its boundaries of privately owned, unmanned, autonomous aircraft weighing 55 pounds or less within its boundaries.

Patron - Wexton

SB994 Cluster development; open space; access. Requires that where a locality sets standards for the clustering of single-family dwellings and the preservation of open space, the standards may prohibit the division of a development's open space into discontinuous areas, require certain open space to be accessible to all dwellings in the development, and require certain open space to be usable by residents. The bill contains technical amendments.

Patron - Stuart

SB1011 Cash proffers; purchase of development rights by locality. Allows a locality to use a cash payment voluntarily proffered by a landowner to purchase development rights within the locality in accordance with the comprehensive plan and local ordinances allowing for the transfer of development rights. The bill provides that the locality seeking to purchase such rights must first notify the proffering landowner and conduct a public hearing. Following the hearing, the locality is required to find that the purchase is in accordance with the local ordinance allowing the transfer of development rights, the rights to be purchased are within the areas identified in the comprehensive plan for land conservation, and the purchase is in the public interest. The bill contains technical amendments.

Patron - Stuart

SB1065 Cash proffer for residential construction; sunset date. Removes the July 1, 2017, expiration of a current

law that delays the payment of certain per-dwelling-unit cash proffers until after the final inspection of the subject property and prior to the issuance of any certificate of occupancy. The removal of the sunset date also extends existing provisions protecting a right to delayed payment of cash proffers and allowing a court to award fees and costs to a party that prevails in a legal challenge to a conflicting ordinance. In addition, the bill repeals the July 1, 2017, expiration of a 2009 act of assembly that lowered the cap on the administrative costs a locality could charge a developer for the dedication of a public right-of-way from 25 percent to 10 percent of the estimated construction cost. This bill was incorporated into SB 1257.

Patron - Obenshain

[F]SB1103 Distribution of disposable plastic shopping bags prohibited; local option. Allows any locality by ordinance to prohibit the distribution, sale, or offer of disposable plastic shopping bags to consumers. The bill exempts from any such prohibition reusable bags of a certain thickness; bags that are used to carry certain products, such as ice cream or newspapers; and garbage bags that are sold in multiples.

Patron - McWaters

[F]SB1144 Local economic development. Provides that the Virginia income tax net revenue and sales and use tax generated by certain corporations or limited liability companies within a qualified locality shall be transferred to the qualified locality under certain conditions. A qualified locality is one that (i) has made application to the Virginia Economic Development Partnership Authority for a Major Employment and Investment Project Site Planning Grant pursuant to § 2.2-2240.2 and has been rejected for such grant and (ii) has expended local funds for the economic development purposes specified in § 2.2-2240.2. The total amount eligible to be returned to a qualified locality shall not exceed \$5 million for any single economic development project.

Patron - Garrett

[F]SB1200 Noxious weeds. Designates golden bamboo as a noxious weed. The bill authorizes a locality to adopt an ordinance to prevent, control, and abate the growth, importation, or spread of golden bamboo.

Patron - Wagner

[F]SB1248 Volunteer property maintenance and zoning inspectors. Adds Charlottesville to the list of cities that may use volunteers to issue notices of noncompliance with certain ordinances related to property maintenance and zoning.

Patron - Deeds

[F]SB1256 Advertisement of legal notices by localities. Allows localities required to advertise legal notices by publication in a newspaper of general circulation in the locality or posting on the locality's website to advertise such notices on radio or television in lieu of or in addition to such publication or posting.

Patron - Smith

[F]SB1384 Certain industrial uses; transmission lines. Requires that a zoning ordinance shall provide that any proposed data center that will require utilization of a 230 kilovolt electrical transmission line shall be located only in an area zoned for industrial use. However, if a zoning ordinance authorizes a data center, or similar land use, that will require utilization of a 230 kilovolt or greater electrical transmission line outside of an area zoned for industrial use, any electrical transmission lines that support such a land use and that are located at a distance greater than 300 feet from an existing electrical

transmission line shall be placed underground at the expense of the owner of the data center.

Patron - Black

[F]SB1392 Planning district commissions; composition; regional partners. Authorizes planning district commissions to grant representation to regionally significant partner institutions or entities that are not local governments.

Patron - Garrett

[F]SB1396 Authority related to disposition of certain utilities; Cities of Danville and Martinsville; report to House and Senate Commerce and Labor Committees. Provides that the city council of the City of Danville and the city council of the City of Martinsville may, by ordinance adopted by an affirmative vote of two-thirds of all of its members, abolish all or part of its utilities, or sell all or part of its utilities, including all of its related assets, or transfer the functions thereof, to an investor-owned utility, a merchant utility service provider, or a cooperative regulated by the State Corporation Commission if it is found to be in the public interest. Also, the bill requires the Commission on Electric Utility Regulation, the State Corporation Commission, and the Attorney General to report to the House and Senate Commerce and Labor Committees by November 22, 2015, on tax practices, return on investment practices, purchase power practices, regional congestion pricing practices, and general municipal utility efficiencies that have led to higher costs for some municipal electric utility and natural gas consumers compared with average statewide consumers.

Patron - Stanley

[F]SB1458 Cable franchises. Provides that local ordinances to adopt a cable franchise shall require that a cable operator make service available in areas where the average occupied residential household density is not less than 20 occupied residential dwelling units per mile as measured from the nearest dwelling with existing cable service. The current statute requires a standard of not less than 30 occupied residential dwelling units per mile as measured from the nearest technically feasible point on the cable operator's active cable system.

Patron - Stuart

Courts Not of Record

Passed

[P]HB1474 Detention of delinquent juveniles; offenses causing death. Provides that a court may order that a juvenile who has been adjudicated delinquent of an offense that would be punishable as a felony or a Class 1 misdemeanor if committed by an adult and who (i) has not previously been and is not currently adjudicated delinquent of a violent juvenile felony or found guilty of a violent juvenile felony and (ii) has not been released from the custody of the Department of Juvenile Justice within the previous 18 months be confined in a detention home or other secure facility for juveniles for a period not to exceed 12 months if the offense committed by the juvenile resulted in the death of another person. Currently, the length of such confinement cannot exceed six months, regardless of whether the offense resulted in the death of another person.

Patron - Lingamfelter

[P]HB1717 Psychiatric treatment of minors; objecting minor; criteria. Amends the criteria for admitting an objecting minor 14 years of age or older for psychiatric treatment to match the criteria for determining whether a nonobjecting minor or a minor younger than 14 years of age should be admitted. The bill also provides that if a minor 14 years of age or older who did not initially object to treatment objects to further treatment, the mental health facility where the minor is being treated shall immediately notify the parent who consented to the minor's treatment and provide to such parent a summary, prepared by the Office of the Attorney General, of the procedures for requesting continued treatment of the minor. This bill is identical to SB 773.

Patron - LeMunyon

[P]HR211 Nominating persons to be elected to general district court judgeships.

Patron - Loupassi

[P]HR212 Nominating persons to be elected to juvenile and domestic relations district court judgeships.

Patron - Loupassi

[P]HR298 Nominating persons to be elected to general district court judgeships.

Patron - Loupassi

[P]HR299 Nominating persons to be elected to juvenile and domestic relations district court judgeships.

Patron - Loupassi

[P]SB773 Psychiatric treatment of minors; objecting minor; criteria. Amends the criteria for admitting an objecting minor 14 years of age or older for psychiatric treatment to match the criteria for determining whether a nonobjecting minor or a minor younger than 14 years of age should be admitted. The bill also provides that if a minor 14 years of age or older who did not initially object to treatment objects to further treatment, the mental health facility where the minor is being treated shall immediately notify the parent who consented to the minor's treatment and provide to such parent a summary, prepared by the Office of the Attorney General, of the procedures for requesting continued treatment of the minor. This bill is identical to HB 1717.

Patron - McWaters

[P]SB779 Psychiatric treatment of minors; duration of admission. Increases from 96 to 120 hours the length of time a minor 14 years of age or older who objects to admission for inpatient treatment or who is incapable of making an informed decision may be admitted to a willing mental health facility.

Patron - McWaters

[P]SB789 Committee on District Courts; district court seal. Permits the Committee on District Courts to adopt an official seal and authorize its use by district court clerks and deputy district clerks.

Patron - Carrico

[P]SB923 Child support for disabled child over the age of 18 (Conner's Law). Provides that a court may order child support for any child over the age of 18 who is severely and permanently mentally or physically disabled if such disability existed prior to the child's reaching the age of 18 or the age of 19 if the child was a full-time high school student, not self-supporting, and was living in the home of the parent seeking child support. Current requirements that the child also be unable to live independently, unable to support himself, and reside in the home of the parent seeking child support remain unchanged. The bill also provides that an individual who was denied such

support prior to July 1, 2015, is eligible to petition the court for support for a disabled child. This bill incorporates SB 957 and is identical to HB 2383.

Patron - Wexton

[P]SR74 Nominating persons to be elected to general district court judgeships.

Patron - McDougle

[P]SR121 Nominating persons to be elected to general district court judgeships.

Patron - McDougle

[P]SR122 Nominating persons to be elected to juvenile and domestic relations district court judgeships.

Patron - McDougle

Failed

[F]HB1537 Student conduct; parental responsibility to prevent bullying. Authorizes principals to request that parents meet with the principal or his designee to receive training in bullying prevention. The bill also authorizes the relevant juvenile and domestic relations court, upon petition from the local school board, to order the parent to meet to receive such training.

Patron - McQuinn

[F]HB1852 Number of general district court judges; 21st Judicial District; Martinsville, and Henry and Patrick Counties. Increases the maximum number of general district court judges in the 21st Judicial District (Martinsville, and Henry and Patrick Counties) from one to two.

Patron - Adams

[F]HB2174 Appeals from courts not of record; civil cases; amount in controversy. Reduces from \$50 to \$20 the amount of the matter in controversy above which an appeal of right exists in a civil case.

Patron - Joannou

[F]SB731 Juvenile law-enforcement records; restorative justice. Allows law enforcement agencies to release information on juvenile arrests for the purpose of referring a juvenile to a restorative justice program that has a contract with a local governing body or a court services unit. Restorative justice programs are prohibited from further and unrelated disclosure of the information.

Patron - Marsden

[F]SB783 Confidentiality of juvenile records. Provides that juvenile records for offenses that would be felony larceny if committed by an adult shall not be open to the public. Under current law, all juvenile records of delinquent acts that would be a felony if committed by an adult are open to the public.

Patron - Favola

[F]SB913 Filing fees; motions to modify custody or visitation orders. Provides for a \$25 filing fee for a petition for the modification of a custody or visitation order filed in the juvenile and domestic relations district court.

Patron - Wexton

[F]SB926 Notice provisions; third party commercial carrier. Provides that, in Titles 16.1, 17.1, 18.2, and 19.2, when service, delivery, or transmission of any notice or paper in any proceeding is authorized to be accomplished by mail, ordinary mail, registered mail, or certified mail, then service,

delivery, or transmission by a third party commercial carrier is deemed to be authorized by such provision. This bill is a recommendation of the Code Commission.

Patron - Edwards

[F]SB960 Department of Juvenile Justice; juveniles on probation; funding for re-entry and release services. Allows funding currently being used for re-entry and release services, including residential placement or treatment services, for juveniles on parole supervision to also be used for persons on probation supervision after placement in a detention home that exceeds 30 calendar days. The bill additionally changes all references of "child" to "person" to allow funds to be used for persons who are 18, 19, or 20 years old at the time of release from commitment to the Department.

Patron - Marsden

Courts of Record

Passed

[P]HB1560 Electronic summons systems; fees; towns. Allows towns to assess a fee not to exceed \$5, as part of the costs in each criminal or traffic case in the district or circuit courts located where such cases are brought, to be used for the implementation and maintenance of an electronic summons system. This bill is identical to SB 888.

Patron - Rust

[P]HB1875 Remote access to land records; fee; Department of Historic Resources. Exempts the Department of Historic Resources from paying the fee for remote access to land records.

Patron - Kory

[P]HB1983 Remote access to land records; indemnification. Prohibits a circuit court clerk or an outside vendor contracted by the clerk, or both, from including their indemnification as a requirement in an agreement with a state agency or employee thereof acting in the employee's official capacity to provide subscribers remote access to land records.

Patron - Sullivan

[P]HB2061 Electronic filing in civil proceedings; fee. Increases from \$2 to \$5 the additional amount that a circuit court with an established electronic filing system may charge for every civil case initially filed by paper.

Patron - Kilgore

[P]HB2172 Courts of record; acceptability of electronic medium; submission of trial court record to appellate court. Provides that any clerk of a circuit court with an electronic filing system that complies with the Rules of Supreme Court of Virginia may provide the trial court record in electronic form to the appropriate clerk of any appellate court and permits the use of a private vendor electronic filing system as long as such system is in compliance with the filing standards established by the Supreme Court of Virginia. The bill has a delayed effective date of January 1, 2016.

Patron - Pillion

[P]HR208 Nominating a person to be elected to the Supreme Court of Virginia.

Patron - Loupassi

[P]HR209 Nominating persons to be elected to the Court of Appeals of Virginia.

Patron - Loupassi

[P]HR210 Nominating persons to be elected to circuit court judgeships.

Patron - Loupassi

[P]HR213 Nominating persons to be elected members of the Judicial Inquiry and Review Commission.

Patron - Loupassi

[P]HR297 Nominating persons to be elected to circuit court judgeships.

Patron - Loupassi

[P]SB888 Electronic summons systems; fees; towns. Allows towns to assess a fee not to exceed \$5, as part of the costs in each criminal or traffic case in the district or circuit courts located where such cases are brought, to be used for the implementation and maintenance of an electronic summons system. This bill is identical to HB 1560.

Patron - Petersen

[P]SB914 Retention of court case files. Requires that the circuit court case files on crimes for which a person can be committed as a sexually violent predator be retained for 50 years or until the sentence term ends, whichever comes later. Juvenile court records for such crimes must already be retained for 50 years.

Patron - Wexton

[P]SB1316 Circuit court clerks; electronic records, fees, etc. Makes various changes to the operations of circuit court clerks, including (i) allowing any agency or instrumentality of the Commonwealth to submit records in electronic form; (ii) providing that the state highway plat book kept in the clerk's office may be produced in paper, microfilm, or electronic form; (iii) providing that the clerk may set a convenience fee for electronic filing of civil or criminal proceedings that is lower than the convenience fee currently charged for payment by debit or credit card; and (iv) providing that all unpaid fines and costs be docketed as a judgment against the defendant in favor of the Commonwealth.

Patron - Stanley

[P]SR71 Nominating a person to be elected to the Supreme Court of Virginia.

Patron - McDougale

[P]SR72 Nominating persons to be elected to the Court of Appeals of Virginia.

Patron - McDougale

[P]SR73 Nominating persons to be elected to circuit court judgeships.

Patron - McDougale

[P]SR76 Nominating persons to be elected members of the Judicial Inquiry and Review Commission.

Patron - McDougale

Failed

[F]HB1282 Judges; limitation on election and appointment of judges. Restricts the General Assembly from electing a person to a judgeship if the person is an immediate family member (spouse, parent, child, brother, or sister) of a (i)

member of the General Assembly or (ii) former member of the General Assembly for at least 24 months after such member has ceased to be a member of the General Assembly.

Patron - Spruill

[F]HB1571 Costs and fees; additional assessment for electronic summons system. Provides that the \$5 fee to fund costs for an electronic summons system is to be collected on behalf of a locality that shares court facilities with another locality (e.g., York and Poquoson).

Patron - Pogge

[F]HB1853 Number of judges; 21st Judicial Circuit; Martinsville, Henry and Patrick. Increases the maximum number of circuit court judges in the 21st Judicial Circuit (Martinsville, and Henry and Patrick Counties) from two to three.

Patron - Adams

[F]HB2096 Electronic summons systems; fees; towns. Allows towns to assess a fee not to exceed \$5, as part of the costs in each criminal or traffic case in district or circuit court, to be used for the implementation and maintenance of an electronic summons system.

Patron - Keam

[F]HB2324 Regional Criminal Justice Training Academy Fund created; additional fee. Creates a new fee of \$15 for each felony and misdemeanor conviction to be deposited into the state treasury and credited to a newly created Regional Criminal Justice Training Academy Fund.

Patron - Yost

[F]SB1254 Judges; limitation on election and appointment of judges. Restricts the General Assembly from electing or appointing a person to an original term as a judge if the person (i) is a member of the General Assembly or (ii) was a member of the General Assembly less than 24 months prior to such election or appointment.

Patron - Smith

[F]SB1261 Judicial Nominations Commission; local judicial nomination committees. Creates a 15-member statewide Judicial Nominations Commission (Commission), elected by the General Assembly, to recommend appellate judicial candidates to the General Assembly and the Governor. The bill requires that the Commission include at least one member from each of Virginia's 11 congressional districts, that five members be attorneys, and that 10 members be citizens who have never been licensed to practice law. Initially staggered, the terms of members will be four years. The Commission's recommendations are nonbinding. The local judicial nominations committees are established in each circuit through appointment by the General Assembly members who represent each circuit. The number of attorneys may not exceed 30 percent of the entire panel. The committees are required to maximize public input into their review process. The committees' recommendations of up to three candidates for each vacancy are not binding on the General Assembly. A delegation may opt out of this process by certifying to the clerks of each house that the delegation has in place a process that ensures participation of each delegation member and participation by the general public in the nomination process.

Patron - Deeds

Crimes and Offenses Generally

Passed

[P]HB1366 Sex offenses prohibiting entry onto school or other property; hearing. Provides that a sex offender who is prohibited from entering upon school or child day center property who petitions the circuit court for permission to enter such property must cause notice of the time and place of the hearing on his petition to be published once a week for two successive weeks in a newspaper of general circulation. The newspaper notice must contain a provision stating that written comments regarding the petition may be submitted to the clerk of court at least five days prior to the hearing. The bill also requires that for a public school the petitioner must provide notice of his petition to the chairman of the school board in addition to the Superintendent of Public Instruction.

Patron - Campbell

[P]HB1445 Possession or distribution of marijuana for medical purposes; epilepsy. Provides an affirmative defense in a prosecution for the possession of marijuana if the marijuana is in the form of cannabidiol oil or THC-A oil possessed pursuant to a valid written certification issued by a practitioner of medicine or osteopathy licensed by the Board of Medicine for purposes of treating or alleviating a patient's symptoms of intractable epilepsy. The bill provides that a practitioner shall not be prosecuted for distribution of marijuana under the circumstances outlined in the bill. The bill contains an emergency clause. This bill is identical to SB 1235.

Patron - Albo

[P]HB1493 Enticing persons to dwelling house to commit certain crimes; penalty. Provides that a person who commits certain specified crimes including capital murder, first and second degree murder, murder of a pregnant woman, abduction with intent to extort money or for immoral purposes, aggravated malicious wounding, robbery, rape, forcible sodomy, or object sexual penetration within a dwelling house, and who, with the intent to commit such crime, enticed, solicited, requested, or otherwise caused the victim to enter the dwelling house is guilty of a separate and distinct Class 6 felony.

Patron - Miller

[P]HB1500 Safe reporting of overdoses. Establishes an affirmative defense to prosecution of an individual for (i) simple possession of a controlled substance, marijuana, or controlled paraphernalia; (ii) intoxication in public; or (iii) the unlawful purchase, possession, or consumption of alcohol if such individual sought or obtained emergency medical attention for himself or for another individual because of a drug- or alcohol-related overdose and if the evidence for the charge was obtained as a result of the individual seeking or obtaining emergency medical attention. The bill provides that the affirmative defense may only be invoked by an individual who (a) remains at the scene of the overdose or at any location to which he is transported for emergency medical attention until a law-enforcement officer responds to the report of an overdose or, if no law-enforcement officer is present at either the scene or the other location, cooperates with law enforcement, (b) identifies himself to the responding law-enforcement officer, and (c) cooperates, upon request, with any criminal investigation reasonably related to the drug or alcohol that resulted in the overdose. No individual may assert this affirmative defense if the emergency medical attention sought or obtained was during the

execution of a search warrant or during the conduct of a lawful search or a lawful arrest. This bill is identical to SB 892.

Patron - Carr

HB1611 Assault and battery against certain persons. Amends provision making it a Class 6 felony to commit an assault or an assault and battery against judges, magistrates, law-enforcement officers, correctional officers, firefighters, emergency medical services personnel, and persons directly involved in the care, treatment, or supervision of certain inmates, juvenile offenders, and sexually violent predators when they are engaged in the performance of their public duties to state that the crime occurs regardless of where in the Commonwealth the public duties are performed. The bill provides that its provisions are declarative of existing law.

Patron - Miller

HB1639 DUI; persons convicted under laws of other states or federal law; restricted license; ignition interlock. Provides that a person convicted in a federal court of an offense substantially similar to Virginia's DUI law may petition the general district court that he be assigned to a certified alcohol safety program and issued a restricted driver's license. Currently, only persons convicted in other states of substantially similar DUI offenses may so petition. The bill also requires that, as a condition of a restricted license, a person who has been convicted of a substantially similar DUI offense under the laws of another state or the United States be prohibited from operating a motor vehicle that is not equipped with an ignition interlock system. This bill incorporates HB 2260.

Patron - Miller

HB1666 Firearms; restoration of rights; venue. Permits a nonresident of the Commonwealth prohibited from possessing a firearm, ammunition, or a stun weapon because of a felony conviction or a juvenile adjudication of delinquency of certain offenses to petition the circuit court where his last felony conviction or adjudication of delinquency occurred for restoration of his right to possess, transport, or carry a firearm, ammunition, or a stun weapon. Current law does not provide for venue for a nonresident's restoration petition.

Patron - Fowler

HB1702 Transfer, etc., of firearms from licensed dealer; criminal history record information. Provides that a licensed firearms dealer may perform a criminal history record information check before selling, renting, trading, or transferring any firearm owned by the dealer that is not in his inventory. Current law requires that a dealer perform such a check only if the firearm is from the dealer's inventory.

Patron - DeSteph

HB1964 Commercial sex trafficking; penalties. Creates new felonies for trafficking of persons for commercial sexual activity. The bill provides that any person who solicits, invites, recruits, encourages, or otherwise causes or attempts to cause a person to engage in prostitution with the intent to receive money or other valuable thing or to assist another in receiving money or other valuable thing from the earnings of the solicited person from an act of prostitution is guilty of a Class 5 felony. Felonies are increased if such behavior is done by an adult and the person solicited is a minor (Class 3 felony) and if force, intimidation, or deception is used against the person solicited (Class 4 felony). The new crime was added to the definition of violent felony for the purposes of the sentencing guidelines, predicate criminal acts for street gangs, the Virginia Racketeer Influence and Corrupt Organization Act, multijurisdiction grand jury, and asset forfeiture and, if a minor is solicited, the Sex Offender Registry. The bill also amends two existing Code sections on receiving money for procuring a per-

son for prostitution and receiving money from the earnings of a person engaged in prostitution to increase penalties if the crime involves a minor. This bill is identical to SB 1188.

Patron - Hugo

HB2009 Law-enforcement certification of certain firearms. Requires that when certification of a chief law-enforcement officer is required by federal law for transfer of a firearm as defined in the National Firearms Act, such certification must be provided within 60 days if the applicant is not prohibited by law from receiving the firearm. If the applicant is prohibited by law from receiving the firearm, the chief law-enforcement officer or his designee shall notify the applicant in writing of the reason for the prohibition. For the purposes of this measure, the definition of "firearm" is limited to machine guns, rifles and shotguns of a certain length, weapons made from certain rifles or shotguns, and silencers. If the chief law-enforcement officer fails to provide certification within 60 days, the applicant has a right to an ore tenus hearing in circuit court and, unless the evidence shows that the applicant is prohibited by law from receiving the firearm, the court shall order the chief law-enforcement officer to issue the certification within five business days.

Patron - LaRock

HB2036 Purchase, etc., of tobacco products by minors; liquid nicotine packaging; penalty. Provides that no person shall sell or distribute, or offer for retail sale or distribution, a liquid nicotine container on or after January 1, 2016, unless the liquid nicotine container is packaged in child-resistant packaging and complies with labeling requirements consistent with regulations adopted by the Board of Agriculture and Consumer Services. Any person who violates the child-resistant packaging and labeling requirements is guilty of a Class 4 misdemeanor. The bill also provides that any adult may sign for tobacco products, nicotine vapor products, or alternative nicotine products purchased through mail order or the Internet. Current law requires the signature of the purchaser. This bill is identical to SB 1325.

Patron - DeSteph

HB2040 Pandering; minors; penalty. Increases from a Class 4 felony to a Class 3 felony the penalty for pandering involving a minor.

Patron - Bell, Robert B.

HB2286 Possession, etc., of firearms, etc., by convicted felons; restoration of rights. Provides that the prohibition on the possession and transportation of firearms, ammunition, stun weapons, and explosive materials by convicted felons does not apply to a felon whose right to possess firearms or ammunition has been restored under the law of another state.

Patron - Webert

HB2385 Possession, etc., of wireless telecommunications device by prisoner; penalty. Provides that a person who provides or causes to be provided a wireless telecommunications device to a prisoner or person committed to a juvenile correctional center or a prisoner or committed person who possesses such a device is guilty of a Class 6 felony. Current law prohibits only such provision or possession of cellular telephones.

Patron - Gilbert

SB892 Safe reporting of overdoses. Establishes an affirmative defense to prosecution of an individual for (i) simple possession of a controlled substance, marijuana, or controlled paraphernalia; (ii) intoxication in public; or (iii) the unlawful purchase, possession, or consumption of alcohol if

such individual sought or obtained emergency medical attention for himself or for another individual because of a drug- or alcohol-related overdose and if the evidence for the charge was obtained as a result of the individual seeking or obtaining emergency medical attention. The bill provides that the affirmative defense may only be invoked by an individual who (a) remains at the scene of the overdose or at any location to which he is transported for emergency medical attention until a law-enforcement officer responds to the report of an overdose or, if no law-enforcement officer is present at either the scene or the other location, cooperates with law enforcement, (b) identifies himself to the responding law-enforcement officer, and (c) cooperates, upon request, with any criminal investigation reasonably related to the drug or alcohol that resulted in the overdose. No individual may assert this affirmative defense if the emergency medical attention sought or obtained was during the execution of a search warrant or during the conduct of a lawful search or a lawful arrest. This bill is identical to HB 1500.

Patron - Petersen

SB948 Concealed handgun permits; sharing of information. Provides that information on concealed handgun permittees in the Virginia Criminal Information Network shall not be shared with law enforcement in states that do not have reciprocity agreements with Virginia for the carrying of concealed handguns.

Patron - Stuart

SB1056 Child pornography; obscenity; penalties. Adds a mens rea of "knowingly" for the offenses of (i) reproducing child pornography and (ii) soliciting child pornography to gain entry to a group and removes the requirement of lascivious intent for these offenses. The bill also amends a penalty section that applies to the obscenity article to correctly reflect the existing penalties. This bill is a recommendation of the Virginia State Crime Commission.

Patron - Howell

SB1188 Commercial sex trafficking; penalties. Creates new felonies for trafficking of persons for commercial sexual activity. The bill provides that any person who solicits, invites, recruits, encourages, or otherwise causes or attempts to cause a person to engage in prostitution with the intent to receive money or other valuable thing or to assist another in receiving money or other valuable thing from the earnings of the solicited person from an act of prostitution is guilty of a Class 5 felony. Felonies are increased if such behavior is done by an adult and the person solicited is a minor (Class 3 felony) and if force, intimidation, or deception is used against the person solicited (Class 4 felony). The new crime was added to the definition of violent felony for the purposes of the sentencing guidelines, predicate criminal acts for street gangs, the Virginia Racketeer Influence and Corrupt Organization Act, multijurisdiction grand jury, and asset forfeiture and, if a minor is solicited, the Sex Offender Registry. The bill also amends two existing Code sections on receiving money for procuring a person for prostitution and receiving money from the earnings of a person engaged in prostitution to increase penalties if the crime involves a minor. This bill is identical to HB 1964.

Patron - Obenshain

SB1191 Firearms, other weapons on school property. Amends the statute that makes it a crime to possess a firearm, stun weapon, knife, or certain other weapons on school property to require that the person knowingly possess the firearm or other weapon.

Patron - Norment

SB1232 Administration and enforcement of cigarette laws. Modifies several provisions relating to the adminis-

tration and enforcement of Virginia's cigarette laws by prohibiting persons convicted of certain offenses from being authorized holders, requiring the Office of the Attorney General to place on its website a list of individuals ineligible to be an authorized holder, and authorizing additional entities to audit and inspect records of persons receiving, storing, selling, handling, or transporting cigarettes. This bill is a recommendation of the Virginia State Crime Commission and is identical to HB 1955.

Patron - Reeves

SB1235 Possession or distribution of marijuana for medical purposes; epilepsy. Provides an affirmative defense in a prosecution for the possession of marijuana if the marijuana is in the form of cannabidiol oil or THC-A oil possessed pursuant to a valid written certification issued by a practitioner of medicine or osteopathy licensed by the Board of Medicine for purposes of treating or alleviating a patient's symptoms of intractable epilepsy. The bill provides that a practitioner shall not be prosecuted for distribution of marijuana under the circumstances outlined in the bill. The bill contains an emergency clause. This bill is identical to HB 1445.

Patron - Marsden

Failed

HB1311 Civil contempt; limits on imprisonment. Limits the length of time a person can be imprisoned for civil contempt to 30 days except as otherwise provided by law.

Patron - Cole

HB1329 Out-of-state concealed handgun permits; photo identification. Removes certain requirements for an out-of-state concealed handgun permit or license to be recognized and accepted in Virginia and instead requires an out-of-state permit or license holder to carry a government-issued photo identification and present such identification upon demand by a law-enforcement officer in order for his out-of-state permit or license to be recognized and accepted in Virginia.

Patron - Ware

HB1359 Concealed handgun permits; lifetime permits. Provides for the issuance of concealed handgun permits for Virginia residents that do not expire. Currently, such permits must be renewed every five years.

Patron - Campbell

HB1369 Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for the classification of certain property crimes.

Patron - Lindsey

HB1406 Driving on a suspended or revoked license and causing the death of another person; penalty. Provides that any person who drives a motor vehicle in a reckless manner knowing his driver's license is suspended or revoked and causes an accident that results in the death of another person is guilty of a Class 6 felony.

Patron - Head

HB1426 Use of explosive material near dwelling house; penalty. Provides that any person who intentionally detonates an explosive material by means of a firearm within

one mile of a dwelling house is guilty of a Class 3 misdemeanor.

Patron - Marshall, D.W.

[F]HB1427 Felony homicide; felony drug offenses; penalty. Provides that a person is guilty of felony homicide, which constitutes second degree murder and is punishable by confinement of not less than five nor more than 40 years, if the underlying felonious act that resulted in the killing of another involved the manufacture, sale, gift, or distribution of a Schedule I or II controlled substance to another and (i) such other person's death results from his use of the controlled substance and (ii) the controlled substance is the proximate cause of his death. The bill also provides that venue for a prosecution of this crime shall lie in the locality where the underlying felony occurred, where the use of the controlled substance occurred, or where death occurred. This bill overrules the Court of Appeals of Virginia decision in *Woodard v. Commonwealth*, 61 Va. App. 567, 739 S.E.2d 220 (2013), *aff'd*, 287 Va. 276, 754 S.E.2d 309 (2014). This bill incorporates HB 1638 and HB 1937.

Patron - Lingamfelter

[F]HB1453 Stalking; penalty. Provides that a person who on more than one occasion engages in conduct directed at another person with the intent to coerce, intimidate, or harass, or when he knows or reasonably should know that the conduct coerces, intimidates, or harasses, the other person or the other person's family or household member is guilty of stalking, a Class 1 misdemeanor.

Patron - Miller

[F]HB1503 Driving after forfeiture of license; blood alcohol content. Provides that there shall be a rebuttable presumption that a person's blood alcohol concentration at the time of the offense is the concentration indicated by a chemical test in any prosecution of (i) a person for operating a motor vehicle after his privilege to do so has been restricted, suspended, or revoked with a blood alcohol concentration (BAC) of 0.02 or more (ii) of a person under the age of 21 for operating a motor vehicle with a blood alcohol concentration (BAC) of 0.02 or more.

Patron - Albo

[F]HB1505 Sex offenses prohibiting proximity to victims of the offense. Provides that any adult who is convicted of certain sex offenses on or after July 1, 2015, shall be forever prohibited from (i) knowingly having any contact with the victim of the offense and (ii) residing within 1,000 feet of the boundary line of any place he knows is the residence of the victim.

Patron - Albo

[F]HB1524 Ultrasound prior to abortion. Removes the requirement that a woman undergo a fetal transabdominal ultrasound prior to an abortion.

Patron - Ward

[F]HB1526 Use of communications systems to facilitate certain offenses involving children; penalty. Provides that a person under 18 years of age who uses a communications system for the purposes of soliciting, with lascivious intent, any child he knows or has reason to believe is at least 13 years of age but younger than 15 years of age to knowingly and intentionally commit certain sexual acts is guilty of a Class 1 misdemeanor if such person is at least three years older than the child. The bill also provides that a person under 18 years of age who uses a communications system for the purposes of soliciting, with lascivious intent, any child he knows or has reason to believe is younger than 13 years of age to knowingly

and intentionally commit certain sexual acts is guilty of a Class 5 felony.

Patron - Berg

[F]HB1533 Obscene sexual display; third offense; penalty. Adds engaging in an obscene sexual display, i.e., actual or explicitly simulated masturbation in a public place, to the list of misdemeanor sex offenses for which the penalty for a third offense of any of the listed offenses committed in a 10-year period is a Class 6 felony.

Patron - Wright

[F]HB1547 Harassment by computer; impersonating another; penalty. Provides that a person who uses a computer to communicate obscene, vulgar, profane, lewd, lascivious, or indecent language, make an obscene proposal, or threaten an illegal or immoral act with the intent to defraud any person is guilty of harassment by computer, a Class 1 misdemeanor. Under current law, in order to be guilty of harassment by computer, a person must have the intent to coerce, intimidate, or harass any person. The bill also provides that it is a Class 6 felony to commit harassment by computer if the person has assumed the identity of another living individual.

Patron - Taylor

[F]HB1559 Abuse and neglect of incapacitated adults; penalty. Provides that any responsible person who abuses or neglects an incapacitated adult in a manner so gross, wanton, and culpable as to show a reckless disregard for human life, but whose abuse or neglect does not result in serious bodily injury or disease to the incapacitated adult, is guilty of a Class 6 felony.

Patron - Rust

[F]HB1575 Disqualifications for a concealed handgun permit; drunk boating. Disqualifies a person convicted of drunk boating within a three-year period immediately preceding any application for a concealed handgun permit from obtaining such a permit.

Patron - Pogge

[F]HB1596 Prostitution; affirmative defense. Provides that there exists an affirmative defense to the crime of prostitution when the person was abducted and induced to engage in prostitution through the use of force, intimidation, or deception by another.

Patron - Watts

[F]HB1604 Transfer of firearms; criminal history record information check; penalties. Adds a definition of "firearms show vendor" or "vendor" and requires that a criminal history record information check be performed on the prospective transferee before the vendor may transfer firearms at a gun show. Under current law, only licensed dealers must obtain such a check. The bill also requires that the promoter of a firearms show provide vendors access to licensed dealers who will conduct the criminal history record information check.

Patron - Plum

[F]HB1605 Possession or distribution of marijuana for medical purposes. Allows a person to possess marijuana or tetrahydrocannabinol pursuant to a recommendation of a prescriber acting in the course of his professional practice and allows a medical doctor or pharmacist to distribute such substances in the course of his professional practice without being subject to prosecution and eliminates the requirement that marijuana or tetrahydrocannabinol be recommended and dispensed solely for the treatment of cancer or glaucoma. The bill also clarifies that the penalties for forging or altering a recommendation for medical marijuana or for making or uttering a false

or forged recommendation are the same as the penalties for committing the same acts with regard to prescriptions.

Patron - Plum

[F]HB1620 Driving under the influence. Provides that a person cannot be found guilty of driving under the influence if he is in a motor vehicle that is lawfully parked on private residential property owned or leased by such person or on the private residential property of another with the owner's or lessor's permission and the motor of the vehicle is not running. This bill is in response to the Supreme Court of Virginia decision in *Sarafin v. Commonwealth*, No. 131747 (Oct. 31, 2014).

Patron - Habeeb

[F]HB1638 Felony homicide; felony drug offenses; penalty. Provides that the killing of one accidentally, contrary to the intention of the parties, from the use of a controlled substance in violation of a felony drug offense involving the manufacture, sale, gift, distribution, or possession with the intent to manufacture, sell, give, or distribute a controlled substance, regardless of any lapse in time between the felony drug offense and the use of the controlled substance, is murder of the second degree and is punishable by confinement in a state correctional facility for not less than five years nor more than 40 years. The bill also provides that venue for a prosecution of this crime shall lie in the locality where the felony violation of § 18.2-248 occurred, where the use of the controlled substance occurred, or where the death occurred. This bill overrules the Court of Appeals of Virginia decision in *Woodard v. Commonwealth*, 61 Va. App. 567, 739 S.E.2d 220 (2013), *aff'd*, 287 Va. 276, 754 S.E.2d 309 (2014). This bill was incorporated into HB 1427.

Patron - Miller

[F]HB1671 Purchase of handguns; limitation on handgun purchases; penalty. Prohibits individuals who are not licensed firearms dealers from purchasing more than one handgun in a 30-day period and establishes such an offense as a Class 1 misdemeanor. The bill exempts from this provision (i) law-enforcement agencies and officers, (ii) state and local correctional facilities, (iii) licensed private security companies, (iv) persons who hold a valid Virginia concealed handgun permit, (v) persons whose handgun has been lost or stolen or who are trading in a handgun, (vi) purchases of handguns in a private sale, and (vii) purchases of antique firearms.

Patron - Simon

[F]HB1687 Battery; school employees; penalty. Increases the penalty for battery against a public or private school employee engaged in the performance of his duties from a Class 1 misdemeanor with a two-day mandatory minimum sentence to a Class 6 felony with a six-month mandatory minimum sentence. The bill also increases the mandatory minimum sentence if the battery is committed by use of a firearm or other weapon prohibited on school property from six months to one year.

Patron - Fariss

[F]HB1763 Secreting or concealing contraband by prisoners; penalty. Makes it a Class 1 misdemeanor for an incarcerated prisoner or person committed to a juvenile correctional center to, at the time of his intake at the correctional facility, secrete or conceal, or attempt to secrete or conceal, any item of personal property in his possession that he is prohibited from possessing at the correctional facility.

Patron - Loupassi

[F]HB1769 Persons under age 21 driving after consuming alcohol. Eliminates the element that the underlying consumption of alcohol by a person under the age of 21 must have been illegal in order to be guilty of the offense of a person

under the age of 21 operating a motor vehicle after consuming alcohol. The bill provides, instead, that such person shall have an affirmative defense to the offense if such person's consumption of alcohol was lawful.

Patron - Loupassi

[F]HB1772 Prohibition on weapons at airport; exception for concealed handguns. Provides that a person entitled to carry a concealed handgun may lawfully possess or transport a concealed handgun in any air carrier airport terminal.

Patron - Berg

[F]HB1773 Possession of concealed handgun on school property. Provides an exception to the crime of possessing a firearm on school property if a person has a valid concealed handgun permit and possession of a concealed handgun occurs outside normal school hours. The bill also provides an exception if a person with a concealed handgun permit stores a concealed handgun in a motor vehicle in a parking lot, traffic circle, or other means of vehicular ingress or egress to the school; current law allows possession while the person is in the motor vehicle in one of those areas.

Patron - Berg

[F]HB1782 Charitable gaming; annual audit fee. Provides that the annual audit and administration fee paid by charitable organizations to the Virginia Department of Agriculture and Consumer Services shall be based on adjusted gross receipts instead of gross receipts. The bill defines adjusted gross receipts.

Patron - Leftwich

[F]HB1840 Reckless driving conviction; alcohol safety action program. Grants a court the discretion to order any person convicted of a reckless driving offense to enter into and successfully complete an alcohol safety action program that meets the minimum standards and criteria established by the Commission on the Virginia Alcohol Safety Action Program.

Patron - Robinson

[F]HB1845 Harassment by computer; impersonating another; penalty. Provides that a person who uses a computer to communicate obscene, vulgar, profane, lewd, lascivious, or indecent language, make an obscene proposal, or threaten an illegal or immoral act with the intent to defraud any person is guilty of harassment by computer, a Class 1 misdemeanor. Under current law, in order to be guilty of harassment by computer, a person must have the intent to coerce, intimidate, or harass any person. The bill also provides that it is a Class 6 felony to commit harassment by computer if the person has assumed the identity of another living individual. This bill is a recommendation of the Virginia State Crime Commission.

Patron - Gilbert

[F]HB1861 Battery; certain local social services workers; penalty. Provides that the penalty for battery of a child protective services worker or foster care worker employed by a local department of social services and engaged in his public duties shall include a term of confinement of 15 days in jail, two days of which is a mandatory minimum term of confinement.

Patron - Pillion

[F]HB1869 Abolish common-law crime of suicide; assisted suicide; penalty. Abolishes the common-law crime of suicide. Suicide is currently a common-law crime in Virginia, although there is no statutorily prescribed punishment. The bill also provides that a person who knowingly and intentionally, with the purpose of assisting another person to commit or

attempt to commit suicide, (i) provides the physical means by which another person commits or attempts to commit suicide or (ii) participates in a physical act by which another person commits or attempts to commit suicide is guilty of a Class 1 misdemeanor. The bill provides further that a search warrant may be issued for the search of specified places, things, or persons in connection with the commission of suicide.

Patron - Krupicka

HB1884 Assault and battery against family or household member; penalty. Provides that upon a conviction for assault and battery against a family or household member, when the person has been previously convicted of an offense of (i) assault and battery against a family or household member, (ii) malicious or unlawful wounding, (iii) aggravated malicious wounding, (iv) malicious bodily injury by means of a substance, (v) strangulation, or (vi) an offense under the law of any other jurisdiction that has the same elements as any of the above offenses, which occurred within a period of 20 years, and on a different date, the person is guilty of a Class 6 felony. Currently, the Class 6 felony applies only if there are two prior convictions.

Patron - O'Quinn

HB1904 Firearms; access by children; penalty. Provides that it is a Class 1 misdemeanor to knowingly authorize a child age four or younger to use a firearm or pneumatic gun.

Patron - Lopez

HB1909 Prohibition of sale, transfer, etc., of certain firearms magazines; fine. Provides that any person, corporation, or other entity that manufactures, imports, possesses, purchases, sells, or transfers any large capacity magazine shall be subject to a \$250 fine. The bill provides for exceptions to the prohibition, including the owner's registration with the Department of State Police following a criminal history record information check. The willful or intentional making of a materially false statement on the consent form required by the processes required for a criminal history record information check will subject the person making such statement to a \$250 fine. The bill also provides that a registrant is limited to three large capacity magazines and must otherwise dispose of all magazines in excess of the limit. Finally, the bill outlines the registration process for anyone who owns a large capacity magazine.

Patron - Lopez

HB1923 Transfer of firearms; penalty. Requires a background check for any firearm transfer and requires the Department of State Police to establish a process for transferors to obtain such a check from licensed firearms dealers. A transferor who fails to obtain a required background check and sells a firearm to another person is guilty of a Class 1 misdemeanor. The bill exempts transfers between immediate family members, transfers that occur by operation of law, and transfers by the executor or administrator of an estate or by the trustee of a testamentary trust.

Patron - Murphy

HB1937 Felony homicide; felony drug offenses; penalty. Provides that a person is guilty of felony homicide, which constitutes second degree murder and is punishable by confinement of not less than five nor more than 40 years, if the underlying felonious act that resulted in the killing of another involved the manufacture, sale, gift, or distribution of a Schedule I or II controlled substance to another and (i) such other person's death results from his use of the controlled substance and (ii) the controlled substance is the proximate cause of his death. This bill overrules the Court of Appeals of Virginia deci-

sion in *Woodard v. Commonwealth*, 61 Va. App. 567, 739 S.E.2d 220 (2013), *aff'd*, 287 Va. 276, 754 S.E.2d 309 (2014). This bill was incorporated into HB 1427.

Patron - Gilbert

HB1975 Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for the classification of certain property crimes.

Patron - Preston

HB1996 Grand larceny; threshold. Increases from \$200 to \$1500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for the classification of certain property crimes.

Patron - Morrissey

HB1997 Purchase of handguns; limitation on handgun purchases; penalty. Prohibits individuals who are not licensed firearms dealers from purchasing more than one handgun in a 30-day period and establishes such an offense as a Class 1 misdemeanor. The bill exempts from this provision (i) law-enforcement agencies and officers, (ii) state and local correctional facilities, (iii) licensed private security companies, (iv) persons who hold a valid Virginia concealed handgun permit, (v) persons whose handgun has been lost or stolen or who are trading in a handgun, (vi) purchases of handguns in a private sale, and (vii) purchases of antique firearms.

Patron - Morrissey

HB2007 Protective orders; assault and battery; penalty. Provides that a person who is the subject of a protective order who commits an assault and battery resulting in bodily injury on the person protected by the order is guilty of a Class 6 felony. Currently, the assault and battery must result in serious bodily injury in order for the offense to be punishable as a Class 6 felony.

Patron - Bell, Robert B.

HB2014 Adultery; civil penalty. Reduces the penalty for adultery from a Class 4 misdemeanor to a civil penalty of not more than \$250.

Patron - Surovell

HB2027 Prohibition on weapons at airport; exception for handguns. Provides that a person may lawfully possess or transport a handgun into any portion of an air carrier airport terminal other than the secured area of the terminal. The bill requires the authority, commission, or other entity that operates an airport terminal containing a secured area to post at least one notice in a conspicuous location at each entrance to a secured area informing the public that they are entering a secured area and listing the items restricted from being possessed or transported in the secured area.

Patron - Wilt

HB2029 Concealed handgun permits; fees; background check; exemption for permit holders. Provides that a licensed firearms dealer does not have to have a criminal background check performed to determine a person's eligibility to purchase a firearm if the purchaser possesses a valid concealed handgun permit and presents a photo ID issued by an agency of the Commonwealth or the Department of Defense. The bill increases from \$10 to \$20 the fee charged by the circuit court clerk for processing an application and issuing a permit. The bill also sets at \$30 the maximum fee that is charged for conducting a background investigation of an applicant for a concealed handgun permit. Of this maximum \$30 fee, \$10 must be

paid to the State Police to cover its costs associated with processing the application and the local law-enforcement agency may charge a fee not to exceed the remaining \$20. The bill also requires that the State Police, in preparing the report from the Central Criminal Records Exchange for the circuit court with regard to an applicant for a concealed handgun permit, shall initiate a search of the National Instant Criminal Background Check System for purposes of obtaining criminal history record information regarding the applicant. The bill also provides that an applicant for a concealed handgun permit must include his alien number or admission number if he is not a citizen of the United States. Finally, the bill provides that a person is disqualified from obtaining a concealed handgun permit if he is otherwise disqualified from possessing or receiving a firearm pursuant to state or federal law.

Patron - Wilt

HB2045 Protective orders; possession of firearms; penalty. Prohibits a person who is subject to a protective order from possessing a firearm; currently, such person is only prohibited from purchasing or transporting a firearm. Such conduct is punishable as a Class 1 misdemeanor.

Patron - Filler-Corn

HB2085 Purchase, possession, or transportation of firearms following convictions for certain misdemeanor crimes; restoration of rights; penalty. Prohibits a person who has been convicted of stalking, sexual battery, assault and battery of a family or household member, brandishing a firearm, or two or more convictions of assault and battery from purchasing, possessing, or transporting a firearm. A person who violates this provision is guilty of a Class 1 misdemeanor. The bill provides for a process by which a person convicted of such crimes may petition the circuit court for a reinstatement of his rights to purchase, possess, or transport a firearm.

Patron - Murphy

HB2115 Computer fraud; telephone fraud; penalty. Provides that any person who, through the use of a telephone, obtains property or services by false pretenses, embezzles or commits larceny, or converts the property of another is guilty of telephone fraud. The bill punishes telephone fraud as a Class 1 misdemeanor if the value of the property or services obtained is less than \$200, a Class 5 felony if the value is \$200 or more, and a Class 4 felony if the victim is age 65 years or older and the value is \$200 or more. The bill also increases the penalty for computer fraud when the value of the property or services obtained is \$200 or more from a Class 5 felony to a Class 4 felony where the victim is age 65 years or older.

Patron - Mason

HB2138 Receiving money for procuring person; penalty. Provides that any person who receives any money or other valuable thing for persuading or using coercion to cause or persuade any person to engage in forced labor or services, concubinage, prostitution, or the manufacture of any obscene material or child pornography is guilty of a Class 4 felony. The bill also defines the term coercion.

Patron - Yancey

HB2140 Enhanced penalties for gang and drug crimes. Imposes higher penalties for certain drug offenses involving manufacturing, selling, giving, distributing, or possessing with the intent to manufacture, sell, give, or distribute certain controlled substances if death or serious bodily injury resulted from the use of such substance. The bill also imposes higher penalties for possessing, using or attempting to use, or displaying in a threatening manner a firearm while committing or attempting to commit certain drug offenses. Finally, the bill

provides that a person who is convicted of a second or subsequent criminal street gang crime is guilty of a Class 3 felony, where current law imposes such penalty for a third or subsequent conviction.

Patron - Yancey

HB2214 Restoration of firearms rights; report to State Police. Provides a mechanism for reporting to the Department of State Police when a circuit court restores a felon's right to possess, transport, and carry a firearm. Prior to entry of a restoration order, the petitioner's fingerprints and petition are sent to the Central Criminal Records Exchange (CCRE) and the petitioner's criminal history is forwarded to the court and may be inspected by the attorney for the Commonwealth. If the order is granted, the Department of State Police shall enter the person's name and description in the CCRE so law-enforcement personnel accessing the computerized criminal history records will be aware of the order's existence.

Patron - Rush

HB2221 DUI; preliminary analysis of saliva. Provides that a person suspected of driving under the influence (DUI) or DUI boating is entitled, and a person suspected of commercial DUI may be required, to have his saliva analyzed to determine the presence of any intoxicant or drug in his blood in the same manner that a preliminary analysis of breath to determine the probable alcohol content of a person's blood is currently conducted.

Patron - Davis

HB2232 Purchase, etc., of ammunition by persons involuntarily admitted or ordered to outpatient treatment; penalty. Provides that it is a Class 1 misdemeanor for a person who has been involuntarily admitted or ordered to outpatient treatment or who has agreed to voluntary admission after being the subject of a temporary detention order to purchase, possess, or transport ammunition for a firearm. Current law only applies to the purchase, possession, or transportation of the firearm itself.

Patron - Surovell

HB2250 Mismanagement of grants; penalty. Makes the mismanagement of a state or federal grant by any person who is the director or manager of an agency, organization, or other entity, public or private, that receives a state or federal grant that provides funding affecting the health, safety, or welfare of its recipients a Class 1 misdemeanor. The bill provides that the mismanagement must result in permanent revocation of the grant funding.

Patron - Preston

HB2260 DUI; persons convicted under federal law; restricted license. Provides that a person convicted in a federal court of an offense substantially similar to Virginia's DUI law may petition the general district court that he be assigned to a certified alcohol safety program and issued a restricted driver's license. Currently, only persons convicted in other states of substantially similar DUI offenses may so petition. This bill was incorporated into HB 1639.

Patron - Lindsey

HB2261 Electronic transmission of sexually explicit images by minors; penalty. Provides that a minor who knowingly transmits, distributes, publishes, or disseminates an electronically transmitted communication containing a sexually explicit image of himself to another minor, except for images that depict excretory functions or products thereof, sadomasochistic abuse, or crimes against nature as defined in § 18.2-361, is guilty of a Class 2 misdemeanor. The bill also

provides that a minor who knowingly possesses no more than 10 sexually explicit images of himself or another minor, except for images that depict excretory functions or products thereof, sadomasochistic abuse, or crimes against nature, is guilty of a Class 2 misdemeanor. A minor who commits a violation shall be ordered to participate in programs, cooperate in treatment, or be subject to conditions and limitations designed for rehabilitating the minor and to perform a mandatory minimum of 20 hours of community service. A minor who commits a first offense may have the charge deferred and dismissed.

Patron - Lindsey

HB2301 Protective orders; assault and battery; penalty. Provides that a person who is the subject of a protective order who commits an assault and battery resulting in bodily injury on the person protected by the order is guilty of a Class 6 felony. Currently, the assault and battery must result in serious bodily injury in order for the offense to be punishable as a Class 6 felony.

Patron - Murphy

HB2321 Virginia Pain-Capable Unborn Child Protection Act; penalty. Creates the Virginia Pain-Capable Unborn Child Protection Act. The act 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 legislative findings 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 act as a Class 6 felony. The bill also provides for civil remedies against a physician who performs an abortion in violation of the act.

Patron - LaRock

HB2326 Deferred disposition for first offense of petit larceny. Allows a court to defer and dismiss a first-offense petit larceny charge, provided the accused meets terms and conditions of probation.

Patron - Lindsey

HB2328 Protective orders; surrender of firearms; penalty. Provides that a person who is subject to a protective order must surrender any firearm possessed by him to the court within 24 hours of being served with the protective order. The court shall prepare a written receipt, which shall be signed by the person surrendering the firearm, containing the name of the person, the date on which it was surrendered, and the manufacturer, model, and serial number of the firearm and provide a copy of the receipt to the court. The bill provides further that the person may present the copy of the receipt to the court upon the expiration of the protective order and the court shall then return the firearm. The failure to surrender a firearm is punishable as a Class 1 misdemeanor. The bill also prohibits a person who is subject to a protective order from possessing a firearm, where currently such person is only prohibited from purchasing or transporting a firearm.

Patron - Simon

HB2345 Retrieval of hunting dogs, etc. Requires hunters to receive permission from a landowner to retrieve hunting dogs, falcons, hawks, or owls from the landowner's property.

Patron - Ramadan

HB2359 Concealed handgun permits; proof of competence. Makes various changes to the types of training courses permitted to satisfy the requirement to demonstrate competence with a handgun in order to obtain a concealed handgun permit, including (i) requiring that a National Rifle Association (NRA) or Department of Criminal Justice Services (DCJS) training course focus on the use and handling of a concealed handgun; (ii) requiring that a law-enforcement officer qualify to carry a handgun rather than a firearm in the course of normal police duties; and (iii) requiring that online NRA or DCJS training courses be synchronous. The bill also eliminates certain existing methods for demonstrating competence with a handgun, including (a) completing a hunter education or safety course; (b) completing a law-enforcement firearms safety or training course offered to security guards, investigators, special deputies, or any other division of law enforcement or security enforcement; and (c) having previously held a concealed handgun permit. The bill also provides that any proof of demonstrated competence with a handgun shall expire five years from the date of completion of such course or class.

Patron - Simon

HB2367 Punishment for conviction of a Class 1 felony; minors. Provides that a minor convicted of a Class 1 felony, which is punishable by death or life imprisonment, shall be punished as if convicted of a Class 2 felony, which is punishable by imprisonment of 20 years to life. Currently, a minor convicted of a Class 1 felony is sentenced to life imprisonment.

Patron - Taylor

HB2370 Transfer of firearms at gun shows; voluntary background check; penalties. Requires the Department of State Police to be available to perform background checks for non-dealer sales at gun shows if requested by a party involved in a transaction. The promoter of the firearms show shall furnish the Department of State Police sufficient facilities to perform the background checks. In order for the bill to become effective, the U.S. Department of Justice must approve the policies and procedures that the Department of State Police will use to implement the provisions of the bill.

Patron - Toscano

HB2389 Charitable gaming; political party committees permitted. Includes political party committees in the types of organizations that are permitted to conduct charitable gaming. The bill requires the disclosure of certain information related to the charitable gaming activity of a political party committee on the required campaign finance report.

Patron - O'Quinn

SB683 Refusal of DUI blood or breath tests; eligibility for restricted license. Provides that a court may, for good cause shown, issue a restricted driver's license to a person found guilty of a first or second offense of refusing to submit to blood or breath tests after being arrested for driving under the influence. Currently, a person found guilty of refusal is subject to a mandatory suspension of his privilege to drive for one year for a first offense and three years for a second offense, and no restricted license may be issued to such person.

Patron - Martin

SB686 Marijuana; decriminalization of simple marijuana possession. Decriminalizes marijuana possession and changes the current \$500 criminal fine for simple marijuana possession to a maximum \$100 civil penalty payable to the Literary Fund and eliminates the 30-day jail sentence. The bill reduces the criminal penalties for distribution of marijuana and possession of marijuana with intent to distribute. The bill creates a rebuttable presumption that a person who grows no

more than six marijuana plants does so only for personal use and not for distribution and provides that the suspended sentence/substance abuse screening provisions apply only to criminal violations or to civil violations by a minor. Marijuana is removed from a statute making it a Class 1 misdemeanor to distribute or display advertisements, etc., for instruments used for marijuana and from the common nuisance statute. The distribution of paraphernalia statute will apply only to an adult who distributes to a minor at least three years his junior. The bill also limits forfeiture of property from sale or distribution of marijuana to quantities of more than one pound; currently there is no minimum amount. The penalty for possession of marijuana by a prisoner is reduced from a Class 5 felony to a Class 6 felony.

Patron - Ebbin

FSB689 Concealed handgun permits; lifetime permits. Provides for the issuance of concealed handgun permits for Virginia residents that do not expire. Currently, such permits must be renewed every five years.

Patron - Black

FSB710 Trafficking in persons; penalties. Creates new felonies for trafficking in persons for forced labor or sexual servitude and adds the new felonies as a predicate criminal act under the criminal gang statute, as racketeering crimes, adds their investigation to the functions of a multijurisdiction grand jury, and also allows seizure and forfeiture of property used in committing such felonies. The new felonies and the existing felony of receiving money for procuring a person are added to the rape shield statute. The bill allows a petition for a child in need of services to be substituted for a delinquency petition for certain minors arrested for prostitution, disallows the release of certain victim information, specifies law-enforcement protocol for victims who may not be legally present, requires persons convicted of the new felonies to pay restitution that compensates for the victim's labor, and creates a civil action for trafficked persons. The Secretary of Public Safety and Homeland Security is required to convene an anti-trafficking committee and the Virginia Prevention of Human Trafficking Victim Fund is created, which will be administered by the Department of Criminal Justice Services. This bill was incorporated into SB 1188.

Patron - Edwards

FSB733 Ultrasound prior to abortion. Removes the requirement that a woman undergo a fetal transabdominal ultrasound prior to an abortion.

Patron - Locke

FSB768 Firearm 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. The bill exempts certain transfers, such as between immediate family members, by operation of law, and when the transfer is temporary and is necessary to prevent imminent death or great bodily harm or occurs while in the continuous presence of the owner of the firearm.

Patron - McEachin

FSB798 Purchase of handguns; limitation on handgun purchases; penalty. Prohibits individuals who are not licensed firearms dealers from purchasing more than one handgun in a 30-day period and establishes such an offense as a Class 1 misdemeanor. The bill exempts from this provision (i) law-enforcement agencies and officers, (ii) state and local correctional facilities, (iii) licensed private security companies,

(iv) persons who hold a valid Virginia concealed handgun permit, (v) persons whose handgun has been lost or stolen or who are trading in a handgun, (vi) purchases of handguns in a private sale, and (vii) purchases of antique firearms.

Patron - Locke

FSB828 Possession of firearm, etc., on school property; private or religious schools. Eliminates the crimes of possession on the property of a private or religious elementary, middle, or high school; a school bus owned or operated by such school; or any property being used for functions or extracurricular activities sponsored by such school of a stun weapon, knife, or other weapon (currently a Class 1 misdemeanor) or a firearm (currently a Class 6 felony). The bill does not affect the criminal penalties for the possession of such weapons on public school property.

Patron - Black

FSB867 Battery; certain local social services workers; penalty. Provides that the penalty for battery of a child protective services worker or foster care worker employed by a local department of social services and engaged in his public duties shall include a term of confinement of 15 days in jail, two days of which is a mandatory minimum term of confinement.

Patron - Chafin

FSB870 Department of Agriculture and Consumer Services; charitable gaming; audit and administration fee; adjusted gross receipts. Limits the audit and administration fee to no more than one and one-quarter percent of the adjusted gross receipts of a charitable organization defined as the total amount of money received by the organization from charitable gaming before the deduction of expenses and excluding prizes paid out. Under current law, the fee is limited to one and one-quarter percent of the gross receipts, which include prizes.

Patron - Cosgrove

FSB909 Protective orders; possession of firearms; penalty. Prohibits a person who is subject to a protective order from possessing a firearm; currently, such person is only prohibited from purchasing or transporting a firearm. Such conduct is punishable as a Class 1 misdemeanor.

Patron - Howell

FSB912 Emergency custody orders; temporary firearms restriction orders. Requires a magistrate who issues an emergency custody order to also issue a temporary firearms restriction order for a period of 90 days. A person subject to a temporary firearms restriction order who purchases, possesses, or transports a firearm while the order is in effect is guilty of a Class 1 misdemeanor. A person who is subject to a temporary firearms restriction order, at any time prior to the expiration of such order, may petition the general district court in the county or city in which he resides to restore his right to purchase, possess, or transport a firearm.

Patron - Wexton

FSB920 Timing of ultrasound prior to abortion; informed consent. Removes the specific time frame for performance of a pre-abortion ultrasound, a requirement of informed consent prior to abortion. Current law requires the ultrasound take place at least 24 hours prior to the abortion or at least two hours prior if the woman lives at least 100 miles from the facility where the abortion is to be performed.

Patron - Wexton

FSB943 Possession or transportation of firearms following convictions for certain misdemeanor crimes; restoration of rights; penalty. Prohibits a person who has been

convicted of stalking, assault and battery of a family or household member, or sexual battery from possessing or transporting a firearm. A person who violates this provision is guilty of a Class 1 misdemeanor. The bill provides for a process by which a person convicted of such crimes may petition the circuit court for a reinstatement of his rights to possess or transport a firearm.

Patron - Favola

FSB958 Driving while intoxicated; no driver's license. Requires a 30-day mandatory minimum jail sentence and vehicle forfeiture for DUI defendants who do not hold a valid driver's license or who are not authorized to drive at the time of the offense. A third violation of driving without a license is raised from a Class 1 misdemeanor to a Class 6 felony. A person who drives without a license when he has previously been convicted of DUI and driving without a license for the same event is guilty of a Class 6 felony. The bill also increases from three to 30 the number of days a vehicle is impounded for a person found guilty of driving without a license for the second time. The impoundment will be ended upon acquisition of a driver's license and payment of all fees.

Patron - Lewis

FSB964 Charitable Gaming Board; authorization of electronic poker games for qualified organizations. Authorizes a qualified organization to allow the playing of electronic poker games. In order to obtain a permit to conduct electronic poker games, a qualified organization must have held a permit to conduct charitable gaming for at least 36 months prior to applying for the permit, and the electronic poker games must be conducted in halls that are owned by the organization and not operated for profit. The bill prohibits the playing of electronic poker games by individuals younger than 18 and sets a maximum electronic poker game bet of \$10 and a maximum electronic poker game prize of \$100. Charitable organizations continue to be prohibited from playing poker games or conducting poker tournaments.

Patron - Petersen

FSB973 Assault and battery of attorney for the Commonwealth or deputy attorney for the Commonwealth; penalty. Adds attorney for the Commonwealth and deputy attorney for the Commonwealth to the list of persons for which an enhanced penalty applies if such person is victimized because of his position.

Patron - Ruff

FSB976 Obscene sexual display; third offense; penalty. Adds engaging in an obscene sexual display, i.e., actual or explicitly simulated masturbation in a public place, to the list of misdemeanor sex offenses for which the penalty for a third offense of any of the listed offenses committed in a 10-year period is a Class 6 felony.

Patron - Ruff

FSB1035 Felony homicide; felony drug offenses; penalty. Provides that the killing of one accidentally, contrary to the intention of the parties, from the use of a controlled substance in violation of a felony drug offense involving the manufacture, sale, gift, distribution, or possession with the intent to manufacture, sell, give, or distribute a controlled substance, regardless of any lapse in time between the felony drug offense and the use of the controlled substance, is murder of the second degree and is punishable by confinement in a state correctional facility for not less than five years nor more than 40 years. The bill also provides that venue for a prosecution of this crime shall lie in the locality where the felony violation of § 18.2-248 occurred, where the use of the controlled substance occurred, or where the death occurred. This bill overrules the Court of

Appeals of Virginia decision in *Woodard v. Commonwealth*, 61 Va. App. 567, 739 S.E.2d 220 (2013), *aff'd*, 287 Va. 276, 754 S.E.2d 309 (2014).

Patron - Wexton

FSB1068 Purchase, etc., of vapor products by minors; sale or distribution of vapor products or liquid nicotine. Prohibits the sale of vapor products to a minor and the purchase or possession of vapor products by a minor. Current law prohibits the sale of nicotine vapor products to a minor and the purchase or possession of nicotine vapor products by a minor. The bill also prohibits (i) the sale or distribution of liquid nicotine in a liquid nicotine container; (ii) the sale or distribution of liquid nicotine, a vapor product, or a vapor product solution within 1,000 feet of the premises of any place he knows or has a reason to know is a child day center or a primary, secondary, or high school; (iii) the sale or distribution of liquid nicotine or a vapor product solution that contains any artificial or natural flavor that imparts a characterizing flavor other than the flavor of tobacco; and (iv) the distribution of any free samples of liquid nicotine, vapor products, or vapor product solutions. Any person who violates a prohibition is subject to a civil penalty in the amount of \$500 for a first violation, \$1,000 for a second violation, and \$2,500 for a third or subsequent violation.

Patron - Miller

FSB1082 Unattended children in motor vehicles; penalty. Provides that any person responsible for the care of a child who leaves an unattended child in a motor vehicle is guilty of a Class 1 misdemeanor. The bill defines "unattended child" as a child four years of age or younger who has been left in a motor vehicle by the person responsible for his care when such person is unable to continuously observe the child, unless a person 12 years of age or older is physically present in the motor vehicle with the child.

Patron - Vogel

FSB1100 Enticing, etc., real estate licensee with intent to commit certain felonies; penalty. Criminalizes the conduct of enticing, soliciting, or requesting a real estate licensee to enter a dwelling house in the licensee's professional capacity with the intent to commit murder, rape, forcible sodomy, inanimate or animate object sexual penetration, robbery, carjacking, aggravated malicious wounding, or abduction. A first offense is punishable by a 20-year mandatory minimum sentence and a second offense is punishable by a 40-year mandatory minimum sentence.

Patron - Obenshain

FSB1113 Impersonation via computer; penalty. Provides that it is a Class 3 misdemeanor for a person to use a computer to knowingly and intentionally assume the identity of another living individual, without authority and with the intent to harm, where a reasonable person would believe that the offender is in fact the individual whose identity is assumed.

Patron - Barker

FSB1130 Sale of or possession of with intent to sell blackjacks and other similar weapons. Eliminates the crime of selling, transferring, or possessing with the intent to sell or transfer blackjacks, brass or metal knucks, throwing stars or oriental darts, switchblade knives, ballistic knives, or other similar weapons. The crime is currently punishable as a Class 4 misdemeanor.

Patron - Garrett

FSB1132 Possession of concealed handgun on school property. Provides an exception to the crime of possessing a firearm on school property if a person has a valid concealed

handgun permit and possession of a concealed handgun occurs outside normal school hours. The bill also provides an exception if a person with a concealed handgun permit stores a concealed handgun in a motor vehicle in a parking lot, traffic circle or other means of vehicular ingress or egress to the school; current law allows possession while the person is in the motor vehicle in one of those areas.

Patron - Garrett

[SB1138 Sexual abuse of certain children; penalty. Raises the penalty for sexual abuse (a defined term) of a child 13 or 14 years old from a Class 1 misdemeanor to a Class 6 felony.

Patron - Garrett

[SB1148 Restricted driver's license; activities related to seeking employment. Adds travel to and from a scheduled job interview or the office of the Virginia Employment Commission for the purpose of seeking employment to the list of purposes for which a court may issue a restricted driver's license.

Patron - Stuart

[SB1170 Assault and battery against family or household member; penalty. Provides that upon a conviction for assault and battery against a family or household member, when the person has been previously convicted of an offense of (i) assault and battery against a family or household member, (ii) malicious or unlawful wounding, (iii) aggravated malicious wounding, (iv) malicious bodily injury by means of a substance, (v) strangulation, or (vi) an offense under the law of any other jurisdiction which has the same elements as any of the above offenses, which occurred within a period of 20 years, and on a different date, the person is guilty of a Class 6 felony. Currently, the Class 6 felony applies only if there are two prior convictions.

Patron - Carrico

[SB1178 Firearms; penalties. Makes numerous changes to laws regarding firearms. The bill provides that a person may be held civilly liable for injury to the person or property of another or for wrongful death resulting from the use of a firearm by a child under the age of 14 or in the commission of a crime if it can be shown by clear and convincing evidence that the firearm came into the possession of the child or person who committed the crime because of the failure of the civil defendant to adequately secure the firearm. The bill allows localities to enact an ordinance to prohibit the possession of pneumatic guns on school property, at school functions held on public property, and on school buses. The bill removes the provision that local ordinances on gun buy-back programs must require that the gun be offered for sale by public auction or sealed bids. The bill creates criminal penalties for adults who leave unsecured firearms where they are accessible by children or who negligently supervise children with firearms. The bill creates 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 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 consumes an alcoholic beverage while on the premises. The bill also creates a Class 2 misdemeanor for a person who is not a licensed dealer to sell, rent, trade, or transfer a firearm to a person who is not a licensed dealer and for a person who is not a licensed dealer to buy, rent, trade, or transfer a firearm from a person who is not a licensed dealer; certain transfers are exempted, such as between immediate family

members, when necessary to prevent imminent death or great bodily harm, and by operation of law. The bill removes the ability to take an electronic, video, or online course for demonstration of competence with a handgun by an applicant for a concealed handgun permit. The bill also requires a fingerprint-based criminal history record information check before issuance of a concealed handgun permit. The bill removes the prohibition on the clerk of a circuit court who issues a concealed handgun permit from publicly disclosing an applicant's name and any other information contained in a concealed handgun permit application or in any order issuing a concealed handgun permit. The bill limits the number of firearms that a person may purchase to one firearm in a 30-day period, subject to certain exceptions.

Patron - Ebbin

[SB1179 Firearms; access by children; penalty. Provides that it is a Class 1 misdemeanor to knowingly authorize a child age four or younger to use a firearm or pneumatic gun.

Patron - Ebbin

[SB1199 Acts of violence on schools and other property; penalties. Provides enhanced penalties for certain acts of violence if the act is committed at a public or private elementary or secondary school, institution of higher education, or child day center; on a school bus; at a school bus stop, public recreation center, public community center facility, public library, or state mental health facility; or on any property open to the public within 1,000 feet of the entities previously described.

Patron - Wagner

[SB1215 Sale of ivory and rhinoceros horn; penalty. Provides that a person who imports, sells, offers for sale, purchases, barters, or possesses with intent to sell any ivory, ivory product, rhinoceros horn, or rhinoceros horn product is guilty of a Class 1 misdemeanor for a first offense and a Class 6 felony for a second or subsequent offense. The bill provides that products used in violation of the section will be forfeited to the Commonwealth. The bill has an effective date of January 1, 2016.

Patron - Ebbin

[SB1234 Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for the classification of certain property crimes.

Patron - Reeves

[SB1297 Stalking; penalty. Provides that a person who on more than one occasion maliciously engages in conduct directed at another person that would cause a reasonable person to suffer severe emotional distress with the intent to coerce, intimidate, or harass, or when he knows or reasonably should know that the conduct will coerce, intimidate, or harass the other person is guilty of stalking, a Class 1 misdemeanor.

Patron - McEachin

[SB1388 Trespassing on railroad trains; penalty. Raises the penalty for trespassing on a railroad car or train from a Class 4 to a Class 2 misdemeanor.

Patron - Edwards

[SB1416 Railroads; trespassing; penalties. Provides that a person who goes upon a railroad trestle or railroad bridge or within a railroad tunnel or railway yard without the consent of the railroad company is guilty of a Class 2 misdemeanor. The bill also requires railroad companies to post signs in conspicuous locations at railway yards and tunnels and certain rail-

road bridges and trestles stating the penalties for trespassing on railroad property.

Patron - Marsden

[F]SB1429 Firearms; removal from persons posing substantial risk; penalties. Creates a procedure where an attorney for the Commonwealth or law-enforcement officer can apply to a circuit court judge for a warrant to remove firearms from a person who poses a substantial risk of injury to himself or others. If firearms are seized pursuant to the warrant, there will be a court hearing within 14 days from execution of the warrant to determine whether the firearms should be returned or retained by law-enforcement. Firearms may be retained for up to 180 days or, with court approval, may be transferred to a third party chosen by the person from whom they were seized. Persons who have been served with a warrant or who are the subject of an order are disqualified from having a concealed handgun permit or purchasing a firearm from a licensed dealer and may not be employed by a licensed firearms dealer. It will also be a crime for a person to transfer a firearm to a person whom he knows has been served with a warrant or who is the subject of an order.

Patron - Barker

[F]SB1433 Protective orders; assault and battery; penalty. Provides that a person who is the subject of a protective order who commits an assault and battery resulting in bodily injury on the person protected by the order is guilty of a Class 6 felony. Currently, the assault and battery must result in serious bodily injury in order for the offense to be punishable as a Class 6 felony.

Patron - Carrico

[F]SB1441 Transfer of firearms at gun shows; voluntary background check; penalties. Requires the Department of State Police to be available to perform background checks for non-dealer sales at gun shows if requested by a party involved in a transaction. The promoter of the firearms show shall furnish the Department of State Police sufficient facilities to perform the background checks. In order for the bill to become effective, the U.S. Department of Justice must approve the policies and procedures that the Department of State Police will use to implement the provisions of the bill.

Patron - Lucas

[F]SB1444 Driver's license; marijuana possession. Revises the existing provision that a person loses his driver's license for six months when convicted of or placed on deferred disposition for a drug offense to provide that the provision does not apply to simple possession of marijuana. The exception applies only to adults; juveniles will still be subject to license suspension.

Patron - Ebbin

Criminal Procedure

Passed

[P]HB1308 Right to privacy in electronic communications; confidential relationship; civil action. Doubles the amount of liquidated damages that may be recovered against a person who intercepts, discloses, or uses wire, electronic, or oral communications in violation of Virginia's wiretapping law if such communications are between (i) a husband and wife; (ii) an attorney and client; (iii) a licensed practitioner of the healing arts and patient; (iv) a licensed professional counselor,

licensed clinical social worker, licensed psychologist, or licensed marriage and family therapist and client; or (v) a clergy member and person seeking spiritual counsel or advice. The bill increases the allowable liquidated damages from \$400 a day for each day of violation or \$4,000, whichever is higher, to \$800 a day or \$8,000, whichever is higher.

Patron - Marshall, R.G.

[P]HB1408 Warrant requirement for certain telecommunications records; prohibition on collection by law enforcement. Provides that if an investigative or law-enforcement officer would be required to obtain a search warrant in order to obtain the contents of electronic communications or real-time location data from a provider of electronic communication service or remote computing service, the officer shall not use any device to intercept such communications or collect such real-time location data without first obtaining a search warrant authorizing the use of the device. This bill incorporates HB 1348.

Patron - Marshall, R.G.

[P]HB1506 Deferred and installment payments for fines, costs, etc.; posting. Requires that the guidelines for conditions of all deferred or installment payment agreements for the payment of court-ordered fines or other penalties be reduced to writing as well as posted in the clerk's office and on the court's website, if a website is available.

Patron - Hope

[P]HB1545 United States Postal Service; inspectors. Removes the word "Inspection" from references to the United States Postal Inspection Service in several criminal procedure sections. The United States Postal Service restructured its law-enforcement agencies in 1997 and currently has two federal law-enforcement agencies with jurisdiction to investigate Postal Service-related crimes. By removing the word "Inspection," both agencies are included in Code sections governing conservators of the peace, issuance of search warrants, and analysis of forensic evidence. This bill is identical to SB 685.

Patron - Fariss

[P]HB1578 DNA data bank; State Police to verify receipt of samples from persons on the Sex Offender and Crimes Against Minors Registry. Requires the Department of State Police to verify receipt of DNA samples by the Department of Forensic Science for persons required to register on the Sex Offender and Crimes Against Minors Registry. The bill also requires the State Police to obtain a DNA sample for such persons if one has not been received by the Department of Forensic Science.

Patron - Watts

[P]HB1882 Writ of actual innocence; bail hearings. Provides that when the Attorney General joins in a petition for a writ of actual innocence, the petitioner may move the circuit court that entered the felony conviction for a bail hearing.

Patron - Herring

[P]HB1927 Venue in criminal cases. Provides that if it cannot readily be determined where a crime was committed in the Commonwealth, venue for the prosecution of the crime may be had in any county or city (i) in which the defendant resides or (ii) in which the defendant is apprehended if he is a nonresident. The bill also provides that venue for offenses related to a homicide offense may be had in the same county or city as venue for the homicide offense. The bill further provides that venue for homicide offenses may be had in any county or city where any part of the victim's body is found.

Patron - Bell, Robert B.

HB1928 DNA analysis upon conviction of certain misdemeanors. The bill adds misdemeanor violations of §§ 16.1-253.2 (violation of a protective order), 18.2-60.3 (stalking), 18.2-60.4 (violation of a stalking protective order), 18.2-67.4:1 (infected sexual battery), 18.2-102 (unauthorized use of animal, aircraft, vehicle, or boat valued at less than \$200), 18.2-121 (entering property of another for purpose of damaging it), 18.2-387 (indecent exposure), 18.2-387.1 (obscene sexual display), and 18.2-479.1 (resisting arrest) to the list of offenses for which an adult convicted of such offense must have a sample of his blood, saliva, or tissue taken for DNA analysis. Under current law, a sample is taken for DNA analysis from adults convicted of only five misdemeanor sex offenses: (i) § 18.2-67.4 (sexual battery), (ii) § 18.2-67.4:2 (sexual abuse of a child 13 years of age or older but under 15), (iii) § 18.2-67.5 (attempted sexual battery), (iv) § 18.2-130 (peeping), or (v) § 18.2-370.6 (penetrating the mouth of a child under 13 with the tongue). The bill also increases the fee collected for the withdrawal of the DNA sample from \$25 to \$53. The provisions of the bill apply only to persons convicted on or after July 1, 2015. This bill is identical to SB 1187.

Patron - Bell, Robert B.

HB1946 Administrative subpoenas; electronic communication services; nondisclosure of subpoena. Adds the Attorney General to the section that gives attorneys for the Commonwealth the authority to issue administrative subpoenas to obtain certain records and other information from electronic communication service and remote computing service providers if relevant to a law-enforcement investigation of certain pornography, abduction, and prostitution crimes. The bill provides that the subpoena shall contain a provision ordering the service provider not to notify or disclose the existence of the subpoena to another person, other than an attorney to obtain legal advice, for a period of 30 days after the date on which the service provider responds to the subpoena if the attorney for the Commonwealth or Attorney General makes written certification there is reason to believe that the victim is under the age of 18, that the disclosure of the existence of the subpoena will endanger the life or physical safety of an individual, or lead to flight from prosecution, the destruction of or tampering with evidence, the intimidation of potential witnesses, or otherwise seriously jeopardize an investigation. This bill is identical to SB 919.

Patron - McClellan

HB2049 Preliminary hearing; certification of ancillary misdemeanor offenses. Provides that if, pursuant to a preliminary hearing, a district court certifies felony offenses to be tried in a circuit court, the court shall also certify any ancillary misdemeanor offense for trial in circuit court if the accused and the attorney for the Commonwealth consent to such certification.

Patron - Bell, Robert B.

HB2094 Limitation of prosecution for Building Code violations. Provides that prosecutions for Uniform State-wide Building Code violations relating to the maintenance of existing buildings or structures shall commence within one year of the issuance of a notice of violation for the offense by the building official. Under current law, such prosecutions shall commence within one year of the discovery of the offense by the building official.

Patron - Peace

HB2120 Admission to bail; strangulation. Adds strangulation where the alleged victim is a family or household member to the list of crimes charged for which there is a rebuttable presumption against admission to bail.

Patron - Cline

HB2125 Use of unmanned aircraft systems by public bodies; search warrant required. Replaces the moratorium on the use of unmanned aircraft systems by state and local law-enforcement and regulatory entities, except in defined emergency situations or in training exercises related to such situations, that will expire on July 1, 2015, with an absolute prohibition on the use of unmanned aircraft systems by such law-enforcement and regulatory entities unless a search warrant has been obtained prior to such use. The warrant requirement does not apply when such systems are utilized to support the Commonwealth for purposes other than law enforcement or to certain search and rescue operations, certain Virginia National Guard and U.S. Armed Forces functions, research and development conducted by institutions of higher education or other research organizations, or the use of unmanned aircraft systems for private, commercial, or recreational use. This bill incorporates HB 2077.

Patron - Cline

HB2206 Special conservators of the peace; training, orders of appointment, registration, etc. Makes various changes to the laws providing for the appointment of special conservators of the peace, including (i) requiring the Criminal Justice Services Board to adopt regulations establishing compulsory minimum training standards of 98 hours for unarmed special conservators of the peace and 130 hours for armed special conservators of the peace; (ii) specifying that the court retains jurisdiction over the special conservator of the peace's appointment order throughout the length of the appointment; (iii) providing that a copy of the application for appointment of a special conservator of the peace shall be transmitted to the local attorney for the Commonwealth and the local sheriff or chief of police, who may submit to the court a sworn, written statement regarding the appointment; (vi) providing a process for the revocation of a special conservator of the peace's appointment; (v) restricting the geographical limitations of a special conservator of the peace appointed to provide services for a corporate applicant to the real property where the applicant is located, or any real property contiguous to such property; (vi) providing that the appointment order may permit the special conservator of the peace to use the seal of the Commonwealth and the title "police" upon request for good cause shown; (vii) prohibiting the special conservator of the peace from using blue flashing lights, but providing that the appointment order may permit the use of flashing lights and sirens upon request and for good cause shown; (viii) requiring that the appointment order specify the geographical limitations of the special conservator of the peace's authority; (ix) requiring all applicants for temporary registration to submit the results of a background investigation to the Department of Criminal Justice Services (the Department); (x) prohibiting persons required to register with the Sex Offender and Crimes Against Minors Registry from being appointed as special conservators of the peace; (xi) requiring all persons seeking appointment or reappointment as a special conservator of the peace to register with the Department; and (xii) permitting localities to enter into mutual aid agreements with any entity employing special conservators of the peace that is located in such locality for the use of their joint forces and their equipment to maintain peace and good order. The bill provides that any existing special conservator of the peace has 24 months to comply with any new compulsory, minimum, entry-level training standards and requirements established following his appointment. This bill is identical to SB 1195.

Patron - Campbell

HB2298 Restitution; damage to Capitol Square or any building, monument, etc., in Capitol Square, or other facilities assigned to the Capitol Police. Requires payment of restitution to the Commonwealth for any damage to Capitol

Square or any building, monument, statuary, artwork, or other state property in Capitol Square, or other facility assigned to the Capitol Police, when a person is convicted of damaging such public buildings or convicted of participating in a riot, remaining at the place of a riot or unlawful assembly, or conspiracy or incitement to produce a riot during which such damage was caused. This bill is identical to SB 707.

Patron - Morefield

HB2329 Protective orders; compensation for required representation of respondents. Provides for the compensation of counsel or a guardian ad litem for the required representation of a respondent in a proceeding for the issuance of a protective order under Chapter 9.1 of Title 19.2 of the Code of Virginia. This bill is a recommendation of the Committee on District Courts. This bill is identical to SB 941.

Patron - Simon

HB2355 Real-time location data; search warrant. Provides that a search warrant for real-time location data shall be issued if the judge or magistrate issuing the warrant is satisfied that probable cause has been established that the real-time location data sought is relevant to a crime that is being committed or has been committed or that an arrest warrant exists for the person whose real-time location data is sought.

Patron - Loupassi

HB2369 Special conservators of the peace; order of appointment. Provides that a judge may revoke an order of appointment for a special conservator of the peace for good cause shown and after the special conservator of the peace has been given notice and an opportunity to be heard. Pending a hearing on revocation, the order may be temporarily suspended. The bill also provides that an appointment shall be eligible for suspension and revocation after a hearing if a special conservator of the peace is convicted of an offense for which he could not initially become registered as a special conservator of the peace.

Patron - Berg

HB2396 Surety on a bond; discharge from liability; magistrates. Allows a bail bondsman or his licensed bail enforcement agent to request the issuance of a *capias* for the arrest of his principal from a magistrate, which *capias* may be executed by the bondsman, his agent, or a law-enforcement officer. Currently, a bondsman can request the issuance of a *capias* only from the court or clerk thereof. The bill also provides that if a magistrate issues a *capias*, he shall transmit a copy of the *capias* to the court before which such principal's appearance is required by the close of business on the next day that the court is open.

Patron - Spruill

SB685 United States Postal Service; inspectors. Removes the word "Inspection" from references to the United States Postal Inspection Service in several criminal procedure sections. The United States Postal Service restructured its law-enforcement agencies in 1997 and currently has two federal law-enforcement agencies with jurisdiction to investigate Postal Service-related crimes. By removing the word "Inspection," both agencies are included in Code sections governing conservators of the peace, issuance of search warrants, and analysis of forensic evidence. This bill incorporates SB 1072 and is identical to HB 1545.

Patron - Favola

SB707 Restitution; damage to Capitol Square or any building, monument, etc., in Capitol Square. Requires payment of restitution to the Commonwealth for any damage to Capitol Square or any building, monument, statuary, art-

work, or other state property in Capitol Square, or any other property assigned to the Capitol Police, when a person is convicted of damaging such public buildings or convicted of participating in a riot, remaining at the place of a riot or unlawful assembly, or conspiracy or incitement to produce a riot during which such damage was caused. This bill is identical to HB 2298.

Patron - Carrico

SB709 Creation of unlawful images; venue. Provides that venue for prosecution of the crime of creating unlawful images of a nonconsenting person is the same as venue for the Computer Crimes Act. The bill also clarifies a venue provision in the Computer Crimes Act

Patron - Edwards

SB721 Seizure of property; inventory required. Requires the agency seizing property to, as soon as practicable, conduct an inventory of the seized property and provide a copy of such inventory to the property owner.

Patron - Marsden

SB794 Testimony of certain judicial personnel. Clarifies that certain persons who have the power to issue warrants are competent to testify in a criminal proceeding in which the defendant is charged with perjury.

Patron - Carrico

SB832 Taking blood samples pursuant to search warrant; qualified immunity. Provides that no cause of action shall lie in any court against any person authorized by law to withdraw blood pursuant to a search warrant issued in accordance with § 19.2-53 when that person is acting in accordance with such warrant, except in cases of negligence in the withdrawing of blood or willful misconduct.

Patron - Edwards

SB855 Capital cases; mental retardation. Requires that the results of an intelligence test given in the process of determining whether a capital case defendant is mentally retarded must be reported as a range of scores calculated by adding to and subtracting from the defendant's test score the standard error of measurement for such test.

Patron - Marsden

SB908 Expungement of police and court records; hearing. Provides that within 21 days after being served with a petition requesting expungement of police and court records, the attorney for the Commonwealth may give written notice to the court that he does not object to the petition and, if the charge to be expunged is a felony, that he stipulates that the continued dissemination of such records constitutes a manifest injustice to the petitioner. If such notice is given, the court may enter an order of expungement without conducting a hearing. This bill is a recommendation of the Virginia Criminal Justice Conference.

Patron - Stanley

SB915 Indecent liberties; venue. Provides that the venue provisions for taking indecent liberties with a child by a person in a custodial or supervisory relationship will be the same as those for the crime of taking indecent liberties with a child when there is no custodial or supervisory relationship.

Patron - Wexton

SB919 Administrative subpoenas; electronic communication services; nondisclosure of subpoena. Adds the Attorney General to the section that gives attorneys for the Commonwealth the authority to issue administrative subpoenas to obtain certain records and other information from elec-

tronic communication service and remote computing service providers if relevant to a law-enforcement investigation of certain pornography, abduction, and prostitution crimes. The bill provides that the subpoena shall contain a provision ordering the service provider not to notify or disclose the existence of the subpoena to another person, other than an attorney to obtain legal advice, for a period of 30 days after the date on which the service provider responds to the subpoena if the attorney for the Commonwealth or Attorney General makes written certification there is reason to believe that the victim is under the age of 18, that the disclosure of the existence of the subpoena will endanger the life or physical safety of an individual, or lead to flight from prosecution, the destruction of or tampering with evidence, the intimidation of potential witnesses, or otherwise seriously jeopardize an investigation. This bill is identical to HB 1946.

Patron - Wexton

SB941 Protective orders; compensation for required representation of respondents. Provides for the compensation of counsel or a guardian ad litem for the required representation of a respondent in a proceeding for the issuance of a protective order under Chapter 9.1 of Title 19.2. This bill is a recommendation of the Committee on District Courts. This bill is identical to HB 2329.

Patron - Stuart

SB961 Department of Juvenile Justice; access to criminal history record information. Adds the Department of Juvenile Justice (DJJ) to the list of entities authorized to receive information from the Virginia Criminal Information Network (VCIN). The bill specifies that DJJ may receive background checks from VCIN in order to complete predispositional and postdispositional reports required by law.

Patron - Marsden

SB1187 DNA analysis upon conviction of certain misdemeanors. The bill adds misdemeanor violations of §§ 16.1-253.2 (violation of a protective order), 18.2-60.3 (stalking), 18.2-60.4 (violation of a stalking protective order), 18.2-67.4:1 (infected sexual battery), 18.2-102 (unauthorized use of animal, aircraft, vehicle, or boat valued at less than \$200), 18.2-121 (entering property of another for purpose of damaging it), 18.2-387 (indecent exposure), 18.2-387.1 (obscene sexual display), and 18.2-479.1 (resisting arrest) to the list of offenses for which an adult convicted of such offense must have a sample of his blood, saliva, or tissue taken for DNA analysis. Under current law, a sample is taken for DNA analysis from adults convicted of only five misdemeanor sex offenses: (i) § 18.2-67.4 (sexual battery), (ii) § 18.2-67.4:2 (sexual abuse of a child 13 years of age or older but under 15), (iii) § 18.2-67.5 (attempted sexual battery), (iv) § 18.2-130 (peeping), or (v) § 18.2-370.6 (penetrating the mouth of a child under 13 with the tongue). The bill also increases the fee collected for the withdrawal of the DNA sample from \$25 to \$53. The provisions of the bill apply only to persons convicted on or after July 1, 2015. This bill is identical to HB 1928.

Patron - Obenshain

SB1195 Special conservators of the peace; training, orders of appointment, registration, etc. Makes various changes to the laws providing for the appointment of special conservators of the peace, including (i) requiring the Criminal Justice Services Board to adopt regulations establishing compulsory minimum training standards of 98 hours for unarmed special conservators of the peace and 130 hours for armed special conservators of the peace; (ii) specifying that the court retains jurisdiction over the special conservator of the peace's appointment order throughout the length of the appointment; (iii) providing that a copy of the application for appointment of

a special conservator of the peace shall be transmitted to the local attorney for the Commonwealth and the local sheriff or chief of police, who may submit to the court a sworn, written statement regarding the appointment; (vi) providing a process for the revocation of a special conservator of the peace's appointment; (v) restricting the geographical limitations of a special conservator of the peace appointed to provide services for a corporate applicant to the real property where the applicant is located, or any real property contiguous to such property; (vi) providing that the appointment order may permit the special conservator of the peace to use the seal of the Commonwealth and the title "police" upon request for good cause shown; (vii) prohibiting the special conservator of the peace from using blue flashing lights, but providing that the appointment order may permit the use of flashing lights and sirens upon request and for good cause shown; (viii) requiring that the appointment order specify the geographical limitations of the special conservator of the peace's authority; (ix) requiring all applicants for temporary registration to submit the results of a background investigation to the Department of Criminal Justice Services (the Department); (x) prohibiting persons required to register with the Sex Offender and Crimes Against Minors Registry from being appointed as special conservators of the peace; (xi) requiring all persons seeking appointment or reappointment as a special conservator of the peace to register with the Department; and (xii) permitting localities to enter into mutual aid agreements with any entity employing special conservators of the peace that is located in such locality for the use of their joint forces and their equipment to maintain peace and good order. The bill provides that any existing special conservator of the peace has 24 months to comply with any new compulsory, minimum, entry-level training standards and requirements established following his appointment. This bill is identical to HB 2206.

Patron - Normant

SB1241 Drugs forfeited to law enforcement; research and training. Amends the provision that allows seized drugs to be forfeited to a law-enforcement agency for research and training purposes pursuant to a court order to allow the law-enforcement agency to destroy such drugs when they are no longer needed for research and training purposes; under current law, drugs must be destroyed within 12 months of being obtained.

Patron - Reeves

SB1264 Law-enforcement access to involuntary admission and incapacity information. Provides that certain information related to persons adjudicated incapacitated or ordered to involuntary inpatient or outpatient treatment or to persons who were subject to a temporary detention order who agreed to voluntary admission may be disseminated to a full-time or part-time employee of a law-enforcement agency for purposes of the administration of criminal justice.

Patron - Deeds

SB1290 Venue in criminal cases. Provides that venue for the prosecution of a crime may be had in any county or city in which the defendant resides or is apprehended or in which any related offense was committed if the county or city where the offense is alleged to have occurred cannot be determined. The bill also provides that venue for offenses related to a homicide offense may be had in the same county or city as venue for the homicide offense. The bill further provides that venue for homicide offenses may be had in any county or city where any part of the victim's body is found.

Patron - Stuart

SB1301 Use of unmanned aircraft systems by public bodies; search warrant required. Replaces the morato-

rium on the use of unmanned aircraft systems by state and local law-enforcement and regulatory entities, except in defined emergency situations or in training exercises related to such situations, that will expire on July 1, 2015, with an absolute prohibition on the use of unmanned aircraft systems by such law-enforcement and regulatory entities unless a search warrant has been obtained prior to such use. The warrant requirement does not apply when such systems are utilized to support the Commonwealth for purposes other than law enforcement or to certain search and rescue operations, certain Virginia National Guard and U.S. Armed Forces functions, research and development conducted by institutions of higher education or other research organizations, or the use of unmanned aircraft systems for private, commercial, or recreational use.

Patron - McEachin

[P]SB1307 Search warrants; computers, networks, and other electronic devices. Clarifies that a search warrant that authorizes the lawful seizure of digital evidence from a computer, computer network, or other device containing electronic or digital information includes the search and seizure of the physical components and the electronic or digital information contained in such computer, computer network, or other device. The bill also provides that any search, including the search of any computer, computer network, or other device, may be conducted in any location and not just the location where the evidence was seized. The bill provides that its provisions are declaratory of existing law.

Patron - Wexton

[P]SB1411 Collection of court costs by DMV. Allows the Executive Secretary of the Supreme Court to enter into an agreement with the Commissioner of the Department of Motor Vehicles for the collection of court fines, costs, forfeitures, and penalties and court-ordered restitution at DMV customer service centers. The bill allows DMV to collect a \$2 processing fee to pay its processing costs. The Department of Motor Vehicles and the Office of the Executive Secretary shall annually submit a report on the progress of implementing the provisions of the bill.

Patron - Newman

Failed

[F]HB1274 Search of electronic device without warrant prohibited. Provides that no officer of the law or any other person shall search any cellular telephone, tablet computer, portable computer, desktop computer, or other electronic device containing or designed to contain electronic data or digital information except by virtue of and under a warrant issued by a proper officer.

Patron - Farrell

[F]HB1287 Forfeiture of property used in connection with the commission of crimes; conviction required. Requires that any action for the forfeiture of property used in connection with the commission of a crime be stayed until the person whose property is the subject of the forfeiture action has been convicted of the crime authorizing the forfeiture and has exhausted all appeals. The bill provides that property may be forfeited even though no final conviction order is entered if (i) the forfeiture is ordered by the court pursuant to a plea agreement or (ii) the owner of the property has not submitted a written demand for the return of the property within one year from the date the property was seized. This bill incorporates HB 1468.

Patron - Cole

[F]HB1348 Warrant requirement for certain telecommunications records; prohibition on collection by law enforcement. Provides that if an investigative or law-enforcement officer would be required to obtain a search warrant in order to obtain the contents of electronic communications or real-time location data from a provider of electronic communication service or remote computing service, the officer shall not use any device to intercept such communications or collect such real-time location data without first obtaining a search warrant authorizing the use of the device. This bill was incorporated into HB 1408.

Patron - Carr

[F]HB1349 Search of electronic device without warrant prohibited. Provides that no officer of the law or any other person shall search any cellular telephone, tablet computer, portable computer, desktop computer, or other electronic device containing or designed to contain electronic data or digital information except by virtue of and under a warrant issued by a proper officer.

Patron - Carr

[F]HB1418 Criminal injuries compensation; confidentiality. Exempts records, papers, transcripts, opinions, and reports involving Criminal Injuries Compensation Fund claims from disclosure to anyone other than the agents or representatives of the Virginia Workers' Compensation Commission and the claimant or the claimant's representative. The exemption does not apply to the amount of the award and nonidentifying information concerning the claimant or victim. The measure also requires that hearings on such claims be closed. An exemption from disclosure of such materials and a requirement for closed hearings currently exist only when the claimant or victim is a juvenile.

Patron - Ware

[F]HB1434 Competency and sanity evaluations; audiovisual recording. Provides that any evaluator evaluating a defendant's competency to stand trial or sanity shall, if practicable, make an audiovisual recording of any interview conducted with the defendant. The bill provides that the failure to make such a recording does not affect the admissibility of the evaluator's evidence, but the court may consider such failure in determining the weight given to such evidence.

Patron - O'Bannon

[F]HB1442 Expungement of police and court records; fees. Relieves a person who petitions for the expungement of police and court records related to a crime where the person was acquitted or the charge was otherwise dismissed from paying any fees or costs for filing such petition.

Patron - Spruill

[F]HB1468 Civil action for asset forfeiture. Creates a cause of action for a defendant who was deprived of property pursuant to asset forfeiture in cases in which there is an acquittal, dismissal of charges, nolle prosequi, or any other final disposition without a conviction. Under such circumstances, the locality or the Commonwealth shall be liable to the defendant for any damages resulting from the forfeiture of such property, plus reasonable attorney fees and costs. This bill was incorporated into HB 1287.

Patron - Marshall, R.G.

[F]HB1617 DNA analysis upon conviction of certain Class 1 misdemeanors. Requires every person convicted of certain offenses under Title 18.2 that are punishable as Class 1 misdemeanors to have a sample of his blood, saliva, or tissue taken for DNA analysis. The bill also requires such sample be taken from every juvenile convicted of or adjudicated delin-

quent of any of three misdemeanor sex offenses: (i) § 18.2-67.4 (sexual battery), (ii) subsection C of § 18.2-67.5 (attempt to commit sexual battery), and (iii) § 18.2-130 (peeping). Under current law, a sample is not taken for DNA analysis from juveniles convicted or adjudicated delinquent of any misdemeanor offenses and is taken from adults convicted of only five misdemeanor sex offenses: (a) § 18.2-67.4, (b) § 18.2-67.4:2 (sexual abuse of a child 13 years of age or older but under 15), (c) subsection C of § 18.2-67.5, (d) § 18.2-130, or (e) § 18.2-370.6 (penetrating the mouth of a child under 13 with the tongue). The provisions of the bill apply only to persons convicted or juveniles adjudicated delinquent on or after July 1, 2015. This bill was incorporated into HB 1928.

Patron - Toscano

HB1630 Problem-Solving Courts; established. Establishes the Problem-Solving Court Act (the Act). The bill allows the establishment of problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service, mental illness, or societal re-entry. The bill establishes a state problem-solving court docket advisory committee and requires localities intending to establish such courts to establish local advisory committees. The Supreme Court of Virginia is given administrative oversight for the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (§ 18.2-254.1).

Patron - Lingamfelter

HB1720 Capital cases; mental retardation. Requires that the results of an intelligence test given in the process of determining whether a capital case defendant is mentally retarded must be reported as a range of scores calculated by adding to and subtracting from the defendant's test score the standard error of measurement for such test.

Patron - Hope

HB1749 Expungement of protective orders. Provides that a person against whom a protective order has been issued may petition to have police and court records relating to the protective order expunged if the order is subsequently dissolved by the issuing court.

Patron - Ransone

HB1759 Arrest without warrant; procedures. Allows the magistrate or other issuing authority to examine the investigating or charging officer rather than the arresting officer in determining whether an arrest warrant or summons should be issued for a person who was arrested without a warrant.

Patron - James

HB1770 Expungement of protective orders. Provides that a person against whom a protective order has been issued may petition to have police and court records relating to the protective order expunged if the order is subsequently dissolved by the issuing court.

Patron - Loupassi

HB1779 Civil commitment proceedings; fees and compensation. Increases from \$25 to \$75 the fee paid to court-appointed counsel representing a person in a civil commitment proceeding under Title 19.2 of the Code of Virginia. The bill also provides that court-appointed counsel representing a person acquitted of a felony by reason of insanity in a hearing to assess the need for inpatient hospitalization shall be paid a fee not to exceed \$445. This bill is a recommendation of the Judicial Council of Virginia.

Patron - Leftwich

HB1863 Compensation of court-appointed counsel; waivers. Allows court-appointed counsel for parents in child welfare cases to submit a waiver application for additional compensation.

Patron - Rasoul

HB1943 Recording custodial interrogations. Provides that any law-enforcement officer shall, if practicable, make an audiovisual recording of any custodial interrogation of a person conducted in a place of detention. The bill provides that the failure to make such a recording does not affect the admissibility of statements made during the custodial interrogation, but the court shall consider or shall instruct the jury to consider such failure in determining the weight given to such evidence. The bill also requires the Department of Criminal Justice Services to establish, publish, and disseminate a model policy or guideline for law-enforcement personnel for the recording of custodial interrogations.

Patron - McClellan

HB1944 Court-appointed counsel; determination of indigency. Revises the method for determining whether an accused is indigent and thus eligible for court-appointed counsel in criminal cases. The bill also sets out how to calculate an accused's total financial resources.

Patron - McClellan

HB1972 Presentence reports; costs of alternative sanctions. Requires that any presentence report prepared as part of any presentence investigation conducted after a defendant has been convicted of a felony shall include an estimate of the operating costs associated with the imprisonment of the defendant in a state adult correctional facility as well as any alternative sanctions available to the sentencing court. The bill also requires the Virginia Criminal Sentencing Commission to include in its database of information regarding sentencing practices in felony cases the estimated operating cost of every sentence imposed by each circuit court judge.

Patron - Preston

HB1974 Expungement of police and court records in district court. Provides that if a person is charged with a misdemeanor criminal offense and is acquitted, or if the charge is dismissed with prejudice, he may immediately, upon the acquittal or dismissal, orally request expungement of the police and court records relating to the charge. The person shall be assessed \$100 in court costs and the court shall order the expungement, or deny it, on the same grounds as apply in a circuit court.

Patron - Preston

HB1979 Procedure upon arrest for certain drug offenses; Prescription Monitoring Program. Provides that when an officer arrests a person for a drug offense involving a controlled substance, where the dispensing of such substance is required to be reported to the Prescription Monitoring Program, the officer shall cause to be requested from the Program information regarding the identity of the prescriber, if available, unless the officer already knows the identity of the prescriber. The bill also provides that the officer shall cause the prescriber to be notified of the arrest, unless such notification would jeopardize an ongoing criminal investigation.

Patron - Ramadan

HB1991 Forfeiture of property used in connection with the commission of crimes; conviction required; owner retains possession. Requires that any action for the forfeiture of property used in connection with the commission of a crime be stayed until the person whose property is the subject of the forfeiture action has been convicted of the crime and has

exhausted all appeals. The bill also provides that no property shall be seized until after a final judgment of conviction has been entered and all appeals have been exhausted.

Patron - Morrissey

HB2077 Limitations on use of drone aircraft; penalties. Creates a Class 1 misdemeanor for the operation, manufacture, sale, or distribution of an unmanned aircraft system (drone) as a weapon or to deliver a weapon. The bill provides that no governmental agency or organization having jurisdiction over criminal or regulatory violations, including the Department of State Police, nor any local law-enforcement department, may procure a public unmanned aircraft system (drone aircraft) without the approval of the General Assembly or the local governing body, respectively. The bill requires a warrant for governmental use of such an aircraft. Law-enforcement officers and other public officials may operate a public unmanned aircraft system and disclose personal information from such operation under certain emergency situations without a warrant. The bill also provides that it is not unlawful for a public institution of higher education or other research organizations and institutions to operate a drone aircraft solely for research and development purposes. The bill contains extensive procedural guarantees against the release of personal information and establishes reporting requirements by agencies and courts with respect to use of and data collected by such aircraft. This bill was incorporated into HB 2125.

Patron - Gilbert

HB2087 Compensation of court-appointed counsel; waivers. Allows court-appointed counsel for parents in child welfare cases to submit a waiver application for additional compensation of \$120 in district court and \$158 for cases appealed to the circuit court.

Patron - Keam

HB2144 Detention and removal of a citizen from the Commonwealth by the federal government. Provides that the Secretary of Public Safety shall request from the U.S. Secretary of Defense that, when an agency of the federal government detains any citizen pursuant to 50 U.S.C. § 1541 as provided by the National Defense Authorization Act for Fiscal Year 2012 (P.L. 112-81, § 1021 [providing for detention of any person "who planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored those responsible for those attacks" or "who was a part of or substantially supported al-Qaeda, the Taliban, or associated forces that are engaged in hostilities against the United States or its coalition partners, including any person who has committed a belligerent act or has directly supported such hostilities in aid of such enemy forces"]), the U.S. Secretary of Defense shall provide notification within 24 hours of the detention to both the Secretary of Public Safety and the chief law-enforcement officer of the locality in which the citizen is detained and that the U.S. Secretary of Defense or his designee shall seek authorization from the chief law-enforcement officer of the locality in which the citizen is detained prior to removal of the citizen from the locality. The bill also provides that if the federal agency detaining any citizen pursuant to the National Defense Authorization Act fails to comply with either such request, funds appropriated for implementation or continuation of memoranda of understanding entered into by cabinet secretaries shall be contingent upon authorization by an act of the General Assembly in a subsequent year. Finally, the bill authorizes the Governor to terminate any memorandum of understanding for noncompliance.

Patron - Cline

HB2154 Plea required for issuance of a writ of actual innocence. Provides that a convicted person may peti-

tion for a writ of actual innocence regardless of the type of plea he entered at trial. Under current law, a person may petition for a writ based on nonbiological evidence if he entered a plea of not guilty; a person may petition for a writ based on biological evidence if he (i) entered a plea of not guilty, (ii) is convicted of murder, or (iii) is convicted of a felony for which the maximum punishment is imprisonment for life.

Patron - Herring

SB680 Magistrates; appointment and supervision. Reinstates supervisory control over the magistrate system with the chief circuit court judge and the Committee on District Courts and abolishes magisterial regions. In 2008, appointment of and supervisory authority over magistrates was transferred to the Executive Secretary of the Virginia Supreme Court with a provision for consultation with the chief judges of the circuit courts in the region where the appointment is made.

Patron - Carrico

SB684 Forfeiture of property used in connection with the commission of crimes; conviction required. Requires that any action for the forfeiture of property used in connection with the commission of a crime be stayed until the person whose property is the subject of the forfeiture action has been convicted of the crime and has exhausted all appeals.

Patron - Carrico

SB725 Arrest without warrant; procedures. Allows the magistrate or other issuing authority to examine the investigating or charging officer rather than the arresting officer in determining whether an arrest warrant or summons should be issued for a person who was arrested without a warrant.

Patron - Lucas

SB730 Juvenile offenders; sentence modification. Provides a mechanism for a person convicted of a nonhomicide offense committed on or after January 1, 1995, while the person was a juvenile, and who is sentenced to life or a term of confinement that would be completed after his 60th birthday, to petition for a modification of sentence at age 35 or after serving 20 years of the sentence, whichever occurs later.

Patron - Marsden

SB903 Problem-Solving Dockets; established. Establishes the Problem-Solving Docket Act (the Act). The bill allows the establishment of problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service, mental illness, or societal re-entry. The bill establishes a state problem-solving docket advisory committee and requires localities intending to establish such dockets to establish local advisory committees. The Supreme Court of Virginia is given administrative oversight for the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (§ 18.2-254.1).

Patron - Puller

SB1028 Compensation of court-appointed counsel; waivers. Allows court-appointed counsel for parents in child welfare cases to submit a waiver application for additional compensation of \$120 in district court and \$158 for cases appealed to the circuit court. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Marsden

SB1053 Civil commitment proceedings; fees and compensation. Increases from \$25 to \$75 the fee paid to court-appointed counsel representing a person in a civil commitment proceeding under Title 19.2 of the Code of Virginia. The bill

also provides that court-appointed counsel representing a person acquitted of a felony by reason of insanity in a hearing to assess the need for inpatient hospitalization shall be paid a fee not to exceed \$445. This bill is a recommendation of the Judicial Council of Virginia. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - McDougle

[F]SB1072 United States Postal Service; inspectors. Removes the word "Inspection" from references to the United States Postal Inspection Service in several criminal procedure sections. The United States Postal Service restructured its law-enforcement agencies in 1997 and currently has two federal law-enforcement agencies with jurisdiction to investigate Postal Service-related crimes. By removing the word "Inspection," both agencies are included in Code sections governing conservators of the peace, issuance of search warrants, and analysis of forensic evidence. This bill was incorporated into SB 685.

Patron - McDougle

[F]SB1110 Search of electronic device without warrant prohibited. Provides that no officer of the law or any other person shall search any cellular telephone, tablet computer, portable computer, desktop computer, or other electronic device containing or designed to contain electronic data or digital information except by virtue of and under a warrant issued by a proper officer.

Patron - Barker

[F]SB1189 Obtaining records concerning electronic communication service or remote computing service; authentication of contents of communications. Provides that, in obtaining contents of electronic communications, a provider of electronic communication service or remote computing service may verify the authenticity of those records by providing an affidavit from the custodian of those records, or from a person to whom such custodian reports, certifying in good faith that they are true and complete and prepared in the regular course of business. When so authenticated they are admissible in evidence as a business record exemption to the hearsay rule. The good faith provision will also apply to the existing provision on verifying the authenticity of written reports or records obtained from a provider of electronic communication service or remote computing service.

Patron - Lewis

[F]SB1253 Statute of limitations; sexual crimes against minors. Extends the statute of limitations to one year after the victim reaches 18 years of age for misdemeanor violations of the following crimes: carnal knowledge by employee of bail bond company, sexual battery, infected sexual battery, sexual abuse of a child age 13 or 14 by an adult, attempted sexual battery, and tongue penetration by adult of mouth of child under age 13. Under existing law, there is a one-year statute of limitations on most misdemeanors.

Patron - Deeds

[F]SB1296 Death sentence; requirements for imposition. Provides that if a person is convicted of an offense for which the death penalty may be imposed, a sentence of death shall not be imposed unless the Commonwealth presents the court or jury with (i) biological evidence or DNA evidence that connects the defendant to the offense, (ii) a videographic image of a voluntary interrogation and confession of the defendant to the offense, or (iii) a videographic image that conclusively connects the defendant to the offense.

Patron - McEachin

[F]SB1298 Incompetent defendants; capital murder. Provides that when an incompetent defendant is charged with capital murder and has been determined to be unrestorably incompetent, the court may order that the defendant receive medically appropriate treatment rather than treatment designed to restore competency and that hearings will be held upon the request of the defendant or his counsel at yearly intervals for five years and biennially thereafter. Under current law, hearings are held every six months.

Patron - Ebbin

[F]SB1344 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]HB1397 Divorce; evidence by affidavit. Provides that if a party has filed for divorce on fault grounds and moves pursuant to § 20-121.02 for a divorce on no-fault grounds without amending the pleadings, the party may submit to the court an affidavit in support of such no-fault grounds. The bill also clarifies that in order to file a divorce or annulment action in the Commonwealth, at least one of the parties to the action must have been for at least six months preceding the filing of the action an actual bona fide resident and domiciliary of the Commonwealth. This bill is a recommendation of the Boyd-Graves Conference.

Patron - Leftwich

[P]HB1469 Marriage certificates; names of parties. Provides that the parties to a marriage shall be able to designate themselves on the application for marriage license as spouse, bride, or groom. The bill also requires the clerk of court to retain one copy of a completed marriage certificate and provide the other copy to the State Registrar of Vital Records.

Patron - Albo

[P]HB1601 Uniform Interstate Family Support Act. Amends the Uniform Interstate Family Support Act (UIFSA) to comply with amendments to the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance that were adopted in 2008. The amendments modify the current version of UIFSA's international provisions to comport with the obligations of the United States under the 2007 Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance. The bill contains an emergency clause.

Patron - Watts

[P]HB1951 Child support; proportionate share of health insurance premiums. Provides that only the proportionate share of a health insurance premium for a child who is the subject of a support order shall be added to the child support obligation. The bill provides that the cost per person is determined by subtracting the cost of individual coverage for the policy holder from the total cost of the coverage, and dividing the remainder by the number of remaining covered persons.

Patron - McClellan

HB2383 Child support for disabled child over the age of 18. Provides that a court may order child support for any child over the age of 18 who is severely and permanently mentally or physically disabled if such disability existed prior to the child reaching the age of 18 or the age of 19 if the child was a full-time high school student, not self-supporting, and was living in the home of the parent seeking child support. Current requirements that the child also be unable to live independently, unable to support himself, and reside in the home of the parent seeking child support remain unchanged. The bill also provides that an individual who was denied such support prior to July 1, 2015 is eligible to petition the court for support for a disabled child. This bill is identical to SB 923.

Patron - Byron

Failed

HB1288 Same-sex marriages; civil unions. Repeals the statutory prohibitions on same-sex marriages and civil unions or other arrangements between persons of the same sex purporting to bestow the privileges and obligations of marriage. The bill does not affect the prohibition on these relationships contained in Article I, Section 15-A of the Constitution of Virginia.

Patron - Simon

HB1289 Same-sex marriages; civil unions. Repeals the statutory prohibitions on same-sex marriages and civil unions or other arrangements between persons of the same sex purporting to bestow the privileges and obligations of marriage. The bill does not affect the prohibition on these relationships contained in Article I, Section 15-A of the Constitution of Virginia.

Patron - Surovell

HB2034 Temporary delegation of parental or legal custodial powers; child-placing agency. Allows a parent or legal custodian of a minor to delegate to another person by a properly executed power of attorney any powers regarding care, custody, or property of the minor for a period not exceeding one year. The bill also exempts from the requirement to obtain a license as a child-placing agency a private, nonprofit organization that does not accept public funds and that assists parents with the process of delegating parental and legal custody of their children, including assistance with identifying appropriate placements for their children, or that provides services and resources to support parents and legal guardians to whom custody has been transferred pursuant to a temporary delegation of parental or legal custodial powers.

Patron - Byron

HB2105 Denial of spousal support to spouses convicted of certain violations. Provides that a court shall not award spousal support to a spouse if such spouse was convicted of any violation of Article 4 (Assaults and Bodily Woundings) or Article 7 (Criminal Sexual Assault) of Chapter 4 of Article 18.2 of the Code of Virginia, provided that (i) such violation was against the spouse from whom support is being sought and (ii) the conviction occurred within the five-year period immediately preceding the filing of the petition for divorce or at any time thereafter, unless the spouse seeking support proves by a preponderance of the evidence that a denial of support would be unconscionable.

Patron - Peace

SB682 Same-sex marriages; civil unions. Repeals the statutory prohibitions on same-sex marriages and civil unions or other arrangements between persons of the same sex

purporting to bestow the privileges and obligations of marriage. The prohibition on these relationships contained in Article I, Section 15-A of the Constitution of Virginia is unaffected by this bill.

Patron - Ebbin

SB957 Child support for disabled child over the age of 18 (Conner's Law). Provides that a court may order child support for any child over the age of 18 who is severely and permanently mentally or physically disabled if such disability existed prior to the child reaching the age of 18 or the age of 19 if the child was a full-time high school student, not self-supporting, and was living in the home of the parent seeking child support. Current requirements that the child also be unable to live independently, unable to support himself, and reside in the home of the parent seeking child support remain unchanged. This bill was incorporated into SB 923.

Patron - Favola

SB1180 Custody and visitation agreements; best interests of the child. Requires the court to consider any history of abuse of persons other than family members when determining the best interests of the child for the purposes of custody and visitation arrangements. The bill removes the requirement that in order for a court, on the basis of certain offenses, to enjoin a parent from filing a custody or visitation petition, the victim of the offense must have been his child, a child with whom he resided at the time, or the other parent of the child.

Patron - Ebbin

SB1318 Application of foreign law in Virginia courts; domestic relations. Provides that if a court, administrative agency, arbitrator, mediator, or other adjudicative or enforcement authority in a domestic relations matter bases its ruling or decision on the application of foreign law, and such ruling or decision violates an individual's fundamental constitutional rights, then such decision is void as violative of the public policy of the Commonwealth. The bill also provides that a provision in a contract or other agreement at issue in a domestic relations matter requiring the application of foreign law or requiring that disputes be decided in a foreign forum or venue is unenforceable if the enforcement of such provision would violate an individual's fundamental constitutional rights unless such individual voluntarily agreed to limit or waive such rights.

Patron - Martin

Drainage, Soil Conservation, Sanitation and Public Facilities Districts

Failed

SB1292 Sanitary districts; boat ramps, shoreline management, and dredging. Authorizes a county governing board to construct and operate boat ramps and facilities systems, beach and shoreline management and restoration systems, and creek and river dredging systems within a county sanitary district. The bill also authorizes the governing board to charge the owner of each parcel of real property a flat fee for a shoreline management or dredging system. The bill contains an emergency clause.

Patron - Stuart

Education

Passed

HB324 Virginia Virtual School established. Establishes the Board of the Virginia Virtual School as a policy agency in the executive branch of state government for the purpose of governing the full-time virtual school programs offered to students enrolled in the Virginia Virtual School. The Secretary of Education is responsible for such agency. The 13-member Board is given operational control of the School and assigned powers and duties. The bill requires the School to be open to any school-age person in the Commonwealth and provide an educational program meeting the Standards of Quality for grades kindergarten through 12. The bill requires the average state share of Standards of Quality per pupil funding for each enrolled student to be transferred to the School. The bill has a delayed effective date of July 1, 2016 and will only become effective if reenacted by the 2016 Session of the General Assembly.

Patron - Bell, Richard P.

HB1303 Department of Education; release of Standards of Learning assessments. Requires the Department of Education to make available to school divisions Standards of Learning assessments typically administered by the middle and high schools by December 1 of the school year in which such assessments are to be administered or when newly developed assessments are available, whichever is later. This bill is identical to SB 900.

Patron - Farrell

HB1307 Public elementary and secondary schools; student identification numbers. Prohibits the Department of Education (the Department) and each local school board from requiring any student enrolled in a public elementary or secondary school or receiving home instruction, or his parent, to provide the student's federal social security number. The bill requires the Department to instead develop a system of unique student identification numbers and requires each local school board to assign such a number to each student enrolled in a public elementary or secondary school. Under current law, every student is required to present a federal social security number within 90 days of his enrollment; if a student is ineligible to obtain a social security number or his parent is unwilling to present a social security number, the superintendent may assign another identifying number or waive the requirement. The bill has a delayed effective date of August 1, 2015. This bill is identical to SB 1293.

Patron - Landes

HB1320 Teacher licensure renewal; college credit. Prohibits the Board from requiring teachers seeking licensure renewal to satisfy any renewal requirements by completing coursework and earning credit at an institution of higher education.

Patron - Farrell

HB1334 Students' personally identifiable information. Requires the Department of Education to develop and make publicly available on its website policies to ensure state and local compliance with the federal Family Educational Rights and Privacy Act (FERPA) and state law applicable to students' personally identifiable information, including policies for (i) access to students' personally identifiable information and (ii) the approval of requests for student data from public and private entities and individuals for the purpose of research.

The bill requires the Department and each local school division to notify the parent of any student whose personally identifiable information contained in electronic records could reasonably be assumed to have been disclosed in violation of FERPA or state law applicable to such information, except as otherwise provided in certain other provisions of law. Such notification shall include the (a) date, estimated date, or date range of the disclosure; (b) type of information that was or is reasonably believed to have been disclosed; and (c) remedial measures taken or planned in response to the disclosure.

Patron - Landes

HB1338 Electronic textbooks; School Performance Report Card; instructional costs. Requires the Department of Education, for the purpose of including in the annual School Performance Report Card for school divisions the percentage of each school division's operating budget allocated to instructional costs, to allocate to instructional costs each school division's expenditures on the hardware necessary to support electronic textbooks.

Patron - Farrell

HB1351 Diploma seals; biliteracy. Requires the Board of Education to establish, in time to apply to high school seniors graduating in 2016, criteria for awarding a diploma seal of biliteracy to any student who demonstrates proficiency in English and at least one other language. The bill requires the Board to consider criteria including the student's (i) score on a College Board Advanced Placement foreign language examination, (ii) score on an SAT II Subject Test in a foreign language, (iii) proficiency level on an ACTFL Assessment of Performance toward Proficiency in Languages (AAPPL) measure or another nationally or internationally recognized language proficiency test, or (iv) cumulative grade point average in a sequence of foreign language courses approved by the Board. This bill is identical to SB 916.

Patron - Ramadan

HB1419 Standards of Learning. Requires the Department of Education to develop processes for informing school divisions of changes in the Standards of Learning.

Patron - Head

HB1443 Use of seclusion and restraint in public schools; Board of Education regulations. Requires the Board of Education to adopt regulations on the use of seclusion and restraint in public elementary and secondary schools in the Commonwealth. The bill requires that such regulations be consistent with certain existing guidance documents; include definitions of terms, criteria for use, restrictions on use, training requirements, notification requirements, reporting requirements, and follow-up requirements; and address distinctions between certain student populations. The bill is a recommendation of the Virginia Commission on Youth. This bill is identical to SB 782.

Patron - Bell, Richard P.

HB1484 School budgets. Conforms the county budget preparation and approval process to that of municipalities. This bill is identical to SB 842.

Patron - Tyler

HB1490 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test, with the exception of the writing Standards of Learning tests, to each student regardless of grade level or course. This bill is identical to SB 874.

Patron - Habeeb

HB1612 School service providers; student personal information. Requires each entity that, pursuant to a contract with a local school division, operates a website, mobile application, or online service that (i) is designed and marketed solely for use in elementary or secondary schools, (ii) is used at the direction of teachers or other employees at elementary or secondary schools, and (iii) collects and maintains, uses, or shares information that identifies an individual student or is linked to information that identifies an individual student to maintain certain protections for such information, including transparency, privacy policies, information security programs, and access to an individual student's personal information by the student and his parents.

Patron - Greason

HB1615 Standards of Learning; integrated assessments. Permits the end-of-course and end-of-grade Standards of Learning assessments prescribed by the Board of Education to be integrated to include multiple subject areas.

Patron - Greason

HB1616 Career and technical education; alignment with national certification requirements. Requires each sequence of courses constituting a career and technical education program to be aligned with national certification requirements, if any, unless such program is offered by industry in cooperation with a local school board.

Patron - Greason

HB1626 Students receiving home instruction; 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 consecutive academic years; (iii) is in compliance with immunization requirements; (iv) is entitled to free tuition in a public school; (v) has not reached the age of 19 by August 1 of the current academic year; (vi) is an amateur who receives no compensation but participates solely for the educational, physical, mental, and social benefits of the activity; (vii) complies with all disciplinary rules and is subject to all codes of conduct applicable to all public high school athletes; and (viii) complies with all other rules governing awards, all-star games, maximum consecutive semesters of high school enrollment, parental consents, physical examinations, and transfers applicable to all high school athletes. The bill provides that no local school board is required to permit students receiving home instruction in interscholastic programs. The bill has an expiration date of July 1, 2020.

Patron - Bell, Robert B.

HB1672 School Performance Report Card; A-F school grading system. Requires the Board of Education, in consultation with the Standards of Learning Innovation Committee and no later than July 1, 2016, to redesign the School Performance Report Card so that it is more effective in communicating to parents and the public the status and achievements of the public schools and local school divisions in the Commonwealth. The bill requires the Board to provide notice and solicit public comment and summarize the redesigned Report Card in advance of July 1, 2016. The bill also repeals the A-F school grading system created in the 2013 Session and amended in the 2014 Session. This bill is identical to SB 727.

Patron - Greason

HB1674 School accreditation frequency. Provides that the Board of Education may review the accreditation status of a public school once every three years if the school has been fully accredited for three consecutive years. At the end of the three year period, the Board shall review the accreditation sta-

tus of the school and may accredit the school for another three years if the school met accreditation requirements for all three years. The bill requires the Board to review the accreditation status of any school that (i) would have failed to achieve full accreditation in one of the year of the three-year period or (ii) any school that has had a significant boundary adjustment. The bill requires Standards of Learning assessments scores to continue to be reported on the School Performance Report Card annually, regardless of accreditation frequency.

Patron - Greason

HB1675 Graduation requirements; local alternative paths to standard units of credit. Requires the Board of Education, in establishing course and credit requirements for a high school diploma, to permit local school divisions to waive the requirement for students to receive 140 clock hours of instruction to earn a standard unit of credit upon providing the Board with satisfactory proof, based on Board guidelines, that the students for whom such requirements are waived have learned the content and skills included in the relevant Standards of Learning. This bill is identical to SB 982.

Patron - Greason

HB1676 Dual enrollment; career and technical education. Permits each local school board to enter into agreements for postsecondary credential, certification, or license attainment with community colleges or other public institutions of higher education or educational institutions established pursuant to Title 23 of the Code of Virginia that offer a career and technical education curriculum. The bill requires such agreements to specify (i) the options for students to take courses as part of the career and technical education curriculum that lead to an industry-recognized credential, certification, or license concurrent with a high school diploma and (ii) the credentials, certifications, or licenses available for such courses.

Patron - Byron

HB1679 Information on services for students identified as hearing impaired or visually impaired; school division website posting. Requires each local school board to (i) annually post on the school division's website information describing the educational and other services available through the Virginia School for the Deaf and the Blind, the Department for the Deaf and Hard-of-Hearing, and the Department for the Blind and Vision Impaired to students who are identified as hearing impaired or visually impaired, (ii) inform parents of its availability, and (iii) ensure that packets of such information are available in an accessible format for review by parents who do not have Internet access. Current law requires distribution of physical copies of such information.

Patron - Bell, Richard P.

HB1698 Student questionnaires and surveys; parental notification and consent. Requires each school board, in any case in a questionnaire or survey requesting that students provide sexual information, mental health information, medical information, information on student health risk behaviors, other information on controlled substance use, or any other information that the school board deems to be sensitive in nature is to be administered, to give the parent 30 days' written notice of the nature and types of questions, the purposes and age-appropriateness of the questionnaire or survey, how such information will be used, who will have access to such information, the steps that will be taken to protect student privacy, and whether and how any findings or results will be disclosed. The bill provides that in cases in which a survey is requested by a state agency or is required by state law the relevant state agency will provide the information to be included in the notice. The bill gives the parent the right to request that an

advance copy of the questionnaire or survey be sent to him, to review the document in person at the school, and to exempt his child from participation. Under current law, (i) such written notice only applies to surveys or questionnaires on sexual information and information on student health risk behaviors, (ii) the detailed contents of the notice only apply to information on student health risk behaviors, and (iii) the parent has the right to review questionnaires and surveys but no right to request that a copy be sent to him.

Patron - Wilt

HB1714 Third grade through eighth grade Standards of Learning assessments; science. Permits the Board of Education to require each student to take a Standards of Learning assessment in science after the student receives instruction in the grade six science, life science, and physical science Standards of Learning and before the student completes grade eight. Current law permits the Board to require each student to take this Standards of Learning assessment in grade eight.

Patron - LeMunyon

HB1752 Board of Education; Common Core State Standards. Prohibits the Board of Education from replacing the educational objectives known as the Standards of Learning with Common Core State Standards without the prior statutory approval of the General Assembly but permits the Board to continue or create an educational standard or assessment that is coincidentally included in the standards referred to as the Common Core State Standards.

Patron - LaRock

HB1754 Children receiving home instruction; educational growth and progress; certain test scores. Permits any parent who elects to provide home instruction for his child to submit a score on the ACT, SAT, or PSAT test that is equivalent to the fourth stanine on any nationally normed standardized achievement test as evidence that the child is achieving an adequate level of educational growth and progress. This bill is identical to SB 1403.

Patron - LaRock

HB1873 Public schools; accreditation ratings. Directs the Board of Education to promulgate regulations establishing additional accreditation ratings that recognize the progress of schools that do not meet accreditation benchmarks but have significantly improved their pass rates, are within specified ranges of benchmarks, or have demonstrated significant growth for the majority of their students and to implement such regulations by the 2016-2017 school year. This bill is identical to SB 1320.

Patron - Krupicka

HB1952 Transfer and sale of school buses between local school divisions. Permits any local school board, notwithstanding any regulation to the contrary, to sell or transfer any of its school buses to another school division or purchase a used school bus from another school division or a school bus dealer as long as the school bus (i) conforms to the specifications relating to construction and design effective in the Commonwealth on the date of manufacture; (ii) has a valid Department of State Police inspection; and (iii) has not reached the end of its useful life according to the school bus replacement schedule utilized by the Department of Education as required by the general appropriation act.

Patron - Poindexter

HB2020 Licensed local school board instructional or administrative employees; service retirement allowance. Extends from July 1, 2015, to July 1, 2020, the sunset date for

provisions (i) requiring school boards, division superintendents, if so requested, and the Superintendent of Public Instruction to annually identify and report critical shortages of teachers and administrative personnel and (ii) permitting any person receiving a service retirement allowance who is hired as a local school board instructional or administrative employee required to be licensed by the Board of Education to elect to continue to receive the retirement allowance during such employment under certain conditions.

Patron - BaCote

HB2137 Teacher licensure; career and technical education endorsement. Permits the Board of Education, upon request of the employing school division or educational agency, to issue a provisional license to a teacher seeking an initial license in the Commonwealth who has not attained an industry certification credential in the area in which the teacher seeks endorsement to allow time for the teacher to attain such required credential.

Patron - Yancey

HB2169 Board of Education; annual report on the condition and needs of public education in the Commonwealth. Changes from November 15 to December 1 the date by which the Board of Education is required to submit to the Governor and the General Assembly a report on the condition and needs of public education in the Commonwealth and identify any school divisions and schools that have failed to meet the existing prescribed standards of quality.

Patron - Hester

HB2216 Epinephrine; possession and administration in private schools. Requires the Board of Education to adopt regulations for the possession and administration of epinephrine in private schools for students with disabilities. The bill authorizes employees of licensed private schools for students with disabilities and accredited private schools to possess and administer epinephrine to a student believed in good faith to be having an anaphylactic reaction and provides liability protection for such employees.

Patron - Greason

HB2245 School board clerks; electronic maintenance of records. Permits the clerk of each school board to keep volumes of meeting minutes and receipt and disbursement records, vouchers, contracts, and other official papers electronically. This bill is identical to SB 1339.

Patron - Head

HB2276 Standard diploma; career and technical education credential; exemption. Permits a student to receive satisfactory competency-based instruction to satisfy the standard diploma requirements in lieu of achieving a career and technical education credential when such credential in a particular subject area is not readily available or appropriate or does not adequately measure student competency.

Patron - Orrock

HB2318 High school graduation rate formula; Standards of Accreditation; exclusions. Requires the Board of Education to report high school graduation rates that excludes any student who fails to graduate because he is in the custody of the Department of Corrections, the Department of Juvenile Justice or local law enforcement. The Board will use this graduation rate for the purposes of the Standards of Accreditation. The Board will continue to report graduation dates including such students. Such provisions have a delayed effective date of July 1, 2016. The bill also requires the Board to report to the chairmen of the House Committee on Education and the Senate Committee on Education and Health on the

Board's progress towards updating its formula for collecting, analyzing, and reporting high school graduation and dropout data no later than December 1, 2015.

Patron - Orrock

[P]HB2350 Department of Education; student data security. Directs the Department of Education (the Department), in collaboration with the Virginia Information Technologies Agency, to develop a model data security plan that may be used by school divisions to implement policies and procedures related to the protection of student data and data systems. The Department would also be required to designate a chief data security officer to assist local school divisions with the development or implementation of data security plans. The bill also authorizes the Department to convene a working group to assist with the initial development of the model plan.

Patron - Austin

[P]HB2373 Uniformed services-connected students; identification. Requires the Department of Education to establish a process for the identification by local school divisions of newly enrolled students who have a parent in the uniformed services. Local school divisions are required to identify such students in accordance with the process. Nonidentifiable, aggregate data collected from the identification of such students shall be made available to local, state, and federal entities for the purposes of becoming eligible for nongeneral fund sources and receiving services to meet the needs of uniformed services-connected students residing in the Commonwealth. The bill is identical to SB 1354.

Patron - Ramadan

[P]SB724 Board of Education; Common Core State Standards. Prohibits the Board of Education from replacing the educational objectives known as the Standards of Learning with Common Core State Standards without the prior statutory approval of the General Assembly but permits the Board to continue or create an educational standard or assessment that is coincidentally included in the standards referred to as the Common Core State Standards.

Patron - Black

[P]SB727 School Performance Report Card; A-F school grading system. Requires the Board of Education, in consultation with the Standards of Learning Innovation Committee and no later than July 1, 2016, to redesign the School Performance Report Card so that it is more effective in communicating to parents and the public the status and achievements of the public schools and local school divisions in the Commonwealth. The bill requires the Board to provide notice and solicit public comment and summarize the redesigned Report Card in advance of July 1, 2016. The bill also repeals the A-F school grading system created in the 2013 Session and amended in the 2014 Session. This bill is identical to HB 1672.

Patron - Black

[P]SB782 Use of seclusion and restraint in public schools; Board of Education regulations. Requires the Board of Education to adopt regulations on the use of seclusion and restraint in public elementary and secondary schools in the Commonwealth. The bill requires that such regulations be consistent with certain existing guidance documents; include definitions of terms, criteria for use, restrictions on use, training requirements, notification requirements, reporting requirements, and follow-up requirements; and address distinctions between certain student populations. The bill is a recommendation of the Virginia Commission on Youth. This bill is identical to HB 1443.

Patron - Favola

[P]SB821 Opportunity Educational Institution abolished. Abolishes the Opportunity Educational Institution.

Patron - Miller

[P]SB842 School budgets. Conforms the county school budget preparation and approval process to that of municipalities. This bill is identical to HB 1484.

Patron - Lucas

[P]SB874 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test, with the exception of the writing Standards of Learning tests, to each student regardless of grade level or course. This bill incorporates SB 757, SB 897, SB 984, and SB 995 and is identical to HB 1490.

Patron - Cosgrove

[P]SB900 Public schools; Standards of Learning assessments. Requires the Department of Education to make available to school divisions certain Standards of Learning assessments by December 1 of the school year in which such assessments are to be administered or when newly developed assessments are available, whichever is later. This bill is identical to HB 1303.

Patron - Barker

[P]SB916 Diploma seals; biliteracy. Requires the Board of Education to establish, in time to apply to high school seniors graduating in 2016, criteria for awarding a diploma seal of biliteracy to any student who demonstrates proficiency in English and at least one other language. The bill requires the Board to consider criteria including the student's (i) score on a College Board Advanced Placement foreign language examination, (ii) score on an SAT II Subject Test in a foreign language, (iii) proficiency level on an ACTFL Assessment of Performance toward Proficiency in Languages (AAPPL) measure or another nationally or internationally recognized language proficiency test, or (iv) cumulative grade point average in a sequence of foreign language courses approved by the Board. This bill is identical to HB 1351.

Patron - Wexton

[P]SB982 Graduation requirements; local alternative paths to standard units of credit. Requires the Board of Education, in establishing course and credit requirements for a high school diploma, to permit local school divisions to waive the requirement for students to receive 140 clock hours of instruction to earn a standard unit of credit upon providing the Board with satisfactory proof, based on Board guidelines, that the students for whom such requirements are waived have learned the content and skills included in the relevant Standards of Learning. This bill is identical to HB 1675.

Patron - Garrett

[P]SB1021 Instructional hours; waivers. Authorizes the Board of Education to grant a waiver to a school division that is unable to meet the required 990 instructional hours in a school year because of severe weather conditions or other emergency situations.

Patron - Puller

[P]SB1236 Special diplomas. Eliminates the term "special diploma" and specifies that students identified as disabled who complete the requirements of their individualized education programs and meet certain requirements prescribed by the Board pursuant to regulations but do not meet the requirements for any named diploma shall be awarded Applied Studies diplomas by local school boards.

Patron - Favola

[P]SB1286 Public schools; annual budget publication. Requires each local school division to publish the annual school budget in line item form on its website. Current law requires publication of the budget but does not specify line item form.

Patron - McDougale

[P]SB1293 Public elementary and secondary schools; student identification numbers. Prohibits the Department of Education (the Department) and each local school board from requiring any student enrolled in a public elementary or secondary school or receiving home instruction, or his parent, to provide the student's federal social security number. The bill requires the Department to instead develop a system of unique student identification numbers and requires each local school board to assign such a number to each student enrolled in a public elementary or secondary school. Under current law, every student is required to present a federal social security number within 90 days of his enrollment; if a student is ineligible to obtain a social security number or his parent is unwilling to present a social security number, the superintendent may assign another identifying number or waive the requirement. The bill has a delayed effective date of August 1, 2015. This bill is identical to HB 1307.

Patron - Martin

[P]SB1320 Public schools; accreditation ratings. Directs the Board of Education to promulgate regulations establishing additional accreditation ratings that recognize the progress of schools that do not meet accreditation benchmarks but have significantly improved their pass rates, are within specified ranges of benchmarks, or have demonstrated significant growth for the majority of their students. The Board shall implement such regulations no later than the 2016-2017 school year. This bill is identical to HB 1873.

Patron - Locke

[P]SB1339 School board clerks; electronic maintenance of records. Permits the clerk of each school board to keep volumes of meeting minutes and receipt and disbursement records, vouchers, contracts, and other official papers electronically. This bill incorporates SB 1340 and is identical to HB 2245.

Patron - Smith

[P]SB1354 Uniformed services-connected students; identification. Requires the Department of Education to establish a process for the identification by local school divisions of newly enrolled students who have a parent in the uniformed services. Local school divisions are required to identify such students in accordance with the process. Nonidentifiable, aggregate data collected from the identification of such students shall be made available to local, state, and federal entities for the purposes of becoming eligible for nongeneral fund sources and receiving services to meet the needs of uniformed services-connected students residing in the Commonwealth. This bill incorporates SB 1347. The bill is identical to HB 2373.

Patron - Reeves

[P]SB1383 Home instruction; religious exemption; information privacy. Prohibits a division superintendent or local school board from disclosing to the Department of Education or any other person or entity outside of the local school division information provided by a student or parent for the purpose of notifying the superintendent that the student will be receiving home instruction or for claiming a religious exemption from school attendance. The bill contains a technical amendment.

Patron - Black

[P]SB1403 Children receiving home instruction; educational growth and progress; certain test scores. Permits any parent who elects to provide home instruction for his child to submit a score on the ACT, SAT, or PSAT test that is equivalent to the fourth stanine on any nationally normed standardized achievement test as evidence that the child is achieving an adequate level of educational growth and progress. This bill is identical to HB 1754.

Patron - Martin

Failed

[F]HB1299 Schools denied accreditation; memoranda of understanding. Abolishes the Opportunity Educational Institution and requires each school division that contains a school that has been denied accreditation to enter into a memorandum of understanding with the Board of Education that permits the Board to make any changes that it deems necessary to improve the school's accreditation rating, including changes to the school's budget and personnel and the instructional practices of teachers.

Patron - Bell, Richard P.

[F]HB1302 Standards of Learning tests; expedited retake. Requires the Board of Education to adopt regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test to all students regardless of grade level or course, permits local school boards to adopt such uniform criteria, and requires the locality in which the school division is located to bear the cost of implementation.

Patron - Farrell

[F]HB1304 Virginia Public School Educational Technology Grants Program; leases of educational technology. Permits eligible school divisions to apply for grants to lease educational technology under the Virginia Public School Educational Technology Grants Program. Under current law, such grants are available only for the acquisition and replacement of educational technology.

Patron - Farrell

[F]HB1306 Graduation requirements; naturalization test. Directs the Board of Education, in establishing course and credit requirements for a high school diploma, to require each eleventh grade student to achieve a passing score on the civics portion of the U.S. Naturalization Test based on the current scoring guidelines adopted by U.S. Citizenship and Immigration Services beginning with the 2017-2018 school year. The bill requires the Department of Education to publish on its website school-level, school-division-level, and statewide passage rates.

Patron - Bell, Richard P.

[F]HB1309 Local school boards; arming of school security officers. Permits local school boards to arm school security officers with batons, stun weapons, or any spray device designed to incapacitate a person and to allow school security officers to use such devices under the appropriate circumstances.

Patron - Cole

[F]HB1313 School Performance Report Card; rankings. Eliminates the A-F school grading system created in the 2013 Session and amended in the 2014 Session and permits the Board of Education to rank schools and school divisions based on the information contained in each School Performance Report Card. The bill requires any such designations of rank to

be in a form different from the letter grades used by such schools and school divisions to grade student performance.

Patron - Davis

[F]HB1325 Visually impaired students; Braille.

Requires each visually impaired student to be evaluated by a certified Teacher of the Visually Impaired and requires the student to receive instruction in Braille or the use of Braille unless the team responsible for developing the student's IEP (IEP team) or the team responsible for developing the student's plan pursuant to § 504 of the Rehabilitation Act of 1973 (504 team) determines that instruction in Braille or the use of Braille is not appropriate to the student's educational needs. Current law requires a determination of the appropriateness of Braille but does not require the evaluation. The bill allows IEP teams and 504 teams to provide other specialized educational services and assistive technology devices in addition to Braille. The bill permits IEP teams and 504 teams to determine that visually impaired students are eligible for instruction in the use of the appropriate Braille mathematics code in addition to Braille and the use of Braille. The bill disallows the presence of some residual vision from precluding instruction in Braille and the use of Braille.

Patron - Cole

[F]HB1328 Public schools; impact of student aliens not lawfully present in the United States; report. Requires public school principals to determine the citizenship and immigration status of each enrolled student. The bill requires the Department of Education to report school-level data on the number of enrolled students who are United States citizens, lawfully present aliens, or aliens unlawfully present in the United States and request reimbursement from the U.S. Department of Education for the average per pupil cost to educate students who are aliens unlawfully present in the United States.

Patron - Cole

[F]HB1361 Virginia Virtual School established.

Establishes the Board of the Virginia Virtual School (the Board) as a policy agency in the executive branch of state government, under the authority of the Secretary of Education, for the purpose of governing the full-time virtual school programs offered to students enrolled in the Virginia Virtual School (the School). The bill gives the 13-member Board operational control of the School and assigns the Board's powers and duties. The bill requires the School to be open to any school-age person in the Commonwealth and provide an educational program meeting the Standards of Quality for grades kindergarten through 12. The bill has a delayed effective date of July 1, 2016.

Patron - Bell, Richard P.

[F]HB1368 A-F school grading system. Repeals the A-F school grading system created in the 2013 Session and amended in the 2014 Session.

Patron - Miller

[F]HB1380 Four-year public institutions of higher education; dual enrollment programs. Permits four-year public institutions of higher education to offer at a public high school through a dual enrollment program courses similar to those offered by the comprehensive community college that serves the area when such community college is unable to offer its courses at the public high school despite good faith negotiations with the appropriate school board employees. The bill also removes obsolete provisions about extension programs and facilities for such programs.

Patron - Farrell

[F]HB1415 Public schools; organizations governing interscholastic programs. Prohibits a public school from becoming a member of any organization or entity whose purpose is to regulate or govern interscholastic programs that charges membership fees or dues established by a formula based on student enrollment unless such organization or entity apportions voting rights to member schools based on the same formula.

Patron - Davis

[F]HB1448 Virginia Public School Improvement Program. Creates the Virginia Public School Improvement Program (the Program) to offer maximum 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 to operate as, converted to, or received permission from the local school board to operate as a public charter school; (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 demonstrated proficiency in reading and less than 79 percent of the students enrolled have demonstrated proficiency in mathematics for three consecutive school years. Local school boards would continue to receive state basic school aid funding for such schools, and 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 in the Program 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 bill requires the Board of Education to establish guidelines to assist school boards in implementing the Program in the school division and provide technical assistance to school boards upon request.

Patron - McQuinn

[F]HB1467 Authorization and training for persons designated to carry concealed handguns on school property. Permits a school board or an administrator of a private school to designate one or more qualified person for every school who may carry a concealed handgun on school property. Such qualified persons include certain school division employees, certain school volunteers who carry valid concealed handgun permits, and certain retired law-enforcement officers. Any person designated to carry a concealed handgun must be certified and trained by the Virginia Center for School and Campus Safety or the National Rifle Association in the storage, use, and handling of a concealed handgun. The bill also outlines the training requirements for designated persons to be established by the Department of Criminal Justice Services.

Patron - Marshall, R.G.

[F]HB1491 Graduation; verified units of credit; locally developed alternative assessments. Requires the Board of Education, in establishing course and credit requirements for a high school diploma, to provide for the award of verified units of credit to students who have demonstrated proficiency in a Standards of Learning (SOL) content area by achieving a satisfactory score on a locally developed alternative assessment in lieu of the SOL assessment, except in the case of a federally required SOL assessment.

Patron - Habeeb

HB1514 Composite index of local ability-to-pay; use value of real estate in certain localities. Requires, for the purpose of determining the state and local shares of basic aid funding, that the composite index of local ability-to-pay or local composite index (LCI) utilize the use value of all applicable real estate (i) devoted to agricultural use, horticultural use, forest use, and open-space use in each locality that has adopted an ordinance by which it provides for the use valuation and taxation of such real estate and (ii) used in agricultural and forestal production within an agricultural district, forestal district, agricultural and forestal district, or agricultural and forestal district of local significance in each locality that provides for the use valuation and taxation of such real estate, regardless of whether it has adopted a local land-use plan or local ordinance for such valuation and taxation.

Patron - Minchew

HB1550 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening date 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

HB1557 Persistently non-accredited schools; Board of Education guidance. Abolishes the Opportunity Educational Institution and permits the Board of Education to intervene in persistently non-accredited schools or the school divisions in which such schools are located to help ensure that an educational program of high quality is provided for students at such schools by providing guidance and recommendations on matters that affect instruction in such schools. The bill prohibits the Board of Education from providing guidance or recommendations to such schools on matters that do not affect instruction, including facilities, budget, athletic programs, and transportation.

Patron - Kory

HB1566 Grading system for individual school performance; star number scale. Requires the Board of Education to develop an individual school performance grading system and assign a grade or a series of grades to each public elementary and secondary school using a five-star to one-star scale, five-star being the highest grade. Current law requires individual school performance to be reported by October 1, 2016, using five letter grades from A to F.

Patron - Orrock

HB1581 Family life education; advance directives related to mental health. Requires the family life education curriculum developed by the Board of Education to include, as a component of instruction in mental health education and awareness, instruction on the availability of advance directives, as set forth in the Health Care Decisions Act (§ 54.1-2981 et seq.), related to mental health that permit an adult declarant to appoint an agent and authorize the agent to seek the hospitalization and evaluation of the declarant if the declarant shows signs of mental illness.

Patron - Watts

HB1585 Schools failing to achieve full accreditation; scheduling flexibility. Permits a division superintendent, with the approval of the local school board, to (i) establish an alternative school schedule plan to (a) provide for the operation of schools on a year-round basis or (b) determine the opening day of the school year for any school within the local school division that has failed to achieve full accreditation status and (ii) establish such an alternative school schedule plan for the entire local school division if more than 15 percent of all public

schools within the local school division have failed to achieve full accreditation status.

Patron - Stolle

HB1592 High school graduation requirements; verified units of credit; alternative assessments. Requires the Board of Education to establish guidelines for the award of verified units of credit to students who take and achieve satisfactory scores on certain alternative assessments in lieu of the corresponding Standards of Learning assessment.

Patron - Krupicka

HB1619 Eleventh and twelfth grade transfer students; graduation requirements. Requires any student who transfers to a public high school from another public high school, a nonpublic high school, or home instruction during the eleventh grade or between the eleventh and twelfth grades to earn the total number of standard and verified units of credit prescribed by the Board of Education as requirements for graduation but exempts such students from the requirement to earn the standard unit of credit in economics and personal finance or complete the virtual course required by the Board for graduation if the local school board determines that enrolling in the economics and personal finance or virtual course would result in the student's carrying a heavier than normal course load, enrolling in summer school, or failing to graduate in four years. The bill also exempts any such student pursuing the standard diploma from the requirement to earn the career and technical education credential required by the Board for graduation with a standard diploma if he earns one verified unit of credit in English and one verified unit of credit of the student's own choosing in excess of the minimum verified units of credit required by the Board for graduation.

Patron - Scott

HB1627 Economics education and financial literacy; credit; alternative assessment. Requires the Board of Education, in establishing course and credit requirements for a high school diploma, to award one standard unit of credit to and exempt from the requirement to receive instruction in economics education and financial literacy any student who demonstrates mastery of the subject by achieving a satisfactory score on an assessment developed or adopted by the Board.

Patron - Bell, Robert B.

HB1668 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test to each student regardless of grade level or course.

Patron - Filler-Corn

HB1669 Scholastic records; personally identifiable information; student databases. Prohibits the Board of Education, the Department of Education, other state-level educational agencies, local school boards, and public schools from (i) collecting or pursuing a grant that would require the collection of certain types of student and family information; (ii) maintaining, entering into a contract with a third party for the maintenance of, or disclosing to any contractor, consultant, or other third party (a) to whom it has outsourced its services or functions or (b) that conducts studies for or on its behalf to develop, validate, or administer predictive tests or administer student-aid programs student personally identifiable information contained in scholastic records in a student database without the written consent of adult students or the parents of minor students unless the disclosing party and the third party to whom the disclosure is made fulfill several requirements such as reporting requirements; and (iii) disclosing under any circumstance, except with such written consent, student person-

ally identifiable information contained in scholastic records in a student database to certain categories of third parties. The bill sets forth civil penalties for third party violations.

Patron - Berg

[F]HB1684 Standards of Learning assessments; waivers. Requires the Board of Education (the Board) to waive the Standards of Learning assessment requirements for high school students who have taken an Advanced Placement or International Baccalaureate examination in the same subject area, except in the case of Standards of Learning assessments that are required for the purpose of state or federal accountability. The bill also requires the Board to provide for the award of verified units of credit to high school students who have achieved a satisfactory score on an Advanced Placement or International Baccalaureate examination in lieu of a Standards of Learning assessment in the same subject area.

Patron - Surovell

[F]HB1706 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test, with the exception of the writing Standards of Learning tests, to each student regardless of grade level or course. The bill contains an emergency clause.

Patron - Farrell

[F]HB1713 Schools accredited with warning for three consecutive years or denied accreditation; alternative enrollment policy. Requires the Board of Education to establish and implement a policy, with certain conditions and limitations, to allow any student assigned to a school accredited with warning for three consecutive years or denied accreditation to enroll at another school in the school division upon the request of a parent or guardian.

Patron - LeMunyon

[F]HB1753 Children; receiving home instruction; one year probationary period; exemption. Eliminates the ability of the division superintendent to impose a one year academic probationary period on a child who begins home instruction on or after the first day of February of the school year and whose parent does not provide the required evidence of educational progress.

Patron - LaRock

[F]HB1838 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening date 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. The bill requires local school boards that set the school calendar with a pre-Labor Day opening date, except those schools that were granted a "good cause" waiver for the 2014-2015 school year, to close all schools in the division (i) from the Thursday immediately preceding Labor Day through Labor Day or (ii) from the Friday immediately preceding Labor Day through the Tuesday immediately following Labor Day.

Patron - Robinson

[F]HB1872 Schools denied accreditation or accredited with warning for two consecutive years; principal and assistant principal training program; release from policies and regulations. Requires the Board of Education to develop a training program designed to impart to principals and assistant principals the knowledge and leadership skills necessary to oversee the improvement of student performance in public elementary, middle, or high schools that have been denied

accreditation or accredited with warning for two consecutive years. The bill permits the training program to be developed in partnership with one or more institutions of higher education or other organizations that the Board deems appropriate. The bill requires the Board to develop criteria for determining successful completion of the training program. The bill permits the school board in any school division in which the principal and each assistant principal of a public elementary or secondary school that has been denied accreditation or accredited with warning for two consecutive years have successfully completed the training program to request, and requires the Board to grant, release from (i) state regulations currently granted to any school in the school division or (ii) school division policies and state regulations currently granted to any public charter school in the school division. Such releases shall remain in effect for five years or until any such administrator no longer meets the criteria for training program completion or is not enrolled in the training program and may be renewed for additional five-year periods. The bill requires the Board publish on its website a current list of releases from state regulations granted to any school or school division policies and state regulations currently granted to any public charter school that have been granted by the Board.

Patron - Bulova

[F]HB1894 Public schools; corporal punishment; exception. Authorizes a public school athletic coach to require a student-athlete to participate in conditioning or exercise, such as performing push-ups or running laps, as part of a disciplinary process if the student-athlete and his parent have signed a form that (i) enumerates actions, such as being late to or missing a practice, that would result in discipline involving conditioning or exercise; (ii) specifies the required conditioning or exercise for each action that would result in discipline; and (iii) acknowledges that the student-athlete and his parent understand and accept the disciplinary process. The bill contains technical corrections.

Patron - O'Quinn

[F]HB1941 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening date 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 - Adams

[F]HB1953 School boards; annual workforce summit. Requires each local school board to annually host a workforce summit at which members of the local business community, including representatives from the local chamber of commerce or other similar organization, shall provide information on the workforce skills necessary to meet the workforce demands of the local business community and suggest strategies and approaches by which elementary and secondary schools can better foster such skills alone or in cooperation with local business entities.

Patron - Poindexter

[F]HB1962 Local school board members; professional development. Adds additional topics to the professional development activities required of local school board members and requires members to certify their compliance annually with the clerk of the school board. The bill requires the local clerk to record individual members' compliance at the first school board meeting of the year. The bill also directs the Board of Education, in conjunction with the Virginia School Boards Association, to establish criteria for the professional develop-

ment and training of local school board members. The bill has a delayed effective date of July 1, 2016.

Patron - Landes

[F]HB1985 Establishment of the Virginia Science Technology Engineering and Applied Mathematics Academy. Establishes the Virginia Science Technology Engineering and Applied Mathematics (STEAM) Academy, Inc., as a private, nonprofit organization and a statewide, publicly accessible, special, residential high school of science, technology, engineering, and applied mathematics governed by a board of directors of up to 21 appointed, elected, and ex officio members whose leadership and direction of the Virginia STEAM Academy is informed by a consortium leadership team consisting of students and parents and representatives from elementary and secondary education, higher education, business, science, engineering, the arts, civic organizations, government, and the military. The bill requires the board of directors to establish a curriculum and a student admissions process and seek independent accreditation for the Virginia STEAM Academy. The bill requires the Virginia STEAM Academy to receive the proportionate share of state and federal funds allocated to each enrolled student by the school division in which the student's parents reside and the agreed-upon share of local funds allocated to each enrolled student by the school division in which the student's parents reside that is established in the general appropriation act.

Patron - Davis

[F]HB2003 Virginia Public School Authority; loans to local school boards for the acquisition of capital projects. Specifies that the Virginia Public School Authority is authorized to make loans or loan interest rate subsidy payments from any of the funds of the Authority available for such purpose to local school boards for the purpose of acquiring, by lease or purchase, and installing capital projects for school purposes for which loans from the Literary Fund are not immediately available. Current law is silent on the local school board's method of capital project acquisition.

Patron - Torian

[F]HB2004 Divisionwide ratio of school nurses to students in average daily membership. Requires local school boards to employ at least one school nurse per 750 students in average daily membership in grades kindergarten through 12.

Patron - Torian

[F]HB2005 School Performance Report Card; instructional costs. Includes transportation costs and food services costs in the definition of instructional costs for the purpose of the Department of Education's report of the percentage of each division's annual operating budget allocated to instructional costs in the annual School Performance Report Card for school divisions.

Patron - Torian

[F]HB2006 School divisions; concussion policies and procedures; management plan. Requires each local school division to establish a management plan for implementation of and compliance with its policies and procedures regarding the identification and handling of suspected concussions in student-athletes.

Patron - Torian

[F]HB2010 Public elementary and secondary schools; uniform statewide grading scale. Requires the Board of Education to establish a uniform statewide grading scale that each school division shall use to interpret end-of-course grades for students in grades kindergarten through 12 in each public elementary and secondary school, including each public charter

school, joint or regional school, regional alternative education program, and college partnership laboratory school.

Patron - Surovell

[F]HB2039 Pilot program; eliminate distinction between credit and noncredit hours at certain public institutions of higher education in the Commonwealth. Requires the State Council of Higher Education for Virginia to establish and administer a four-year pilot program whereby public institutions of higher education in the Commonwealth that meet certain criteria may eliminate the distinction between credit hours and noncredit hours for students enrolled at the institution.

Patron - Byron

[F]HB2088 Economics education and financial literacy; instruction; graduation requirements. Prohibits the Board of Education, in establishing course and credit requirements for a high school diploma, from requiring students who receive instruction in economics education and financial literacy through (i) relevant Standards of Learning and career and technical education programs or (ii) other educational programs that comply with Board objectives for economics education and financial literacy to earn standard units of credit in economics education and financial literacy.

Patron - Murphy

[F]HB2107 Health insurance program for employees of local school divisions similar to the program for state employees. Requires the Department of Human Resource Management, with the assistance of the Department of Education, to develop, implement, and administer a statewide health insurance program for employees of local school divisions called the Public Schools Health Insurance Program (the Program), similar in plan design, premium structure, and administration to the health insurance program for state employees, with coverage to begin on July 1, 2016. The bill declares the Program to be the sole health insurance plan for local school divisions unless a school division makes a one-time, irrevocable decision to opt out of participation.

Patron - Futrell

[F]HB2149 Local school board members; professional development. Requires each newly elected or appointed member of a local school board in a school division that contains one or more schools denied accreditation or accredited with warning for three consecutive years to participate, within one year of his election or appointment, in at least 15 hours of high-quality professional development training at the state, local, or national level on governance, including ethics, personnel policies and practices, and several other topics. The bill requires school board members who have completed one or more years of continuous service in such school divisions to participate annually in 12 hours of such training. The bill requires school board members in all other school divisions to participate annually in nine hours of high-quality professional development training and adds school financing and budgeting to the list of topics to be covered. Current law requires participation in high-quality professional development programs but with no specified time requirement.

Patron - Hester

[F]HB2180 Grading system for individual school performance; delay. Delays full implementation of the A-F school grading system by one year, from October 1, 2016, to October 1, 2017.

Patron - Webert

[F]HB2186 Minimum standards for public school buildings; recommendations for minimum usable school

site size. Requires the Board of Education's minimum standards for the erection of or addition to public school buildings to include the following recommendations for minimum usable site sizes: (i) one acre per 100 students in enrollment and (ii) an additional four acres for elementary schools, 10 acres for middle schools, and 10 acres for high schools. Such standards shall require local school boards to provide the Board with justifications for deviations from such recommendations.

Patron - Kory

HB2208 Teacher licensure; career and technical education endorsement. Permits the Board of Education, upon request of the employing school division or educational agency, to issue a provisional license to a teacher seeking an initial license in the Commonwealth who has not attained an industry certification credential in the area in which the teacher seeks endorsement to allow time for the teacher to attain such required credential.

Patron - Orrock

HB2210 Illegitimate repetition of grade levels; tuition. Provides that if a school principal determines that the parent of an enrolled student chose for his child to repeat a grade level for an illegitimate, non-educational reason, such student shall not be deemed to reside in the school division and shall be charged tuition for the second year at such grade level.

Patron - Leftwich

HB2218 Advanced studies diploma; foreign language requirements; technical programming or design language. Requires the Board of Education, in establishing course and credit requirements for a high school diploma, to provide that the three standard units of credit in foreign language required to graduate with an advanced studies diploma may be satisfied by completing two years of one foreign language and two years of one technical programming or design language approved by the Board.

Patron - Hope

HB2220 Charter schools; funding. Requires per pupil funding to be allocated to a public charter school by the local school board on a noncategorical basis.

Patron - Davis

HB2231 Student discipline; modifying long-term suspensions and expulsions. Permits a school board or a committee thereof to reduce the long-term suspension or expulsion of a student or students who received a greater punishment in cases in which the school board or committee determines that (i) two or more students have engaged in closely related offenses arising out of the same incident or circumstances that lead to each student's expulsion or suspension, (ii) the cases resulted in highly disparate disciplinary decisions in which at least one student received a lesser punishment, and (iii) no rational basis exists for the disparate disciplinary decisions. The bill provides that such decisions of the school board or a committee thereof are not subject to judicial review.

Patron - LaRock

HB2238 Parental Choice Education Savings Accounts. Permits the parents of certain students with disabilities to apply to their resident school division for a Parental Choice Education Savings Account, to consist of the student's Standards of Quality per pupil funds and to be used for certain expenses of the student, including (i) tuition, fees, or required textbooks at a private elementary or secondary school or pre-school that is located in the Commonwealth and does not discriminate on the basis of race, color, or national origin; (ii) educational therapies or services for the student from a practi-

tioner or provider, including paraprofessionals or educational aides; (iii) tutoring services; (iv) curriculum; (v) tuition or fees for a private online learning program; (vi) fees for a nationally standardized norm-referenced achievement test, an Advanced Placement examination, or any examination taken to gain admission to an institution of higher education; or (vii) tuition fees or required textbooks at a public two-year or four-year institution of higher education in the Commonwealth or at an accredited private institution of higher education in the Commonwealth. The bill also contains provisions for the audit and revocation of such accounts.

Patron - LaRock

HB2241 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test to each student regardless of grade level or course. The bill permits each school division to deem any student in grades three through eight who scores in the 375-399 range on any Standards of Learning test in the spring or summer terms of the 2014-2015 school year to be eligible for an expedited retake of such test. The bill contains an emergency clause.

Patron - Austin

HB2253 Richmond City Public Schools Learning Excellence by Aligning Public Schools Commission. Establishes the Richmond City Public Schools Learning Excellence by Aligning Public Schools Commission for the purposes of evaluating Richmond City Public Schools facilities and making recommendations to the Richmond City School Board, Richmond City Council, and Mayor of Richmond. The bill also establishes a trust to fund the recommendations of the Commission. The provisions of the bill sunset on July 1, 2017.

Patron - McQuinn

HB2271 English language learners; WIDA assessment. Requires the Board of Education to establish procedures by which a high school may substitute a satisfactory score on the appropriate World-Class Instructional Design and Assessment (WIDA) assessment for a passing score on the eleventh grade English reading Standards of Learning assessment for any eleventh grade student who is an English language learner.

Patron - Futrell

HB2272 Driver education programs; parent/student component. Requires, subject to the appropriation of funds, the Board of Education's standardized program of driver education to include an additional minimum 90-minute parent/student driver education component as part of the in-classroom portion of the curriculum beginning with the 2015-2016 school year. Under current law, such parent/student component is only required in Planning District 8.

Patron - Futrell

HB2284 Uniformed services-connected students; identification. Requires the Department of Education to establish a process for the identification by local school divisions of newly enrolled students who have a parent in the uniformed services. Local school divisions are required to identify such students in accordance with the process. Nonidentifiable, aggregate data collected from the identification of such students shall be made available to local, state, and federal entities for the purposes of enhancing the funding and quality of services provided to serve the unique needs of uniformed services-connected students residing in the Commonwealth.

Patron - Mason

HB2302 Full-day kindergarten program plans. Requires each local school board that does not offer a full-day kindergarten program for each kindergarten student in the school division to develop a plan to phase in a full-day kindergarten program for each kindergarten student in the school division over the course of three school years and submit the plan to the General Assembly in advance of the General Assembly's next regular session.

Patron - Murphy

HB2317 Three-year moratorium on installation of synthetic turf that contains recycled crumb rubber from waste tires at schools and recreational parks. Places a three-year moratorium on the installation of synthetic turf that contains recycled crumb rubber from waste tires within the boundaries of a public or private elementary or secondary school, public or private preschool, or recreational park by any (i) public or private elementary or secondary school, (ii) public or private preschool, or (iii) local governing body. The bill also requires the Virginia Department of Health, in coordination with the Virginia Department of Conservation and Recreation and the Virginia Department of Education, to analyze the potential adverse health impacts of synthetic turf that contains recycled crumb rubber from waste tires and report its findings to the General Assembly.

Patron - Simon

HB2337 Family life education; sexually explicit communications and images. Requires the Board of Education to include in its guidelines for a family life education curriculum instruction as appropriate for the age of the student regarding the dangers and repercussions of using electronic means or social media to (i) engage in sexually explicit communications or (ii) send or display sexually explicit images.

Patron - Surovell

HB2339 Access to electronic textbooks and adequate connectivity. Prohibits school boards from making electronic textbooks available for use by students in their residence or residences unless the school board adopts a plan to ensure that by July 1, 2018, every student in the local school division will have access to (i) a personal computing device capable of supporting such textbooks and (ii) adequate connectivity, which the bill defines as bandwidth of at least 1 megabit per second per student. The bill permits a local school board to establish a pilot program for the use of electronic textbooks at any secondary school in the local school division provided that (a) each student at the secondary school has access to a personal computing device capable of supporting such textbooks, (b) each student at the secondary school has access to adequate connectivity, and (c) the secondary school is receiving federal funds pursuant to Title I of the federal Elementary and Secondary Education Act of 1965 or no more than five percent of the students in the local school division or 300 children, whichever is greater, participate in the pilot program.

Patron - Surovell

HB2349 Character education; summer youth development academies. Requires the Department of Education to include a summer youth development academy for female middle school students that focuses on career and life goals, self-esteem, self-image, and other positive attributes in its curricular guidelines for school divisions to use in establishing a character education program.

Patron - Yost

HB2363 School boards; elections; City of Norfolk. Requires that a locality that has passed a referendum to switch from appointed to elected school boards hold the initial election of school board members at the first regular general elec-

tion in which members of the locality's governing body are elected following the passage of the referendum. The bill also repeals provisions governing the appointment of the school board for the City of Norfolk. The bill has a delayed effective date.

Patron - Hester

HB2374 Teacher preparation and licensure; dyslexia. Requires the Board of Education's regulations governing teacher licensure to require every person seeking initial licensure or renewal of a license to receive professional development in the indicators of dyslexia and the science behind teaching a student who is dyslexic. The bill requires the Department of Education to collaborate with the State Council of Higher Education for Virginia to ensure that all teacher preparation programs offered at public institutions of higher education in the Commonwealth convey information on the identification of students at risk for dyslexia and related disorders.

Patron - Cline

HB2376 Pre-kindergarten Grant Program established; grants for at-risk four-year-olds attending certain pre-kindergarten or preschool programs. Creates the Pre-kindergarten Grant Program (the Program) to provide grants for education-related costs incurred by at-risk four-year-olds unserved by Head Start programs (at-risk four-year-olds) attending center-based public or private programs providing a quality pre-kindergarten education. Grants would be paid from the Pre-kindergarten Grant Program Fund (the Fund), which would be administered by the Department of Education (the Department). Each at-risk four-year-old residing in the Commonwealth would be eligible for a grant from the Fund for tuition and education-related fees incurred at certain pre-kindergarten education programs that provide at least half-day services and that operate for the school year. Pre-kindergarten programs eligible under the Program are defined in the bill as (i) early childhood education programs accredited by the National Association for the Education of Young Children, (ii) preschool programs designed for child development and kindergarten preparation that comply with nonpublic school accreditation requirements administered by the Virginia Council for Private Education, (iii) programs participating in Virginia's Quality Rating and Improvement System with a rating of at least three stars under such rating system, and (iv) programs participating in the Virginia Preschool Initiative. Grants would be paid by the Department of Education directly to the pre-kindergarten education program on behalf of the at-risk four-year-old. Funding for the Program would be determined by the general appropriation act. The grant amount would be the same for each at-risk four-year-old attending a full-day pre-kindergarten education program and would be at least \$2,500. The grant amount for each at-risk four-year-old attending a half-day pre-kindergarten education program would be 50 percent of the grant amount allocated to an at-risk four-year-old attending a full-day program.

Patron - Sickles

HB2394 Appeal of computation of the local composite index. Establishes a procedure for appeal of the computation of the local composite index.

Patron - Webert

SB723 Public schools; health information form. Prohibits the physical examination report or health information form required by public schools for entering students from including a question on the subject of the presence of a firearm in the residence of the student.

Patron - Black

SB757 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test to each student regardless of grade level or course. This bill was incorporated into SB 874.

Patron - Barker

SB805 Grants for donations to science, technology, engineering, or math (STEM) programs at qualified schools. Establishes a grant program administered by the Board of Education beginning in 2015 for donations made by STEM organizations to qualified schools. The donations must be used by qualified schools to support STEM programs. The bill defines qualified schools as those public elementary and secondary schools at which at least 40 percent of the students qualify for free or reduced lunch. Grants are capped at \$50,000 per organization per year. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Stanley

SB823 Public schools; physical activity requirement. Requires at least 20 minutes of physical activity per day or an average of 100 minutes per week during the regular school year for students in grades kindergarten through five. This requirement becomes effective beginning with the 2017-2018 school year.

Patron - Miller

SB830 School calendar; continuing waivers. Requires the Board of Education to waive the requirement that a local school board set the first day students are required to attend school to be after Labor Day for any local school board that was granted a "good cause" waiver of this requirement for the 2011-2012 school year.

Patron - Edwards

SB852 Public schools; corporal punishment; exception. Clarifies that corporal punishment does not include physical activities prescribed as part of an accredited high school athletic program. This bill provides that its provisions are declarative of existing law.

Patron - Carrico

SB856 School-sponsored fund-raisers; regulations. Directs the Board of Education to promulgate regulations to limit the number of school-sponsored fund-raisers that are exempt from the requirements of Section 10 of the Child Nutrition Act of 1966, 42 USC 1779, as amended by the Healthy, Hunger-Free Kids Act of 2010, to 30 per school per school year. The regulations shall also establish a procedure by which a local school division may request approval to hold additional exempt fund-raisers.

Patron - Stanley

SB897 Public schools; Standards of Learning tests. Directs the Board of Education to promulgate regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test, with the exception of the writing Standards of Learning tests, to each student regardless of grade level or course. The bill contains an emergency clause. This bill was incorporated into SB 874.

Patron - Miller

SB980 Public schools; teacher grievance procedures. Gives a teacher who has been recommended for dismissal by the superintendent the option of requesting a hearing before a three person fact-finding panel consisting of one person chosen by the teacher, one person chosen by the superintendent, and one impartial third member, thus restoring this option for a fact-finding panel that was eliminated by act of

assembly in 2013. The fact-finding panel conducts a hearing and presents findings of fact and recommendations to the full school board for a decision regarding the teacher's dismissal. The bill also requires the full school board to conduct a further hearing when its decision is at variance with the recommendation of the fact-finding panel.

Patron - Favola

SB984 Standards of Learning tests; expedited retake. Requires the Board of Education to adopt regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test to all students regardless of grade level or course, permits local school boards to adopt such uniform criteria, and requires the locality in which the school division is located to bear the cost of implementation. This bill was incorporated into SB 874.

Patron - Garrett

SB985 Virginia Public School Educational Technology Grants Program; leases of educational technology. Permits eligible school divisions to apply for grants to lease educational technology under the Virginia Public School Educational Technology Grants Program. Under current law, such grants are available only for the acquisition and replacement of educational technology.

Patron - Garrett

SB995 Standards of Learning tests; expedited retake. Requires the Board of Education to adopt regulations to provide the same criteria for eligibility for an expedited retake of any Standards of Learning test to all students regardless of grade level or course, permits local school boards to adopt such uniform criteria, and requires the locality in which the school division is located to bear the cost of implementation. This bill was incorporated into SB 874.

Patron - Stuart

SB998 School divisions; concussion policies and procedures; management plan. Requires each local school division to establish a management plan for implementation of and compliance with its policies and procedures regarding the identification and handling of suspected concussions in student-athletes.

Patron - Stuart

SB1020 Public schools; Standards of Learning assessments. Reduces, beginning with the 2017-2018 school year, the total number and type of required Standards of Learning assessments to the minimum requirements established by the federal Elementary and Secondary Education Act of 1965. The bill requires the Board of Education to adopt and implement a transition plan over two years.

Patron - Miller

SB1063 Charter schools; personnel. Allows public charter schools to designate in their applications whether their employees will participate in the Virginia Retirement System. The bill directs the Board of Trustees of the Virginia Retirement System to develop procedures allowing school boards that approve such applications to exempt the charter school employees from participation. The bill also (i) requires at least 75 percent of public charter elementary school teachers to be licensed and at least 50 percent of public charter middle and high school teachers to be licensed and (ii) specifies that all teachers otherwise be "highly qualified," as defined by the federal Elementary and Secondary Education Act.

Patron - Obenshain

SB1078 School calendar. Makes local school boards responsible for setting the school calendar and determining the

opening day 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. The bill contains technical amendments.

Patron - Vogel

SB1091 Adjustment of the calculation of the local composite index for public school funding. Directs the Department of Education to adjust its funding calculations for the local ability to pay by using the use-value assessment of real property, instead of the true value, in localities that have adopted use-value taxation.

Patron - Vogel

SB1105 School Health Advisory Board. Establishes the School Health Advisory Board in the executive branch to advise the General Assembly on pending legislation concerning health policy that affects elementary and secondary schools.

Patron - Miller

SB1112 Public schools; kindergarten instructional time. Directs the Board of Education to promulgate regulations, by July 1, 2017, establishing standards for accreditation that include a requirement that the standard school day for students in kindergarten must average at least 5.5 instructional hours in order to qualify for full accreditation. The bill has a delayed effective date of July 1, 2017.

Patron - Barker

SB1116 Standards of Learning; alternative assessment. Directs the Department of Education to request a waiver under the Elementary and Secondary Education Act of 1965, as amended, authorizing the use of an English language proficiency assessment such as the WIDA ACCESS for ELLs assessment as an alternative to the Eleventh Grade Standards of Learning End-of-Course English: Reading test for students with limited English proficiency.

Patron - Barker

SB1131 School calendar. Makes local school boards responsible for setting the school calendar and determining the opening day 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. The bill contains technical amendments.

Patron - Garrett

SB1145 Local school board members; professional development. Requires each newly elected or appointed member of a local school board in a school division that contains one or more schools denied accreditation or accredited with warning for three consecutive years to participate, within one year of his election or appointment, in at least 15 hours of high-quality professional development training at the state, local, or national level on governance, including ethics, personnel policies and practices, and several other topics. The bill requires school board members who have completed one or more years of continuous service in such school divisions to participate annually in 12 hours of such training. The bill requires school board members in all other school divisions to participate annually in nine hours of high-quality professional development training and adds school financing and budgeting to the list of topics to be covered. Current law requires participation in high-quality professional development programs but with no specified time requirement.

Patron - Alexander

SB1249 School calendar. Makes local school boards responsible for setting the school calendar and determining the

opening date 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. The bill requires local school boards that set the school calendar with a pre-Labor Day opening date to close all schools in the division (i) from the Friday immediately preceding Labor Day through Labor Day or (ii) Labor Day through the Tuesday immediately following Labor Day.

Patron - Smith

SB1300 Training centers; prohibition of closure. Provides that the Northern Virginia Training Center shall not be closed prior to December 31, 2016, and shall not be declared surplus on any land use plan developed by the Department of Behavioral Health and Developmental Services. The bill directs the Secretary of Health and Human Resources to identify by November 30, 2015, at least three training centers that shall not be subject to closure and requires such training centers to remain open and to continue to accept new admissions of individuals with intellectual disability for whom treatment in a training center is appropriate.

Patron - Newman

SB1340 School board clerks; electronic maintenance of records. Permits the clerk of each school board to keep volumes of meeting minutes and receipt and disbursement records, vouchers, contracts, and other official papers electronically. This bill was incorporated into SB 1339.

Patron - Newman

SB1347 Uniformed services-connected students; identification. Requires the Department of Education to establish a process for the identification by local school divisions of newly enrolled students who have a parent in the uniformed services. Local school divisions are required to identify such students in accordance with the process. Nonidentifiable, aggregate data collected from the identification of such students shall be made available to local, state, and federal entities for the purposes of enhancing the funding and quality of services provided to serve the unique needs of uniformed services-connected students residing in the Commonwealth. This bill was incorporated into SB 1354.

Patron - Miller

SB1369 Establishment of the Virginia Science Technology Engineering and Applied Mathematics Academy. Establishes the Virginia Science Technology Engineering and Applied Mathematics (STEAM) Academy, Inc., as a private, nonprofit organization and a statewide, publicly accessible, special, residential high school of science, technology, engineering, and applied mathematics governed by a board of directors of up to 21 appointed, elected, and ex officio members whose leadership and direction of the Virginia STEAM Academy is informed by a consortium leadership team consisting of students and parents and representatives from elementary and secondary education, higher education, business, science, engineering, the arts, civic organizations, government, and the military. The bill requires the board of directors to establish a curriculum and a student admissions process and seek independent accreditation for the Virginia STEAM Academy. The bill requires the Virginia STEAM Academy to, in consultation with the Board of Education, the Secretary of Education, and the chairpersons of the eight regional superintendents' study groups, study various forms of funding available to the Academy and shall submit a report of its findings and recommendations to the Chairman of the House and Senate Education and Health Committee before 11/1/15.

Patron - Norment

[F]SB1370 Richmond City Public Schools Learning Excellence by Aligning Public Schools Commission. Establishes the Richmond City Public Schools Learning Excellence by Aligning Public Schools Commission for the purposes of evaluating Richmond City Public Schools facilities and making recommendations to the Richmond City School Board, Richmond City Council, and Mayor of Richmond. The bill also establishes a trust to fund the recommendations of the Commission. The provisions of the bill sunset on July 1, 2017.

Patron - Watkins

[F]SB1375 School boards; elections; City of Norfolk. Requires that a locality that has passed a referendum to switch from appointed to elected school boards hold the initial election of school board members at the first regular general election in which members of the locality's governing body are elected following the passage of the referendum. The bill also repeals provisions governing the appointment of the school board for the City of Norfolk. The bill has a delayed effective date.

Patron - Alexander

[F]SB1386 Teacher licensure; professional development. Requires every person seeking initial teacher licensure or renewal of a teaching license with an endorsement in elementary education to receive professional development on the screening, intervention, and accommodations for students with reading disabilities, including dyslexia. The bill has a delayed effective date of July 1, 2016.

Patron - Vogel

[F]SB1426 Public schools; Standards of Learning assessments. Reduces the total number and type of required Standards of Learning assessments to the minimum requirements established by the federal Elementary and Secondary Education Act of 1965, except that additional Standards of Learning assessments may be administered for the purposes of awarding verified units of credit. The bill requires the Board of Education to provide for the administration of an alternative assessment to a statistically representative sample of students in each school in each Standards of Learning subject area in which a Standards of Learning assessment was not administered during the school year.

Patron - Smith

Educational Institutions

Passed

[P]HB1336 State Council of Higher Education for Virginia; policy on course credit at public institutions of higher education for certain examinations. Requires the State Council of Higher Education for Virginia (SCHEV), in consultation with the governing board of each public institution of higher education, to establish a uniform policy for granting undergraduate course credit to entering freshman students who have taken one or more Advanced Placement, Cambridge Advanced (A/AS), College-Level Examination Program (CLEP), or International Baccalaureate examinations and repeals the current law under which such governing boards individually implement such policies. The bill requires SCHEV and each public institution of higher education to make the policy available to the public on its website. The bill has a delayed effective date of July 1, 2016.

Patron - Landes

[P]HB1423 Institute for Advanced Learning and Research; board membership. Requires the nine citizen members of the board of trustees of the Institute for Advanced Learning and Research who represent business and industry to (i) reside in Southside Virginia, (ii) own a business headquartered or otherwise operating in Southside Virginia, or (iii) serve as a member of either the board of directors or senior management of a business headquartered or otherwise operating in Southside Virginia. Under current law, all nine citizen members who represent business and industry are required to reside in Southside Virginia.

Patron - Marshall, D.W.

[P]HB1715 Public institutions of higher education; students exhibiting suicidal tendencies or behavior; notification of student health or counseling center. Requires each public institution of higher education's policies that advise students, faculty, and staff of the proper procedures for identifying and addressing the needs of students exhibiting suicidal tendencies or behavior to require procedures for notifying the institution's student health or counseling center when a student exhibits suicidal tendencies or behavior. This bill is identical to SB 1122.

Patron - LeMunyon

[P]HB1785 Campus police departments; sexual assault reporting. Requires that mutual aid agreements between a campus police force and a law-enforcement agency contain provisions requiring either the campus police force or the agency with which it has established a mutual aid agreement to notify the local attorney for the Commonwealth within 48 hours of any investigation involving felony criminal sexual assault occurring on campus property or other property related to the institution of higher education. The bill also requires institutions of higher education that have security departments instead of campus police forces to enter into a memorandum of understanding with a law-enforcement agency and such memorandum of understanding shall contain similar provisions requiring reports to the local attorney for the Commonwealth.

Patron - Massie

[P]HB1791 Public institutions of higher education; members; removal; terms. Provides that if a member of the board of visitors of a four-year public institution of higher education or the State Board for Community Colleges fails to attend the meetings of the board for one year or to attend certain required educational programs in his first two years of membership, without sufficient cause, as determined by a majority vote of the board, then the member is removed from office. The bill requires the board of visitors of each four-year public institution of higher education and the State Board for Community Colleges to adopt policies regarding the removal process and referencing the Governor's removal authority. The bill repeals existing provisions regarding the removal of members. The bill also prohibits a member who has served for two successive four-year terms from being eligible for reappointment to a board for four years after the end of his second successive four-year term. Finally, the bill changes the terms of the board of visitors of George Mason University to prohibit members from serving more than two successive four-year terms; current law prohibits members of that board from serving more than two four-year terms, successive or not.

Patron - Massie

[P]HB1822 Apprenticeship-related instruction. Transfers from the State Board for Community Colleges to the Commissioner of Labor and Industry the duty to establish policies for apprentices governing the provision of apprenticeship-related instruction delivered by state and local public education agencies and provide for the administration and supervision of

related and supplemental instruction. This bill is identical to SB 1024.

Patron - Ward

[P]HB1892 Bonds for institutions of higher education. Authorizes issuance of bonds in an amount up to \$67,500,000 for revenue-producing capital projects at institutions of higher education. The bill has an emergency clause. This bill is identical to SB 1043.

Patron - Jones

[P]HB1897 Intercollegiate athletics programs. Prohibits the sum of school funds and student fees used to support intercollegiate athletics programs from exceeding a certain percentage of athletics revenues, as those terms are defined in the bill, at each four-year public institution of higher education in the Commonwealth. The bill requires any school that violates this prohibition to submit to the General Assembly a five-year plan for coming into compliance. The bill requires the Auditor of Public Accounts to monitor plan progress and provides that negative audits will trigger a reduction or elimination of existing operational authority. The bill also requires the board of visitors of any four-year public institution of higher education that seeks to add a major intercollegiate athletics program or change the division level of any of its existing intercollegiate athletics programs to first submit to the Intercollegiate Athletics Review Commission established in the bill a plan and recommendations for financing the addition or change and prohibits any such addition or change from being implemented without the approval of the General Assembly expressed in the general appropriation act. The bill has a delayed effective date of July 1, 2016.

Patron - Cox

[P]HB1930 Institutions of higher education; reporting acts of sexual violence. Requires any responsible employee of a public or private nonprofit institution of higher education who in the course of his employment obtains information that an act of sexual violence has been committed against a student or on campus property or other property related to the institution to report such information to the Title IX coordinator for the institution as soon as practicable. The bill requires the Title IX coordinator to report such information to a review committee which shall meet within 72 hours of the receipt of information of an alleged act of sexual violence and which shall include the Title IX coordinator, a representative of law enforcement, and a student affairs representative. If the review committee determines that disclosure of the information regarding the alleged act of sexual violence is necessary to protect the health and safety of the victim or other individuals, the Title IX coordinator shall disclose the information, including personally identifiable information, to the law-enforcement agency responsible for investigating the alleged act. In cases involving a felony sexual assault, the representative of law enforcement on the review committee, or in certain situations, another committee member, shall consult with the local attorney for the Commonwealth.

The bill requires the governing board of each public or private nonprofit institution of higher education to (i) establish a written memorandum of understanding with a local sexual assault crisis center or other victim support service and (ii) adopt policies to provide victims with information on contacting such center or service. The bill requires each public or private nonprofit institution of higher education to annually certify to the State Council of Higher Education for Virginia that it has reviewed its sexual violence policy. Finally, the bill requires the Department of Criminal Justice Services to monitor the impact the legislation will have on the workload of local victim witness programs and report to the its findings to the Chairmen

of the House and Senate Committees for Courts of Justice by October 1, 2016. This bill is identical to SB 712.

Patron - Bell, Robert B.

[P]HB1959 Public institutions of higher education; required reports on intellectual property and externally sponsored research. Requires public institutions of higher education to include in its six-year plan the following for the most recently ended fiscal year: (i) the assignment during the year of any intellectual property interests to a person or non-governmental entity by the institution or any related entity, (ii) the value of externally sponsored research funds received during the year from a person or nongovernmental entity by the institution or any related entity, and (iii) the number and types of patents awarded during the year to the institution or any related entity that were developed in whole or part from externally sponsored research provided by a person or nongovernmental entity. This bill is identical to SB 1206.

Patron - Toscano

[P]HB1980 Four-year public institutions of higher education; websites; informational tab or link. Requires each four-year public institution of higher education in the Commonwealth to maintain on the home page of its website and annually update no later than September 30 a tab or link that includes information related to undergraduate retention and graduation rates, tuition and mandatory student fee increases, the use of student fees, postsecondary education and employment, and the institution's finances. This bill is identical to SB 1223.

Patron - Hugo

[P]HB2068 Senior citizens higher education; income limit. Increases from \$15,000 to \$23,850 the maximum taxable individual income for senior citizens who wish to register for and enroll in courses as a full-time or part-time student for academic credit, tuition free, at a public institution of higher education.

Patron - Keam

[P]HB2290 The board of visitors of the University of Virginia; terms of rector and vice-rector. Requires the board of visitors of the University of Virginia to establish in its bylaws the commencement and expiration dates of the two-year terms of the board's rector and vice-rector. Under current law, such two-year terms are required to commence on July 1 of the year of appointment and expire on June 30 of the year of expiration.

Patron - Landes

[P]HB2306 Achieving a Better Life Experience (ABLE) savings trust accounts established; administered by the Virginia College Savings Plan. Establishes ABLE savings trust accounts to be administered by the Virginia College Savings Plan to facilitate the saving of private funds for paying the qualified disability expenses of certain disabled individuals. Under the federal Achieving a Better Life Experience Act of 2014, Congress authorized states to establish ABLE savings trust accounts to assist individuals and families in saving and paying for the education, housing, transportation, employment training and support, assistive technology and personal support services, health, prevention and wellness, financial management and administrative services, and other expenses of individuals who were disabled or blind prior to the age of 26. Earnings on contributions to ABLE savings trust accounts are exempt from federal income tax.

Because Virginia conforms to the federal income tax laws, earnings on contributions to ABLE savings trust accounts will

also be excluded from Virginia taxable income. This bill is identical to SB 1404.

Patron - Filler-Corn

HB2320 Cooperative online degree program plan.

Requires the Secretary of Education and the Director of the State Council of Higher Education for Virginia, in consultation with each two-year or four-year public or private, nonprofit institution of higher education in the Commonwealth and the Virginia Community College System, to develop a plan to establish and advertise a cooperative degree program whereby any undergraduate student enrolled at any two-year or four-year public or private, nonprofit institution of higher education in the Commonwealth may complete, through the use of online courses at any such institution, the course credit requirements to receive a degree at a tuition cost not to exceed \$4,000 per academic year, or such cost that is achievable. The Secretary and Director shall report no later than October 1, 2016 to the Chairmen of the House Committee on Appropriations, the House Committee on Education, the Senate Committee on Finance, and the Senate Committee on Education and Health on the progress made toward developing such cooperative degree program plan.

Patron - Cline

HB2354 State Board for Community Colleges; policy for the award of academic credit for military training.

Requires the State Board for Community Colleges to adopt, no later than December 31, 2015, a policy for the award of academic credit to any student enrolled at a comprehensive community college who has successfully completed a military training course or program as part of his military service that is applicable to the student's certificate of degree requirements and is recommended for academic credit by a national higher education association that provides academic credit recommendations for military training courses or programs, noted on the student's military transcript issued by any of the armed forces of the United States, or otherwise documented in writing by any of the armed forces of the United States. This bill is identical to SB 1335.

Patron - Yancey

SB712 Institutions of higher education; reporting acts of sexual violence.

Requires any responsible employee of a public or private nonprofit institution of higher education who in the course of his employment obtains information that an act of sexual violence has been committed against a student or on campus property or other property related to the institution to report such information to the Title IX coordinator for the institution as soon as practicable. The bill requires the Title IX coordinator to report such information to a review committee which shall meet within 72 hours of the receipt of information of an alleged act of sexual violence and which shall include the Title IX coordinator, a representative of law enforcement, and a student affairs representative. If the review committee determines that disclosure of the information regarding the alleged act of sexual violence is necessary to protect the health and safety of the victim or other individuals, the Title IX coordinator shall disclose the information, including personally identifiable information, to the law-enforcement agency responsible for investigating the alleged act. In cases involving a felony sexual assault, the representative of law enforcement on the review committee, or in certain situations, another committee member, shall consult with the local attorney for the Commonwealth. The bill requires the governing board of each public or private nonprofit institution of higher education to (i) establish a written memorandum of understanding with a local sexual assault crisis center or other victim support service and (ii) adopt policies to provide victims with information on contacting such center or service. The bill

requires each public or private nonprofit institution of higher education to annually certify to the State Council of Higher Education for Virginia that it has reviewed its sexual violence policy. Finally, the bill requires the Department of Criminal Justice Services to monitor the impact the legislation will have on the workload of local victim witness programs and report to the its findings to the Chairmen of the House and Senate Committees for Courts of Justice by October 1, 2016. This bill is identical to HB 1930.

Patron - Black

SB1024 Apprenticeship-related instruction.

Transfers from the State Board for Community Colleges to the Commissioner of Labor and Industry the duty to establish policies for apprentices governing the provision of apprenticeship-related instruction delivered by state and local public education agencies and provide for the administration and supervision of related and supplemental instruction. This bill is identical to HB 1822.

Patron - Alexander

SB1043 Bonds for institutions of higher education.

Authorizes issuance of bonds in an amount up to \$67,500,000 for revenue-producing capital projects at institutions of higher education. The bill has an emergency clause and is effective upon passage. This bill is identical to HB 1892.

Patron - Stosch

SB1122 Public institutions of higher education; students exhibiting suicidal tendencies or behavior; notification of student health or counseling center.

Requires each public institution of higher education's policies that advise students, faculty, and staff of the proper procedures for identifying and addressing the needs of students exhibiting suicidal tendencies or behavior to require procedures for notifying the institution's student health or counseling center when a student exhibits suicidal tendencies or behavior. This bill is identical to HB 1715.

Patron - Barker

SB1193 Academic transcripts; suspension, permanent dismissal, or withdrawal from institution.

Requires the registrar of certain public and private institutions of higher education, or the other employee, office, or department of the institution that is responsible for maintaining student academic records, to include a prominent notation on the transcript of each student who has been suspended for, has been permanently dismissed for, or withdraws from the institution while under investigation for a violation of the institution's code, rules, or set of standards governing student conduct. The bill provides that any notation due to a student's suspension shall be removed if the student completed the term of the suspension and any conditions thereof and has been determined by the institution to be in good standing.

Patron - Norment

SB1206 Public institutions of higher education; required reports on intellectual property and externally sponsored research.

Requires public institutions of higher education to include in its six-year plan the following for the most recently ended fiscal year: (i) the assignment during the year of any intellectual property interests to a person or non-governmental entity by the institution or any related entity, (ii) the value of externally sponsored research funds received during the year from a person or nongovernmental entity by the institution or any related entity, and (iii) the number and types of patents awarded during the year to the institution or any related entity that were developed in whole or part from exter-

nally sponsored research provided by a person or nongovernmental entity. This bill is identical to HB 1959.

Patron - Wagner

[P]SB1223 Four-year public institutions of higher education; websites; consumer information. Requires each four-year public institution of higher education in the Commonwealth to maintain on the home page of its website and annually update no later than September 30 a tab or link that includes information related to undergraduate retention and graduation rates, tuition and mandatory student fee increases, the use of student fees, postsecondary education and employment, and the institution's finances. This bill is identical to HB 1980.

Patron - McWaters

[P]SB1335 State Board for Community Colleges; policy for the award of academic credit for military training. Requires the State Board for Community Colleges to adopt, no later than December 31, 2015, a policy for the award of academic credit to any student enrolled at a comprehensive community college who has successfully completed a military training course or program as part of his military service that is applicable to the student's certificate of degree requirements and is recommended for academic credit by a national higher education association that provides academic credit recommendations for military training courses or programs, noted on the student's military transcript issued by any of the armed forces of the United States, or otherwise documented in writing by any of the armed forces of the United States. This bill incorporates SB 992 and SB 1322. This bill is identical to HB 2354.

Patron - Cosgrove

[P]SB1404 Achieving a Better Life Experience (ABLE) savings trust accounts established; administered by the Virginia College Savings Plan. Establishes ABLE savings trust accounts to be administered by the Virginia College Savings Plan to facilitate the saving of private funds for paying the qualified disability expenses of certain disabled individuals. Under the federal Achieving a Better Life Experience Act of 2014, Congress authorized states to establish ABLE savings trust accounts to assist individuals and families in saving and paying for the education, housing, transportation, employment training and support, assistive technology and personal support services, health, prevention and wellness, financial management and administrative services, and other expenses of individuals who were disabled or blind prior to the age of 26. Earnings on contributions to ABLE savings trust accounts are exempt from federal income tax.

Because Virginia conforms to the federal income tax laws, earnings on contributions to ABLE savings trust accounts will also be excluded from Virginia taxable income. This bill is identical to HB 2306.

Patron - Stosch

Failed

[F]HB1314 Student eligibility for in-state tuition at public institutions of higher education; state subsidy. Requires the General Assembly, in the event that it amends any provision of law to increase the number of students who are eligible for in-state tuition at public institutions of higher education despite not being domiciled in the Commonwealth pursuant to § 23-7.4, to (i) reimburse each institution in an amount equal to the difference between the in-state tuition rate and out-of-state tuition rate for each student who becomes eligible as a result of the amendments and (ii) fund the educational and gen-

eral programs of each institution at a level equal to or greater than the highest level of funding for educational and general programs in the preceding three years.

Patron - Davis

[F]HB1321 Public institutions of higher education; student right to representation at proceedings for the violation of institution's policies for the conduct of students. Provides that any student enrolled at a public institution of higher education who is alleged to have committed an offense punishable by a suspension of more than 10 days or by expulsion pursuant to the institution's policies for the conduct of students has the right to be represented, in his discretion and at his expense, by a licensed attorney or a nonattorney advocate for the duration of any disciplinary proceeding or other institutional proceeding regarding the alleged offense. The bill excepts students enrolled at Virginia Military Institute from such right to representation.

Patron - Morris

[F]HB1322 Public institutions of higher education; officially recognized student organizations; right to representation at proceedings for the violation of institution's policies for the conduct of students. Provides that any student organization that is officially recognized by a public institution of higher education and that is alleged to have violated the institution's policies for the conduct of students has the right to be represented, in its discretion and at its expense, by a licensed attorney or a nonattorney advocate for the duration of any disciplinary proceeding or other institutional proceeding regarding the alleged violation. The bill excepts officially recognized student organizations at Virginia Military Institute from such right to representation.

Patron - Morris

[F]HB1323 Students and officially recognized student organizations; proceedings for the violation of institution's policies for the conduct of students; petition for review. Provides that any (i) student who, as a result of any disciplinary proceeding or other institutional proceeding, is suspended for more than 10 days or expelled from a public institution of higher education for violating the institution's policies for the conduct of students or (ii) student organization that is (a) officially recognized by a public institution of higher education and (b) found to be in violation of the institution's policies for the conduct of students as a result of any disciplinary proceeding or other institutional proceeding has the right to petition for review of the institution's final decision in the circuit court for the locality in which the relevant institution is located. The bill requires the circuit court to determine whether the final decision was arbitrary, capricious, or otherwise contrary to the law and award successful petitioners certain damages and other forms of relief. The bill excepts students and officially recognized student organizations at Virginia Military Institute from such right to petition for review.

Patron - Morris

[F]HB1343 Campus police departments; sexual assault reporting. Requires that mutual aid agreements between campus police force and law-enforcement agencies contain provisions requiring either the campus police force or an agency with which it has established a mutual aid agreement to notify the local attorney for the Commonwealth of any investigation involving felony criminal sexual assault occurring on property owned or controlled by the institution of higher education within 48 hours of beginning such investigation.

Patron - Filler-Corn

HB1356 In-state tuition; students granted Temporary Protected Status and Deferred Action for Childhood Arrivals. Declares that absent congressional intent to the contrary, any person granted Temporary Protected Status or Deferred Action for Childhood Arrivals by U.S. Citizenship and Immigration Services does not have the capacity to intend to remain in Virginia indefinitely and, therefore, is ineligible for Virginia domicile and for in-state tuition charges at public institutions of higher education in the Commonwealth.

Patron - Ramadan

HB1389 Educational institution; prohibition on regulating concealed handguns. Prohibits any public institution of higher education from adopting or enforcing any rule, regulation, or policy prohibiting or limiting the carrying of a concealed handgun on property owned or operated by the institution by any person entitled to carry a concealed handgun. The bill also provides that any rule, regulation, or policy adopted prior to July 1, 2015, prohibiting or limiting the carrying of a concealed handgun is invalid.

Patron - Berg

HB1411 Possession of concealed handguns; faculty members at public institutions of higher education. Allows full-time faculty members of public institutions of higher education who possess a valid Virginia concealed handgun permit to carry a concealed handgun on campus.

Patron - Marshall, R.G.

HB1478 In-state tuition; students granted Deferred Action for Childhood Arrivals. Declares that absent congressional intent to the contrary, any person granted Deferred Action for Childhood Arrivals by U.S. Citizenship and Immigration Services has the capacity to intend to remain in Virginia indefinitely and, therefore, is eligible for Virginia domicile and for in-state tuition charges at public institutions of higher education in the Commonwealth.

Patron - Kory

HB1508 Institutions of higher education; sexual assault; memorandum of understanding and policies. Requires the governing board of each public or private institution of higher education to (i) establish a written memorandum of understanding with a local sexual assault crisis center or other victim support service and (ii) adopt policies that mandate the referral of a sexual assault victim to the sexual assault crisis center, provide clear guidance on linking victims to other community resources, provide options for victims who do not want to make an official report to make an anonymous report, and provide amnesty for victims who are concerned that an official report might jeopardize their academic status.

Patron - Sullivan

HB1677 Grants for earning workforce training credentials; New Economy Industry Credential Assistance Training Grants. Establishes a grant program that would pay grants to certain individuals successfully completing a non-credit workforce training program and earning the related credential in a high-demand field. The grant, up to a total of \$1,000, would be limited to payment of tuition charged for the training program, the cost of any required textbooks, and the cost of any examination required to earn the credential. Individuals (i) enrolled in a public or private high school and participating in a dual enrollment program or (ii) not enrolled in a public or private middle or high school would be eligible for the grant. The noncredit workforce training program must be provided or sponsored by (i) a Virginia community college, (ii) a private institution certified to operate in Virginia by the State Council of Higher Education for Virginia (SCHEV) that has elected to participate in the grant program, or (iii) the

Institute for Advanced Learning and Research, New College Institute, Roanoke Higher Education Center, Southern Virginia Higher Education Center, Southwest Virginia Higher Education Center, or Eastern Virginia Medical School. Individuals would apply for grants directly to the school that provided or sponsored the workforce training program. The Virginia Board of Workforce Development would maintain a list of high-demand fields and the related credentials on its website. The amount of grants available each year for the program would be determined by the general appropriation act. The bill has a delayed effective date of January 1, 2016.

Patron - Byron

HB1683 Institutions of higher education; liaison; criminal sexual assault and crimes resulting in serious bodily injury. Requires each institution of higher education to designate one employee to serve as the institution's liaison to the local department of social services and local law-enforcement agency to coordinate (i) a response to any crime resulting in serious bodily injury to a student or any criminal sexual assault committed against a student and (ii) access to programs for the victims of such crimes.

Patron - Herring

HB1692 Four-year public institutions of higher education; alternative tuition or fee structures. Permits each public institution of higher education to offer alternative tuition or fee structures to students. The bill provides that if a public institution of higher education, with the approval of the State Council of Higher Education for Virginia (the Council), offers alternative tuition or fee structures, including discounted tuition, four-year flat tuition rates, discounted student fees, or student fee and student services flexibility, to any Virginia-domiciled, first-time, incoming freshman undergraduate student who enrolls full time with the intent to earn a degree in a program that leads to employment in a high-demand field in the region, according to guidelines established by the Council, each student who receives the benefits of such an alternative tuition or fee structure shall count one and a half times for the purpose of (i) targeted economic and innovation incentives pursuant to subdivision 3 of § 23-38.87:16, (ii) the base adequacy funding guidelines adopted and periodically updated by the Joint Subcommittee Studying Higher Education Funding Policies, or (iii) biennial assessments of institutional performance as set forth in Part 4 of the general appropriation act and consistent with § 23-9.6:1.01.

Patron - Rush

HB1786 Higher education; reporting of sexual assault; penalty. Requires any administrator or professor employed by a public institution of higher education, except the institution's Title IX coordinator, who through the course of his employment obtains information alleging that a criminal sexual assault has occurred to report within 24 hours such information to law enforcement. The bill provides that a person in violation of the reporting requirement is guilty of a Class 1 misdemeanor.

Patron - Massie

HB1788 Public institutions of higher education; six-year plans; frequency. Changes from biennial to annual the requirement for the governing board of each public institution of higher education to develop, adopt, and submit a six-year plan for the institution. The bill also requires each institution to submit a report on its progress toward meeting the goals of its plan. The bill adds the chairs of the House Committee on Education and the Senate Committee on Education and Health to the list of plan and progress report recipients.

Patron - Massie

HB1888 Academic transcripts; suspension or permanent dismissal from institution. Requires the registrar of each public institution of higher education and certain private institutions of education, or the other employee, office, or department of the institution that is responsible for maintaining student academic records, to include a prominent notation on the transcript of each student who has been suspended or permanently dismissed from the institution for a violation of the institution's code, rules, or set of standards governing the conduct of students.

Patron - Jones

HB1895 Additional financial and administrative authority for certain public institutions of higher education. Permits the board of visitors or other governing body of any public institution of higher education that has entered into and successfully renewed a memorandum of understanding with the appropriate Cabinet Secretary or Secretaries to exercise, with some variation, (i) additional authority in the functional areas of information technology, procurement, and capital projects and (ii) the financial operational authority of covered institutions that have entered into management agreements. Under current law, such boards of visitors and governing bodies are limited to exercising authority in two of the three functional areas of information technology, procurement, and capital projects. The bill also describes the conditions for renewal and revocation of such authority and requires the accounts of each institution granted such authority to be audited by the Auditor of Public Accounts.

Patron - Cox

HB1896 Virginia Guaranteed Assistance Program; grants. Makes several changes to the Virginia Guaranteed Assistance Program (Program), including adding requirements that (i) each student eligible for the Program receive an award from the institution's appropriations for undergraduate student financial assistance before grants are awarded to students with equivalent remaining need, (ii) each eligible student receive an award in an amount greater than other grants awarded to students with equivalent remaining need, (iii) beginning with first-time students enrolled in the fall semester of 2016, each eligible student receive a Program award in an amount greater than the award of each eligible student with equivalent remaining need in the next-lowest class level, and (iv) each Program award be determined by a proportionate award schedule adopted by each institution and vary according to each student's remaining need and the total of tuition, fees, and other necessary charges, including books.

Patron - Cox

HB1988 Campus police departments; reporting of felony criminal sexual assault. Requires each campus police department that obtains information alleging that a felony criminal sexual assault has occurred to report such information no later than 48 hours after commencing an investigation into such allegation to the law-enforcement agency and the attorney for the Commonwealth serving the locality in which the institution is located or serving the locality in which the alleged violation occurred unless such report would be a violation of applicable state or federal law.

Patron - Morrissey

HB2102 Public institutions of higher education; sexual misconduct policies. Requires each public institution of higher education to update its sexual misconduct policy by September 30, 2015. The bill requires the State Council of Higher Education to approve or disapprove the updated policies and to oversee the updating process.

Patron - Hester

HB2110 Scholarships for military dependents, spouses, and surviving spouses. Establishes the Dependent Student, Spouse and Surviving Spouse, and Spouse of Disabled Veteran Scholarship Programs and permits the Department of Veterans Services to award renewable scholarships for the full amount of tuition, fees, and books to each dependent or non-dependent student who meets certain criteria and whose parent or spouse, while serving in active duty during military operations, died, disappeared, was imprisoned, or became disabled under certain circumstances.

Patron - Futrell

HB2121 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.

Patron - Mason

HB2122 Higher education; in-state tuition. Requires a public institution of higher education to grant a student in-state tuition if participation in a federal educational assistance program is conditioned on such student receiving in-state tuition.

Patron - Mason

HB2132 State Board for Community Colleges; policy for the award of academic credit for military training. Requires the State Board for Community Colleges to adopt, no later than December 31, 2015, a policy for the award of academic credit to any student enrolled at a comprehensive community college who has successfully completed a military training course or program as part of his military service that is applicable to the student's certificate of degree requirements and is recommended for academic credit by a national higher education association that provides academic credit recommendations for military training courses or programs, noted on the student's military transcript issued by any of the armed forces of the United States, or otherwise documented in writing by any of the armed forces of the United States.

Patron - Mason

HB2134 Public institutions of higher education; admission and enrollment of students domiciled in Virginia. Requires the board of visitors or other governing body of each public institution of higher education, except for the Virginia Military Institute, Norfolk State University, and Virginia State University, to establish policies requiring that at least 75 percent of students admitted to and enrolled at the institution be domiciled in Virginia. The bill requires each board of visitors or governing board to recover any lost revenue caused by this requirement by increasing the tuition charged to out-of-state students.

Patron - Ramadan

HB2139 Institutions of higher education; reporting of felony criminal sexual assault; academic transcript hold. Requires (i) any administrator employed by an institution of higher education, except in the case of administrators employed by the University of Virginia at the University of Virginia Medical Center, who through the course of his employment obtains information alleging that a felony criminal sexual assault has been committed by or against an enrolled student to report within 24 hours such information to the local law-enforcement agency and (ii) any campus police officer employed by an institution of higher education who through the course of his employment obtains information alleging that a felony criminal sexual assault has been committed by or against an enrolled student to report within 24 hours such information to the local attorney for the Commonwealth. The bill requires the State Council of Higher Education for Vir-

ginia, in conjunction with the Office of the Attorney General, to develop guidelines that delineate the extent to which state and federal privacy laws limit the reporting requirements of the bill. The bill also requires that the registrar of each institution of higher education or the other employee, office, or department of the institution that is responsible for maintaining student academic records shall place a hold on the academic transcript of each student who is alleged to have committed a felony criminal sexual assault until such time as the institution deems it appropriate to release such hold.

Patron - Toscano

[F]HB2187 Virginia Guaranteed Assistance Program; funding allocation. Requires funding for the Virginia Guaranteed Assistance Program to be allocated across institutions such that each institution is able to meet an equal percentage of the total demonstrated financial need of student recipients based on the Partnership Model adopted by the State Council of Higher Education for Virginia.

Patron - Kory

[F]HB2201 Academic transcripts; documentation of dismissal. Requires public institutions of higher education to document the dismissal of any student who has been dismissed for violation of the institution's sexual misconduct policy, student code of conduct, or institution's honor code on such student's academic transcript.

Patron - Toscano

[F]HB2268 Prepaid tuition contracts; differential tuition. Relieves the qualified beneficiary of a prepaid tuition contract offered by the Virginia College Savings Plan from the obligation to pay differential tuition at a public institution of higher education. The bill defines differential tuition as the difference between the higher quarter, semester, or term charge imposed for undergraduate tuition in a particular academic program by any two-year or four-year public institution of higher education in the Commonwealth and the standard quarter, semester, or term charge imposed for undergraduate tuition by such institution.

Patron - Hugo

[F]HB2346 Virginia Military Survivors and Dependents Education Program; eligibility. Extends the benefits of the Virginia Military Survivors and Dependents Education Program to the spouse or child of a veteran with at least a 90 percent permanent, service-related disability. Under current law, the spouse or child would be eligible for benefits only if the veteran's disability was incurred during military operations against terrorism, on a peacekeeping mission, as a result of a terrorist act, or in any armed conflict. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Villanueva

[F]SB722 In-state tuition; students granted Temporary Protected Status, Deferred Action for Childhood Arrivals, and Deferred Action for Parental Accountability. Declares that absent congressional intent to the contrary, any person granted Temporary Protected Status, Deferred Action for Childhood Arrivals, or Deferred Action for Parental Accountability by U.S. Citizenship and Immigration Services does not have the capacity to intend to remain in Virginia indefinitely and, therefore, is ineligible for Virginia domicile and for in-state tuition charges at public institutions of higher education in the Commonwealth.

Patron - Black

[F]SB734 Higher education; reporting of sexual assault; penalty. Requires any administrator or professor employed by a public institution of higher education who

through the course of his employment obtains information alleging that a criminal sexual assault has occurred to report within 24 hours such information to law enforcement. The bill provides that a person in violation of the reporting requirement is guilty of a Class 1 misdemeanor.

Patron - Saslaw

[F]SB806 Public institutions of higher education; fixed four-year tuition rate. Requires the board of visitors of four-year public institutions of higher education to prospectively fix the cost of tuition, room and board, and other mandatory fees for incoming Virginia freshman undergraduate students for four consecutive years under the following conditions: (i) eligible students shall be enrolled full time and remain continuously enrolled as full-time students for the period of eligibility; (ii) a class rate is annually established, in accordance with any requirements set forth in the appropriation act; (iii) rules are clearly established to address the eligibility of freshman undergraduate students, the eligibility of transfer students, and any unforeseen circumstances that may require eligible students to take a leave of absence from the institution; and (iv) information is disseminated to all students applying to the relevant institution that clearly and concisely explains program eligibility and costs.

Patron - Stanley

[F]SB849 Community colleges; enrollment policies. Requires the State Board for Community Colleges to develop policies directing community colleges to give notice of any open seat in any career or technical education course that is not at full capacity to (i) students enrolled in public high schools that are located in the region served by the community college and (ii) individuals who reside in the region served by the community college.

Patron - Stanley

[F]SB971 Community colleges; workforce training. Establishes the Community College Workforce Training Grant Program to provide a \$1,000 incentive payment to a community college for each student who (i) has successfully completed a noncredit workforce training program at the community college and (ii) subsequently obtains an industry-recognized certification or license in a high employer demand field in the region served by the community college, with such fields to be identified by the State Board for Community Colleges. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Ruff

[F]SB981 Institutions of higher education; sexual assault; memorandum of understanding and policies. Requires the governing board of each public or private institution of higher education to (i) establish a written memorandum of understanding with a local sexual assault crisis center or other victim support service and (ii) adopt policies that require the institution to offer to refer the sexual assault victim to the sexual assault crisis center, encourage victims to take steps to preserve physical evidence, provide clear guidance on linking victims to other community resources, provide options for victims who do not want to make an official report to make an anonymous report, and provide amnesty for victims who fear their conduct may also be questioned or who are concerned that an official report might jeopardize their academic status.

Patron - Favola

[F]SB983 Four-year public institutions of higher education; dual enrollment programs. Permits four-year public institutions of higher education to offer at a public high school through a dual enrollment program courses similar to those offered by the comprehensive community college that serves

the area when such community college is unable to offer its courses at the public high school despite good faith negotiations with the appropriate school board employees. The bill also removes obsolete provisions about extension programs and facilities for such programs.

Patron - Garrett

SB992 State Board for Community Colleges; policy for the award of academic credit for military training. Requires the State Board for Community Colleges to adopt, no later than December 31, 2015, a policy for the award of academic credit to any student enrolled at a comprehensive community college who has successfully completed a military training course or program as part of his military service that is applicable to the student's certificate of degree requirements and is recommended for academic credit by a national higher education association that provides academic credit recommendations for military training courses or programs, noted on the student's military transcript issued by any of the armed forces of the United States, or otherwise documented in writing by any of the armed forces of the United States. This bill was incorporated into SB 1335.

Patron - Dance

SB1183 Public institutions of higher education; fixed four-year tuition rate. Requires the board of visitors of four-year public institutions of higher education to prospectively fix the cost of tuition, room and board, and other mandatory fees for incoming in-state freshman undergraduate students for four consecutive years under the following conditions: (i) eligible students shall be enrolled full time and remain continuously enrolled as full-time students for the period of eligibility; (ii) an in-state class rate is annually established, in accordance with any requirements set forth in the appropriation act; (iii) rules are clearly established to address the eligibility of in-state freshman undergraduate students and any unforeseen circumstances that may require eligible students to take a leave of absence from the institution; and (iv) information is disseminated to all in-state students applying to the relevant institution that clearly and concisely explains program eligibility and costs.

Patron - McWaters

SB1192 Institutions of higher education; sexual misconduct policies. Requires the governing boards of public and private institutions of higher education to adopt a sexual misconduct policy that addresses incidents of sexual misconduct involving any person or student organization associated with the institution whether occurring on or off campus. The policies must include requirements for the institution to report certain sexual misconduct incidents to local law enforcement. Institutions that fail to comply with the policy requirements (i) in the case of public institutions, are subject to a 10 percent reduction in general funds and (ii) in the case of private institutions, are ineligible to receive Tuition Assistance Grants.

Patron - Norment

SB1209 Grants for earning workforce training credentials; New Economy Industry Credential Assistance Training Grants. Establishes a grant program that would pay grants to certain individuals enrolled at a two-year or four-year public institution of higher education in the Commonwealth in a noncredit workforce training program as a prerequisite to earning a related credential in a high-demand field. The grant, up to a total of \$1,000, would be limited to payment of tuition charged for the training program, the cost of any required textbooks, and the cost of any examination required to earn the credential. The Virginia Board of Workforce Development would maintain a list of high-demand fields and the related credentials on its website, and the State Council of Higher Educa-

tion for Virginia would administer the grants. The amount of grants available each year for the program would be determined by the general appropriation act. The bill has a delayed effective date of January 1, 2016.

Patron - Wagner

SB1252 Higher education; reporting of sexual assault; penalty. Requires any employee of a public institution of higher education who through the course of his employment obtains information alleging a criminal sexual assault has occurred to report within 24 hours such information to law enforcement. The bill provides that a person in violation of the reporting requirement is guilty of a Class 1 misdemeanor. The bill also requires the State Council of Higher Education for Virginia, in conjunction with the Office of the Attorney General, to develop guidelines that delineate the extent to which state and federal privacy laws limit the reporting requirements of the bill.

Patron - Deeds

SB1275 Institutions of higher education; reporting of sexual assault to DCJS. Requires each public or private institution of higher education that has obtained any information alleging that a felony sexual assault involving a student has occurred to report such information to the Department of Criminal Justice Services.

Patron - Barker

SB1322 State Board for Community Colleges; policy for the award of academic credit for military training. Requires the State Board for Community Colleges to adopt, no later than December 31, 2015, a policy for the award of academic credit to any student enrolled at a comprehensive community college who has successfully completed a military training course or program as part of his military service that is applicable to the student's certificate of degree requirements and is recommended for academic credit by a national higher education association that provides academic credit recommendations for military training courses or programs, noted on the student's military transcript issued by any of the armed forces of the United States, or otherwise documented in writing by any of the armed forces of the United States. This bill was incorporated into SB 1335.

Patron - Stosch

SB1326 Academic transcripts; documentation of dismissal. Requires public institutions of higher education to document the dismissal of any student who has been dismissed for violation of the institution's sexual misconduct policy, student code of conduct, or institution's honor code on such student's academic transcript.

Patron - Deeds

SB1327 Higher education; in-state tuition. Requires a public institution of higher education to grant a student in-state tuition if participation in a federal educational assistance program is conditioned on such student receiving in-state tuition.

Patron - Reeves

SB1329 Institutions of higher education; sexual assault; memorandum of understanding and policies. Requires the governing board of each public or private institution of higher education to (i) establish a written memorandum of understanding with a local sexual assault crisis center or other victim support service and (ii) adopt policies that require the institution to offer to refer the sexual assault victim to the sexual assault crisis center, encourage victims to take steps to preserve physical evidence, provide clear guidance on linking victims to other community resources, provide options for vic-

tims who do not want to make an official report to make an anonymous report, and provide for nonretaliation by the institution against victims who fear their conduct may also be questioned or who are concerned that an official report might jeopardize their academic status. The bill also requires the governing board of each public institution of higher education to certify to the State Council of Higher Education for Virginia that it has reviewed its sexual misconduct policy and updated it as appropriate. The bill requires the State Council and the Department of Criminal Justice Services to establish criteria for the certification process and to report to the Secretary of Education and the Secretary of Public Safety and Homeland Security on the certification status of institutions

Patron - Garrett

[SB1379 Public institutions of higher education; sexual misconduct policies. Requires the governing board of each public institution of higher education to certify to the State Council of Higher Education for Virginia that it has reviewed its sexual misconduct policy and updated it as appropriate. The bill requires the State Council and the Department of Criminal Justice Services to establish criteria for the certification process and to report to the Secretary of Education and the Secretary of Public Safety and Homeland Security on the certification status of institutions.

Patron - Saslaw

[SB1389 Virginia Military Survivors and Dependents Education Program; eligibility. Provides that the spouse or child of a veteran with at least 90 percent permanent disability may be eligible for benefits under the Virginia Military Survivors and Dependents Education Program if the veteran is the recipient of a Purple Heart or a portion of the veteran's disability was a direct result of combat or peacekeeping operations or a domestic terrorist attack.

Patron - Edwards

Elections

Passed

[HB1296 Vacancies in elected offices; terms of office; special elections. Prohibits a special election to fill a vacancy in an office from being held on the same day as the general election at which that office is regularly scheduled to be filled. The bill further prohibits an election to fill a vacancy in the representation of the Commonwealth in the United States Congress from being ordered or held if the general or special election at which it is to be called is scheduled within 75 days of the end of the term of the office to be filled. The bill provides that the term of office of any person who is elected at a general election to an office that is vacant at the time of the election shall begin when the person so elected has qualified and taken the oath of office. This bill is identical to SB 1066.

Patron - Cole

[HB1318 Applications for absentee ballots; photo identification required. Requires that any voter submitting his application for an absentee ballot by mail or by electronic or telephonic transmission to a facsimile device shall submit with his application a copy of one of the forms of identification acceptable under current law. The bill exempts from this requirement military and overseas voters and persons with a disability. Currently, only a voter who completes his applica-

tion for an absentee ballot in person is required to show a form of identification.

Patron - Campbell

[HB1332 House of Delegates districts; technical adjustments. Changes district assignments of certain census blocks between Districts 5 and 6 in Smyth County and between Districts 42 and 43 in Fairfax County in order to reflect new precinct lines. All four districts will continue to have deviations of less than one percent from the ideal district population.

Patron - Campbell

[HB1333 Polling places; designation of authorized representatives of political parties. Provides that the state or district chairman of a political party may sign the written statement designating an authorized representative of the party when the county or city chairman is unavailable to sign such a designation. Currently, only the county or city chairman is permitted to make such a designation. The bill also provides that a designation made by the state or district chairman does not take precedence over a designation made by the county or city chairman. Such authorized representatives are allowed to remain in the room while the election is conducted and to be present when voting equipment is examined prior to the polls' opening, when election results are ascertained, and when the validity of provisional votes is determined.

Patron - Campbell

[HB1417 House of Delegates districts; technical adjustments. Makes technical changes to House of Delegates Districts 7, 8, and 12 in Montgomery County in order to eliminate split voting precincts. Each district will have a deviation of less than one percent from the ideal district population.

Patron - Yost

[HB1433 General registrars; reassigning duties of the electoral board. Reassigns duties of the electoral board related to absentee voting and campaign finance to the general registrars. This bill is identical to SB 1092.

Patron - Cole

[HB1460 Campaign finance reports; filing schedule. Ends the pre-election reporting period for certain campaign finance reports 12 days before the election and begins the special large contribution reporting period 11 days before the election. This change eliminates an overlap under current law by which certain contributions given on the last day of the pre-election reporting period must be disclosed on both the pre-election report and the special large contribution report.

Patron - O'Bannon

[HB1473 General registrars; appointment from adjoining locality. Permits local electoral boards to appoint a general registrar who is a qualified voter of a county or city that adjoins the county or city for which he is appointed. Current law requires the general registrar to be a qualified voter of the county or city for which he is appointed.

Patron - Yost

[HB1538 Elections; voter identification; match of identification and pollbook name. Provides that a voter meets one qualification for voting if the voter's name as found on the pollbook matches or is substantially similar to the name listed on the form of identification presented and the name stated by the voter. The bill does not eliminate the other qualifications for being permitted to vote.

Patron - Watts

[HB1653 Voter identification; accepted forms of identification. Adds to the list of accepted forms of identifica-

tion for purposes of voting valid student photo identification cards issued by any private school located in the Commonwealth. Students of public high schools are currently permitted to use their student photo identification cards for purposes of voting because current law allows the use of photo identification issued by the Commonwealth or one of its political subdivisions. Current law also allows students from both public and private institutions of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting. The bill has a delayed effective date of January 2, 2016.

Patron - Bulova

[P]HB1699 House of Delegates districts; technical adjustment. Changes district assignments of two census blocks between Districts 25 and 26 in Rockingham County in order to reflect a new precinct line. Each district will have a deviation of less than one percent from the ideal district population.

Patron - Wilt

[P]HB2056 Election administration; lists of registered voters and persons who voted in certain elections. Requires the local electoral boards to provide to the Department of Elections within 14 days after the election the list of persons who voted, including those who voted provisionally and were determined to be entitled to vote, unless the local electoral board uses a nonelectronic pollbook, in which case the electoral board is required to submit such lists within seven days of the pollbook being released from the possession of the clerk of court. Current law requires that such lists be submitted to the Department of Elections within 60 days. The bill contains technical amendments to reflect the administrative reorganization of the Department of Elections that took effect July 1, 2014.

Patron - Sickles

[P]HB2062 Elections administration; pre-election and post-election activities. Makes technical amendments to certain pre-election and post-election activities, including voter registration, voting system requirements in polling places, and recounts, that reflect the administrative reorganization of the Department of Elections (the Department) that took effect July 1, 2014. The bill also requires confirmation documents, instead of voter registration cards, to notify voters of changes in registration records and polling places and reassigns the duty of posting recount changes to the Department. The Department is also added to the list of entities that may advise a court during a recount. The bill also requires that a precinct having more than 4,000 registered voters be provided with no less than two ballot scanner machines at a presidential election, but provides an exception for localities that determine that a second scanner is not necessary at a particular precinct on the basis of voter turnout and the average voter wait time in previous presidential elections.

Patron - Sickles

[P]HB2379 Voter list maintenance; list comparison data. Requires the State Board of Elections to use the data received through list comparisons with other states to maintain the overall accuracy of the voter registration system by identifying duplicate registrations, voters who no longer reside in the Commonwealth, and other persons who are no longer entitled to be registered. The bill also extends the current report requirement to those activities related to list maintenance using this data.

Patron - Bell, Robert B.

[P]HB2397 Uniform Military and Overseas Voters Act; efficiencies reforms. Makes several changes to the Uniform Military and Overseas Voters Act (UMOVA) and other

Code of Virginia sections relating to absentee voting by those voters covered under UMOVA. The bill requires the Department of Elections to make available at least 100 days prior to a regularly scheduled election information about the election to be used with the federal write-in absentee ballot and to provide a copy of such information to any UMOVA voter who requests it. Currently, this is a local responsibility. The bill also permits localities to use paper ballots for UMOVA voters who are eligible to vote only in federal elections. Localities are also permitted to obtain other evidence of mailing, rather than purchasing a certificate of mailing, when mailing absentee ballots to UMOVA voters. The section providing for an early absentee ballot for statewide offices is repealed, as it was rendered obsolete by 2011 legislation that expanded the use of federal write-in absentee ballots to all elections. This bill also contains technical amendments to reflect the administrative reorganization of the Department of Elections that took effect July 1, 2014.

Patron - Taylor

[P]SB816 Absentee voting; reason for application. Removes the requirement that a person applying for an absentee ballot because of an obligation occasioned by his religion provide information regarding the nature of such obligation. Instead, he is required to state that he has an obligation occasioned by his religion.

Patron - Howell

[P]SB871 Political campaign advertisements; yard signs. Includes yard signs in the definition of print media and defines yard signs to be those signs paid for or distributed by a candidate, campaign committee, or political committee to be placed on public or private property. The inclusion of yard signs in the definition of print media subjects yard signs to all current disclosure requirements for print media. The bill provides an exemption to the disclosure requirements for those yard signs paid for or distributed prior to July 1, 2015.

Patron - Cosgrove

[P]SB986 Senate districts; adjustment. Changes district assignments of two census precincts in Louisa County. The bill moves Fredericks Hall from District 17 to District 22 and South Anna from District 22 to District 17. The population deviation for both districts remains under two percent.

Patron - Garrett

[P]SB1062 Election administration; presidential elections; officers of election and ballot scanner machines. Requires any precinct having more than 4,000 registered voters to have not less than five officers of election serving at a presidential election and requires the electoral board to appoint additional officers as may be needed to comply with this requirement. The bill also requires the governing body of a county or city that uses ballot scanner machines at elections to provide for any precinct having more than 4,000 registered voters not less than two such machines at a presidential election, but provides an exception for localities that determine a second scanner is not necessary at a particular precinct on the basis of voter turnout and the average wait time for voters in previous presidential elections. Current law requires not less than three officers of election at each precinct and at least one ballot scanner machine at each precinct that uses such machines.

Patron - Obenshain

[P]SB1066 Vacancies in elected offices; terms of office; special elections. Prohibits a special election to fill a vacancy in an office from being held on the same day as the general election at which that office is regularly scheduled to be filled. The bill further prohibits an election to fill a vacancy in the representation of the Commonwealth in the United

States Congress from being ordered or held if the general or special election at which it is to be called is scheduled within 75 days of the end of the term of the office to be filled. The bill provides that the term of office of any person who is elected at a general election to an office that is vacant at the time of the election shall begin when the person so elected has qualified and taken the oath of office. This bill is identical to HB 1296.

Patron - Obenshain

[P]SB1084 General Assembly 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.

Patron - Vogel

[P]SB1089 Constitutional office; filling a vacancy. Clarifies that the highest ranking deputy officer or, in the case of the office of attorney for the Commonwealth, the highest ranking full-time assistant attorney for the Commonwealth shall step in to fill a vacancy in a constitutional office until a special election to fill such a vacancy has been held, regardless of a county or city charter's alternative method for filling such a vacancy. The bill contains a technical amendment.

Patron - Vogel

[P]SB1092 General registrars; reassigning duties of the electoral board. Reassigns duties of the electoral board related to absentee voting and campaign finance to the general registrars. This bill is identical to SB 1092.

Patron - Vogel

[P]SB1237 Senate districts; adjustments. Changes district assignments of census blocks in Albemarle County between Districts 17 and 25 in order exchange two precincts and to reunite two split precincts. The district population deviations remain at less than two percent from the ideal district population.

Patron - Reeves

[P]SB1350 Voter registration; cancellation of registration. Allows a voter to cancel his registration by notifying the Department of Elections through electronic means of his request to have his name removed from the registration records. The bill also allows the State Board of Elections to use commercially available sources to identify voters whose addresses may have changed. The bill further requires the general registrars to cancel the registration of any voter for whom the registrar receives a notice in accordance with the Driver License Compact that the voter has moved from the Commonwealth. This bill incorporates SB711.

Patron - Vogel

[P]SB1351 Polling place; authorized representative of political party; permitted handheld wireless communication devices. Removes the prohibition against use of handheld wireless communication devices containing a camera or other imaging device by authorized representatives of political parties inside a polling place or central absentee voter precinct, except when such device is being used to capture a digital image inside the polling place or central absentee voter precinct.

Patron - Vogel

Failed

[F]HB1280 Elections; primary elections; date of June primary elections. Changes the date of primary elections held in the month of June from the second Tuesday in June to the third Tuesday in June and changes candidate filing deadlines to reflect that change of date.

Patron - Fowler

[F]HB1292 Electoral boards; appointments. Requires that appointments to the electoral board in a county or city be made by the senior judge of the judicial circuit for that county or city. Currently, such appointments are made by the senior judge only if a majority of the circuit judges of the judicial circuit cannot agree on an appointment.

Patron - Cole

[F]HB1300 Elections; costs of primaries; reimbursement to localities. Requires the proper political party committee to reimburse in full each county and city conducting a primary election at the direction of the Commonwealth. The bill also shifts payment of the costs of a presidential primary election from the Commonwealth to the proper political party committee.

Patron - Ware

[F]HB1301 Compensation and expenses of electoral board members and general registrars. Provides for reimbursement to the localities of the whole amount of compensation and expenses of electoral board members and general registrars, notwithstanding any provision of the general appropriation act to the contrary.

Patron - Ware

[F]HB1312 Vote centers; pilot program. Authorizes the State Board of Elections to conduct a pilot program under which one or more localities unanimously approved by the State Board would establish vote centers for use in primary elections instead of operating a polling place for every precinct in the locality. The bill defines "vote center" as a location established by local ordinance where qualified voters from two or more designated precincts are directed to vote. The bill requires the governing body of a locality applying to participate in the pilot program to have the unanimous consent of its local electoral board. The bill also requires the State Board to publish a report on the program by August 15 of any year in which a vote center is used. The provisions of the bill would expire on December 31, 2019.

Patron - Anderson

[F]HB1327 Elections; assistance for certain voters. Allows any qualified voter who is 75 years of age or older or a person with a disability to request to go to the front of the line and to vote at the next available voting booth or voting system. The bill requires the chief officer of election or other designated election official to grant any such request made between the hours of 9:30 a.m. and 4:30 p.m. This provision applies also to central absentee voting precincts and locations in the county or city approved by the electoral board for the purpose of casting absentee ballots. A qualified voter who is 65 years of age or older or a person with a disability is still permitted to vote outside the polling place pursuant to § 24.2-649.

Patron - Filler-Corn

[F]HB1330 Campaign finance; fundraising during legislative sessions. Extends the current prohibition against campaign fundraising during legislative sessions to include candidates for the General Assembly or statewide office and

their campaign committees. Currently, the prohibition applies only to members of the General Assembly, statewide officials, and their campaign committees.

Patron - Campbell

[F]HB1362 Elections; run-off elections. Provides that no candidate shall be deemed to have been elected at a general election to any statewide office or the United States Senate unless such candidate receives more than 50 percent of the total votes cast for that office. The bill requires that when no candidate for an office receives more than 50 percent of the total votes cast at the general election for that office, a run-off election between the candidates receiving the highest and next-highest number of votes for that office shall be held. However, no run-off election shall be held if the total number of write-in votes cast for an office and the total number of votes cast for the candidate receiving the highest number of votes for an office together equal more than 50 percent of the total votes cast for that office. The bill requires run-off elections to be held on the fourth Tuesday following the date of the certification of the results of the general election or, if a recount is conducted after the general election, on the fourth Tuesday following the date of the certification of the results of the recount, unless the fourth Tuesday falls on a legal holiday, in which the case the run-off election will be held on the sixth Tuesday. The bill provides that all other elections, including a general election of electors for the President and Vice President of the United States, the person having the highest number of votes for an office shall be deemed to have been elected to such office and shall receive the certificate of election. Under current law, except in the case of a recount, the person having the most votes cast at any election shall be deemed to have been elected to that office.

Patron - Lingamfelter

[F]HB1375 Elections; voter identification; expiration date not considered. Provides that the expiration date on a form of identification offered for voting identification purposes shall not be considered when determining the validity of that form of identification.

Patron - Lindsey

[F]HB1394 Elections; absentee voting; no-excuse, in-person. Allows qualified voters to vote absentee in person without providing an excuse for not being able to vote in person on election day. The bill retains the statutory list of specific reasons allowing a voter to cast an absentee ballot by mail.

Patron - Herring

[F]HB1425 Elections; run-off elections. Provides that no candidate shall be deemed to have been elected at a general or special election to the United States Senate, the House of Representatives, the General Assembly, or any statewide office unless such candidate receives more than 50 percent of the total votes cast for that office. The bill requires that when no candidate for such an office receives more than 50 percent of the total votes cast at the general election for that office, a run-off election between the candidates receiving the highest and next-highest number of votes for that office shall be held. However, no run-off election shall be held if the number of write-in votes cast for an office and the number of votes cast for the candidate receiving the highest number of votes for an office together equal more than 50 percent of the total votes cast for that office. The bill requires a run-off election following a general election to be held on the first Tuesday in January, and a run-off election following a special election to be held on the fourth Tuesday following the certification by the State Board of Elections of the results of the special election. If a recount is conducted, the bill requires the run-off election following a general or special election to be held on the fourth

Tuesday following the date of the certification by the court of the results of the recount. The bill prohibits any run-off election from being held on a legal holiday and provides that the run-off election shall instead be held on the next following Tuesday that is not a legal holiday. The bill also provides that in all other elections, including a general election of electors for the President and Vice President of the United States, the person having the highest number of votes for an office shall be deemed to have been elected to such office and shall receive the certificate of election. Under current law, except in the case of a recount, the person having the most votes cast at any election shall be deemed to have been elected to that office.

Patron - Marshall, D.W.

[F]HB1428 Senate districts; adjustments. Changes district assignments of three census blocks in Montgomery County and the City of Radford from District 38 to District 19, the result being that none of Montgomery County remains in District 38. The district population deviations remain at less than two percent from the ideal district population.

Patron - Yost

[F]HB1429 Voter identification; accepted forms of identification. Adds to the list of accepted forms of identification for purposes of voting valid student photo identification cards issued by any private school located in the Commonwealth or by any public or private school or institution of higher education located in any other state or territory of the United States. Students of public high schools in Virginia are currently permitted to use their student photo identification cards for purposes of voting because current law allows the use of photo identification issued by the Commonwealth or one of its political subdivisions. Current law also allows students from public or private institutions of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting.

Patron - Herring

[F]HB1463 Elections; definition of "party" or "political party." Changes the definition of "party" or "political party" to mean an organization of citizens of the Commonwealth that, at either of the two preceding statewide general elections, received at least four percent of the total vote cast for any statewide office filled in that election. Currently, the threshold is 10 percent of the total vote cast for any statewide office filled at either of the two preceding statewide general elections.

Patron - Rasoul

[F]HB1465 Population data to be used in redistricting. Establishes a procedure for allocating persons in state and federal correctional facilities to their last known legal residential addresses for purposes of state legislative and local redistricting. Under current law, such persons are allocated to the location of the facility as reported in the decennial census. The bill directs the Department of Corrections, beginning January 1, 2016, to maintain a record for each person in its custody that will provide the necessary information and to request federal agencies operating facilities in which persons convicted of criminal offenses are incarcerated to provide such information. The bill requires such information to be delivered to the Division of Legislative Services by May 1 of the year in which the decennial census is taken. No later than 30 days from the date that the Census Bureau releases P.L. 94-171 redistricting data for Virginia, the Division is directed to prepare and publish revised population data that allocates to the extent possible the correctional population to the appropriate census geographical unit (i.e., census block) containing the incarcerated person's residential address. Correctional facility population for whom no address is known, or for whom no record is provided, shall

not be allocated to the census geographical unit containing the facility. Rather, all such population shall be allocated to a state unit not linked to a specific geographical location and shall not be used in determining the ideal population of legislative and local districts. The bill prohibits the use of revised population data in the distribution of any federal or state aid.

Patron - Rasoul

[F]HB1485 Congressional and state legislative districts. Provides criteria for the General Assembly to observe in drawing districts, including respect for political boundaries, equal population, racial and ethnic fairness, contiguity, compactness, and communities of interest. Use of political data or election results is prohibited unless necessary to determine if racial or ethnic minorities can elect candidates of their choice.

Patron - Sullivan

[F]HB1495 Voter identification; accepted forms of identification. Adds to the list of acceptable forms of voter identification a valid student photo identification card issued by any institution of higher education located in any other state or territory of the United States. Current law allows students from any institution of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting.

Patron - Sullivan

[F]HB1496 Elections; voter registration lists; interstate cross-checking programs. Prohibits the cancellation of the registration of an active voter identified on the basis of interstate cross-check lists as being registered to vote in another state without corroboration that he has moved from Virginia. Voters identified as having moved will be given notice before their registration is canceled. The bill also provides a timetable for the general registrars to process the names of such voters.

Patron - Sullivan

[F]HB1497 Absentee voting; no-excuse. Allows for any registered voter to vote by absentee ballot in any election in which he is qualified to vote. This bill removes the current list of statutory reasons a person may be entitled to vote by absentee ballot and consolidates multiple sections relating to absentee voting by uniformed and overseas voters into one section and multiple sections related to absentee voting by persons with a disability into one section. It repeals several sections, including one section made obsolete by the expansion of federal write-in absentee ballots to all elections.

Patron - Sullivan

[F]HB1518 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, 2016, 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 rules adopted by the duly constituted authorities of the state political party governing who may participate in the party's primaries held from April 1 of that year through March 31 of the following year.

Patron - Landes

[F]HB1574 Voter registration; proof of citizenship. Requires that a person registering to vote provide proof of

United States citizenship in a form specified by the State Board of Elections.

Patron - Pogge

[F]HB1599 Elections; voter registration; political party affiliation. Provides that a voter who votes in a primary election held by a political party shall be designated on his registration record as affiliated with that political party. The bill requires the State Board to use the list of persons voting in a primary election submitted by the electoral boards to designate a political party affiliation on the registration record for each voter, but prohibits the State Board of Elections from designating a political party affiliation for a voter until the voter has voted in a primary election held on or after January 1, 2016. Voters may change their party affiliation or designate themselves as independents by providing written notice to the general registrar for the locality in which they are registered. The bill does not change Virginia's present primary laws, and all registered voters remain eligible to participate in the primary of a political party that chooses to nominate by primary. The bill has a delayed effective date of January 1, 2016.

Patron - O'Bannon

[F]HB1690 Campaign Finance Disclosure Act; unlawful conversion of campaign contributions to personal use; penalty. Prohibits any candidate from converting any contributed moneys, securities, or like intangible personal property to his personal use or the personal use of a member of his immediate family. The bill provides that a contribution is considered to have been converted to personal use if the contribution, in whole or in part, is used to fulfill any commitment, obligation, or expense of the candidate or member of his immediate family that would exist irrespective of the candidate's duties as a candidate or public office holder. Such commitments, obligations, or expenses include a home mortgage, rent, or utility payment; a noncampaign-related automobile expense; a vacation or other noncampaign-related trip; or a clothing purchase. Personal use does not include the ordinary and accepted expenses related to campaigning or holding elective office. A violation is a Class 1 misdemeanor.

Patron - Simon

[F]HB1836 Campaign finance; certain contributions prohibited. Prohibits any corporation that has not established and is not acting as a political action committee from making any contribution to a candidate or campaign committee. The bill prohibits candidates and campaign committees from soliciting or accepting any contributions from such corporations. The bill defines "corporation" as any corporation organized under the laws of the United States, the Commonwealth, or any other state, regardless of whether the corporation does business in the Commonwealth.

Patron - Simon

[F]HB1858 Absentee voting; persons primarily and personally responsible for the care of a child. Adds to the list of persons eligible to vote absentee those persons who are unable to go to the polls on the day of the election because they are primarily and personally responsible for the care of a child under the age of five years who is cared for in the home.

Patron - Robinson

[F]HB1907 Electoral boards; required reporting. Requires electoral boards to report to the Department of Elections before and after any election certain information regarding officers of election, voting systems, and provisional ballots.

Patron - Lopez

HB1922 Elections; absentee voting by persons age 65 or older. Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee.

Patron - Murphy

HB1938 Campaign finance; campaign fundraising during special sessions prohibited. Prohibits campaign fundraising on and after the first day of a special session of the General Assembly through adjournment sine die of that session. Currently, campaign fundraising is prohibited only during regular sessions of the General Assembly.

Patron - Toscano

HB1971 Vacancies in the General Assembly; special elections. Requires at least two weeks between the issuance of a writ of an election to fill a vacancy in the General Assembly and the date of the special election to fill such vacancy.

Patron - Preston

HB1992 Elections; absentee voting; no-excuse, in-person. Allows qualified voters to vote absentee in person without providing an excuse for not being able to vote in person on election day. The bill retains the statutory list of specific reasons allowing a voter to cast an absentee ballot by mail.

Patron - Morrissey

HB2000 Elections; voter registration; early registration for persons 16 years of age or older. Allows persons who are otherwise qualified and 16 years of age or older to register to vote. The bill specifies that this early registration does not permit such a person to vote in any election occurring prior to his eighteenth birthday, except for those situations currently set out.

Patron - Torian

HB2057 Uniform Military and Overseas Voters Act; efficiencies reforms. Makes several changes to the Uniform Military and Overseas Voters Act (UMOVA) and other Code of Virginia sections relating to absentee voting by those voters covered under UMOVA. The bill requires the Department of Elections to make available at least 100 days prior to a regularly scheduled election information about the election to be used with the federal write-in absentee ballot and to provide a copy of such information to any UMOVA voter who requests it. Currently, this is a local responsibility. The bill also permits localities to use paper ballots for UMOVA voters who are eligible to vote only in federal elections. Localities are also permitted to obtain other evidence of mailing, rather than purchasing a certificate of mailing, when mailing absentee ballots to UMOVA voters. The section providing for an early absentee ballot for statewide offices is repealed, as it was rendered obsolete by 2011 legislation that expanded the use of federal write-in absentee ballots to all elections. This bill also contains technical amendments to reflect the administrative reorganization of the Department of Elections that took effect July 1, 2014.

Patron - Sickles

HB2065 Office of the Election Fraud Ombudsman. Establishes the Office of the Election Fraud Ombudsman within the Department of Elections, headed by the election fraud ombudsman, appointed by the Commissioner of Elections. The bill requires the Office of the Election Fraud Ombudsman to receive and investigate complaints of violations of Title 24.2 and to cooperate with the appropriate enforcement authority to ensure enforcement of the election laws. The Office of the Attorney General retains its authority to enforce and prosecute violations of the election laws.

Patron - Keam

HB2142 Voting systems; use of direct recording electronic machines. Prohibits the use of direct recording electronic (DRE) machines in elections on and after July 1, 2016, except for the express purpose of providing accessible voting equipment as required by law. The bill allows the modification of previously acquired DREs for the express purpose of providing accessible voting equipment.

Patron - Yancey

HB2152 Write-in votes; duties of the electoral boards. Provides that when no person is elected to an office by write-in votes and the total number of write-in votes for that office is less than 95 percent of the total number of votes cast for the candidate receiving the most votes in the election district, the electoral board is not required to ascertain the total number of write-in votes cast for each person receiving write-in votes, but is required to ascertain the total number of write-in votes cast for that office in the locality. If an office in which the total number of write-in votes cast in the election district exceeds (i) the highest number of votes cast for any candidate whose name appears on the ballot or (ii) 95 percent of the total number of votes cast for the candidate receiving the highest number of votes for that office, each electoral board in that election district is required to ascertain the total votes for each write-in candidate for the office within one week following the election.

Patron - Futrell

HB2157 Absentee voting; emergency voting. Provides the process by which a qualified voter is permitted to vote by an absentee ballot when an emergency either prevented him from applying for an absentee ballot by the deadline or will prevent him from voting in person on election day. The bill consolidates current sections regarding emergency absentee voting into one section. The bill also provides for the Commissioner of Elections to take administrative action to facilitate absentee voting by those persons providing emergency or other services in an area in which a state of emergency has been declared.

Patron - Sickles

HB2158 Special elections; quarterly schedule. Provides for a quarterly schedule for special elections. Every special election is required to be held on the first Tuesday following the first Monday in February, May, August, or November. The bill requires that (i) a vacancy occurring more than 55 days prior to the date of the next quarterly special election be filled at that next quarterly special election and (ii) a vacancy occurring within the 55 days prior to the date of the next quarterly special election be filled at the second quarterly special election following such vacancy. The bill also amends the deadlines for the quarterly special election dates that do not fall on the date of a May or November general election, by which independent candidates are required to file declarations of candidacy and petitions and political parties are required to nominate candidates. The bill exempts from the quarterly special election schedule and the deadlines for filing by candidates or for nominating candidates, those vacancies in the General Assembly that occur after the date of the November quarterly special election but before the second Wednesday in January and permits such vacancies to be filled at a special election held on any date, provided the date is a Tuesday and the writ otherwise complies with current law.

Patron - Sickles

HB2211 Bipartisan Virginia Redistricting Commission. Provides for a statewide referendum on the question of whether the General Assembly should adopt a resolution to propose an amendment to the Constitution of Virginia that would establish an independent redistricting commission to

create and propose redistricting plans for House of Delegates, state Senate, and congressional districts. The results would be advisory only and are intended only to demonstrate the preference of the citizens of the Commonwealth on the manner in which electoral districts are created. The referendum would be held at the November 2015 general election.

Patron - Ward

[F]HB2230 Electoral college; allocation of electoral votes. Revises the process by which the Commonwealth's electoral votes are allocated among the slates of presidential electors. The bill provides that a voter will vote for two electors for the Commonwealth at large and one elector for the congressional district in which he is qualified to vote. The candidates for President and Vice President receiving the highest number of votes cast statewide are allocated the two electoral votes for the Commonwealth at large, and the candidates for President and Vice President receiving the highest number of votes cast in each congressional district are allocated the one electoral vote for that congressional district. Currently, the candidates for President and Vice President receiving the highest number of votes cast statewide are allocated the total number of the Commonwealth's electoral votes.

Patron - Fariss

[F]HB2252 Elections; absentee voting by persons age 65 or older. Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee.

Patron - Preston

[F]HB2270 Elections; date of June primary elections. Changes the date of primary elections held in the month of June from the second Tuesday to the third Tuesday and changes candidate filing deadlines accordingly.

Patron - Futrell

[F]SB677 Elections; absentee voting; no-excuse, in-person. Allows qualified voters to vote absentee in person without providing an excuse for not being able to vote in person on election day. The bill retains the statutory list of specific reasons allowing a voter to cast an absentee ballot by mail. This bill incorporates SB 954.

Patron - Howell

[F]SB688 Voter identification; accepted forms of identification. Adds to the list of accepted forms of identification for purposes of voting valid student photo identification cards issued by any private school located in the Commonwealth or by any public or private school or institution of higher education located in any other state or territory of the United States. Students of public high schools in Virginia are currently permitted to use their student photo identification cards for purposes of voting because current law allows the use of photo identification issued by the Commonwealth or one of its political subdivisions. Current law also allows students from public or private institutions of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting. This bill was incorporated into SB 820.

Patron - Ebbin

[F]SB691 Vote centers; pilot program. Authorizes the State Board of Elections to conduct a pilot program under which one or more localities unanimously approved by the State Board would establish vote centers for use in primary elections instead of operating a polling place for every precinct in the locality. The bill defines "vote center" as a location established by local ordinance where qualified voters from two or more designated precincts are directed to vote. The bill requires the governing body of a locality applying to partici-

pate in the pilot program to have the unanimous consent of its local electoral board. The bill also requires the State Board to publish a report on the program by August 15 of any year in which a vote center is used. The provisions of the bill would expire on December 31, 2019. The bill incorporates SB 1077.

Patron - Deeds

[F]SB708 Elections; absentee voting by persons age 65 or older. Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee. This bill was incorporated into SB 719.

Patron - Edwards

[F]SB711 Voter registration; duties of State Board of Elections and general registrars. Requires general registrars to conduct and complete within 30 days of the receipt of precinct lists from the State Board of Elections a cross-check of precinct list voters with voter registration data supplied by other states in the interstate cross-check system developed under current law by the State Board. The bill requires the State Board to grant an extension of up to 30 days to complete the cross-check if so requested by a general registrar within 48 hours of initial receipt of the precinct list. The bill requires the general registrars to, at a minimum, compare the Virginia Voter Registration System registration history and Virginia voting history of precinct list voters with the out-of-state registration data provided in the interstate cross-check system and prohibits the cancellation of a voter's registration within 90 days prior to a primary or general election solely on the basis of the interstate cross-check. The provisions of the bill are contingent on funding in a general appropriation act passed in 2015 by the General Assembly that becomes law. This bill was incorporated into SB 1350.

Patron - Edwards

[F]SB719 Elections; absentee voting by persons age 65 or older. Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee. The bill incorporates SB 708, SB 758, SB 822, and SB 910.

Patron - McWaters

[F]SB742 Elections; run-off elections. Provides that no candidate shall be deemed to have been elected at a general election to any statewide office or to the United States Senate unless such candidate receives more than 50 percent of the total votes cast for that office. The bill requires that when no candidate for an office receives more than 50 percent of the total votes cast at the general election for that office, a run-off election between the candidates receiving the highest and next-highest number of votes for that office shall be held. However, no run-off election shall be held if the total number of write-in votes cast for an office and the total number of votes cast for the candidate receiving the highest number of votes for an office together equal more than 50 percent of the total votes cast for that office. The bill requires run-off elections to be held on the fourth Tuesday following the date of the certification of the results of the general election or, if a recount is conducted after the general election, on the fourth Tuesday following the date of the certification of the results of the recount, unless the fourth Tuesday falls on a legal holiday, in which case the run-off election will be held on the sixth Tuesday. The bill provides that for all other elections, including a general election of electors for the President and Vice President of the United States, the person having the highest number of votes for an office shall be deemed to have been elected to such office and shall receive the certificate of election. Under current law, except in the case of a recount, the person having the most votes cast at any election shall be deemed to have been elected to that office. The bill incorporates SB 1397. The provisions of the

bill are contingent on funding in a 2015 general appropriation act.

Patron - Carrico

SB746 Absentee ballots; deadline for mailing to voters. Extends the deadline by which the electoral boards are required to make available printed ballots to be used for absentee voting from 45 days to 60 days prior to the election. By reference, this measure extends the deadline by which the general registrars are required to send out absentee ballots.

Patron - Watkins

SB747 Absentee voting; application for ballot. Requires that an absentee ballot application made by mail, electronic or telephonic transmission to a facsimile device, or other means be made no later than 5:00 p.m. on the eleventh day prior to the election in which the applicant is applying to vote absentee. Current law requires the application be made no later than the seventh day prior to the election.

Patron - Watkins

SB758 Elections; absentee voting by persons age 65 or older. Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee. This bill was incorporated into SB 719.

Patron - Barker

SB765 Population data to be used in redistricting. Establishes a procedure for allocating persons in state and federal correctional facilities to their last known residential addresses for purposes of state legislative and local redistricting. Under current law, such persons are allocated to the location of the facility as reported in the decennial census. The bill directs the Department of Corrections, beginning January 1, 2016, to maintain a record for each person in its custody that will provide the necessary information and to request federal agencies operating facilities in which persons convicted of criminal offenses are incarcerated to provide such information. The bill requires such information to be delivered to the Division of Legislative Services by May 1 of the year in which the decennial census is taken. No later than 30 days from the date that the Census Bureau releases P.L. 94-171 redistricting data for Virginia, the Division is directed to prepare and publish revised population data that allocates to the extent possible the correctional population to the appropriate census geographical unit (i.e., census block) containing the incarcerated person's residential address. Correctional facility population for whom no address is known, or for whom no record is provided, shall not be allocated to the census geographical unit containing the facility. Rather, all such population shall be allocated to a state unit not linked to a specific geographical location and shall not be used in determining the ideal population of legislative and local districts. The bill prohibits the use of revised population data in the distribution of any federal or state aid.

Patron - Edwards

SB766 Candidates; signatures required on ballot petitions. Reduces the number of signatures an independent candidate or a candidate for nomination by primary is required to gather on the candidate petition when seeking to qualify as a candidate for the United States Senate, Governor, Lieutenant Governor, or Attorney General. The bill requires these candidates gather 5,000 signatures, including at least 200 from each congressional district. Current law requires 10,000 signatures, including at least 400 from each congressional district.

Patron - Edwards

SB786 Electoral college; allocation of electoral votes. Revises the process by which the Commonwealth's electoral votes are allocated among the slates of presidential electors from a winner-take-all basis to a proportional allocation basis. The two electoral votes to which Virginia is entitled by virtue of its representation in the United States Senate shall be allocated to the slate of presidential electors that receives the highest number of votes cast statewide. The total number of electoral votes to which Virginia is entitled by virtue of its representation in the United States House of Representatives shall be allocated among the slates of presidential electors according to the proportional share each slate receives of the total number of votes cast statewide for President as follows: The total number of votes cast for each slate of presidential electors shall be divided by the total number of votes cast for all slates of electors and the resulting proportion shall be multiplied by the number of electoral votes to which Virginia is entitled to determine the number of electoral votes for each slate, rounded to the nearest whole number.

Patron - Carrico

SB820 Voter identification; accepted forms of identification. Adds to the list of accepted forms of identification for purposes of voting valid student photo identification cards issued by any private school located in the Commonwealth. Students of public high schools are currently permitted to use their student photo identification cards for purposes of voting because current law allows the use of photo identification issued by the Commonwealth or one of its political subdivisions. Current law also allows students from both public and private institutions of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting. This bill incorporates SB 688.

Patron - Barker

SB822 Elections; absentee voting by persons age 65 or older. Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee. This bill was incorporated into SB 719.

Patron - Miller

SB824 Bipartisan Virginia Redistricting Commission. Provides for a statewide referendum on the question of whether the General Assembly should adopt a resolution to propose an amendment to the Constitution of Virginia that would establish an independent redistricting commission to create and propose redistricting plans for House of Delegates, state Senate, and congressional districts. The results would be advisory only and are intended only to demonstrate the preference of the citizens of the Commonwealth on the manner in which electoral districts are created. The referendum would be held at the November 2015 general election.

Patron - Miller

SB827 Voting systems; use of direct recording electronic machines. Prohibits the use of direct recording electronic (DRE) machines in elections on and after July 1, 2016, except for the express purpose of providing accessible voting equipment as required by law. The bill allows the modification of previously acquired DREs for the express purpose of providing accessible voting equipment.

Patron - Miller

SB840 Congressional and state legislative districts. Provides criteria for the General Assembly to observe in drawing districts, including respect for political boundaries, equal population, racial and ethnic fairness, contiguity, compactness, and communities of interest. Use of political data or election

results is prohibited unless necessary to determine if racial or ethnic minorities can elect candidates of their choice.

Patron - Watkins

FSB853 Elections; assistance for certain voters.

Allows any qualified voter who is 75 years of age or older or a person with a disability to request to go to the front of the line and to vote at the next available voting booth or voting system. The bill requires the chief officer of election or other designated election official to grant any such request made between the hours of 9:30 a.m. and 4:30 p.m. This provision applies also to central absentee voting precincts and locations in the county or city approved by the electoral board for the purpose of casting absentee ballots, but exempts polling places located in a nursing home, assisted living facility, or continuing care retirement community. A qualified voter who is 65 years of age or older or a person with a disability is still permitted to vote outside the polling place pursuant to § 24.2-649. This bill incorporates SB 1073.

Patron - Favola

FSB906 Absentee voting; information required on application. Eliminates the requirement that a voter applying for an absentee ballot provide on the application the last four digits of his social security number.

Patron - Howell

FSB907 Absentee ballots; name and address of voter.

Provides that a voter's failure to include, in the Statement of Voter on the back of the envelope for returning a voted absentee ballot, his full name and the full address of his legal residence in Virginia is not a material omission and does not render his ballot void.

Patron - Howell

FSB910 Elections; absentee voting by persons age 65 or older.

Entitles persons age 65 or older on the day of an election for which an absentee ballot is requested to vote absentee. This bill was incorporated into SB 719.

Patron - Wexton

FSB922 Voter identification; accepted forms of identification.

Adds to the list of accepted forms of identification for purposes of voting a valid identification card that contains a photograph of the voter and is issued by any private entity that is licensed or certified, in whole or in part, by the State Department of Health, the Department of Social Services, the Department of Medical Assistance Services, or the Department of Behavioral Health and Developmental Services. An employee of any such private entity is currently permitted to use his employee identification card, provided the card contains a photograph of the voter, for purposes of voting. The bill allows a resident or other person who receives services from such private entity to use a valid identification card, provided the card contains a photograph of the voter, issued by the private entity.

Patron - Wexton

FSB954 Elections; absentee voting; no-excuse, in-person.

Allows qualified voters to vote absentee in person without providing an excuse for not being able to vote in person on election day. The bill retains the statutory list of specific reasons allowing a voter to cast an absentee ballot by mail. This bill was incorporated into SB 677.

Patron - Dance

FSB1000 Redistricting process.

Provides a new method for the preparation of state legislative and congressional redistricting plans; spells out standards for developing plans, including population equality, compactness, maintenance of cores of existing districts, and respect for locality

boundaries; precludes consideration of incumbency and political data in developing plans; assigns responsibility to the Division of Legislative Services to prepare plans for submission to the General Assembly; and establishes a temporary redistricting advisory commission to advise the Division, disseminate information on plans, and hold hearings for public reaction to plans. The General Assembly may reject the Division's plans and may ultimately amend the plans. This bill is patterned after the Iowa redistricting process.

Patron - Lewis

FSB1060 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 2015, 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 bill (i) requires the state party chairman to notify the State Board by January 31 of each year whether the party will close or open its primaries, (ii) requires that primary candidate petitions be signed and witnessed by voters registered as affiliated with the party conducting the primary, (iii) sets the required number of petition signatures at one percent of the number of voters registered as affiliated with the party in the election district where the primary is being held, and (iv) allows an official political party to retain that status as long as at least 15 percent of the Commonwealth's registered voters are registered as affiliated with that party.

Patron - Obenshain

FSB1061 Elections; electronic pollbooks; photographs.

Requires electronic pollbooks to contain a photograph and identifying information received by the State Board of Elections from the Department of Motor Vehicles for each registered voter for whom the Department of Motor Vehicles has such a photograph and identifying information. Lists of voters furnished pursuant to current law are prohibited from containing any voter's photograph or identifying physical information. The bill also provides that if the electronic pollbook contains the voter's photograph and identifying information, the officer of election is required to access that photograph and identifying information and the voter is not required to present one of the statutorily required forms of identification. Additionally, the bill requires the officer of election to challenge the voter's vote if the voter does not appear to be the same person depicted in the photograph or in the pollbook. The bill has a delayed effective date of July 1, 2016.

Patron - Obenshain

FSB1073 Elections; assistance for certain voters.

Allows any qualified voter who is 75 years of age or older or a person with a disability to request to go to the front of the line and to vote at the next available voting booth or voting system. The bill requires the chief officer of election or other designated election official to grant any such request made between the hours of 9:30 a.m. and 4:30 p.m. This provision applies also to central absentee voting precincts and locations in the county or city approved by the electoral board for the purpose of casting absentee ballots. A qualified voter who is 65 years of age or older or a person with a disability is still permitted to vote outside the polling place pursuant to § 24.2-649. This bill was incorporated into SB 853.

Patron - McDougle

FSB1076 Elections; date of June primary elections.

Changes the date of primary elections held in the month of

June from the second Tuesday to the third Tuesday and changes candidate filing deadlines accordingly.

Patron - Vogel

SB1077 Vote centers; pilot program. Authorizes the State Board of Elections to conduct a pilot program under which one or more localities unanimously approved by the State Board would establish vote centers for use in primary elections instead of operating a polling place for every precinct in the locality. The bill defines "vote center" as a location established by local ordinance where qualified voters from two or more designated precincts are directed to vote. The bill requires the governing body of a locality applying to participate in the pilot program to have the unanimous consent of its local electoral board. The bill also requires the State Board to publish a report on the program by August 15 of any year in which a vote center is used. The provisions of the bill would expire on December 31, 2019. This bill was incorporated into SB 691.

Patron - Vogel

SB1255 Elections; method of nominating party candidates. Removes the power of incumbent officeholders in some cases to insist on a primary as the method of nominating political party candidates and removes the power of General Assembly incumbents seeking reelection to determine the method of nomination. The current power to determine the method of nominating party candidates held by the duly constituted authorities of the political party remains.

Patron - Smith

SB1288 General registrars; assistant registrars. Removes the requirement that in Russell County there be at least one full-time assistant registrar serving in the office of the general registrar. The law for all other counties and cities permits each electoral board to determine the number of assistant registrars, with more specific requirements for assistant registrars depending on the population of the county or city.

Patron - Watkins

SB1302 Campaign finance; campaign fundraising during special sessions prohibited. Prohibits campaign fundraising on and after the first day of a special session of the General Assembly through adjournment sine die of that session. Currently, campaign fundraising is prohibited only during regular sessions of the General Assembly.

Patron - Edwards

SB1337 Voter registration; voter list maintenance. Extends the current prohibition against periodic list maintenance within the 90 days preceding a federal primary or general election to all primary and general elections. The bill also requires that the processing of registered voter lists developed through list comparisons with other states is to be completed in accordance with the current laws for regular periodic list maintenance.

Patron - McEachin

SB1397 Elections; run-off elections. Provides that no candidate shall be deemed to have been elected at a general election to any statewide office or to the United States Senate unless such candidate receives more than 50 percent of the total votes cast for that office. The bill requires that when no candidate for an office receives more than 50 percent of the total votes cast at the general election for that office, a run-off election between the candidates receiving the highest and next-highest number of votes for that office shall be held. However, no run-off election shall be held if the total number of write-in votes cast for an office and the total number of votes cast for the candidate receiving the highest number of votes for an

office together equal more than 50 percent of the total votes cast for that office. The bill requires run-off elections to be held on the fourth Tuesday following the date of the certification of the results of the general election or, if a recount is conducted after the general election, on the fourth Tuesday following the date of the certification of the results of the recount, unless the fourth Tuesday falls on a legal holiday, in which case the run-off election will be held on the sixth Tuesday. The bill provides that all other elections, including a general election of electors for the President and Vice President of the United States, the person having the highest number of votes for an office shall be deemed to have been elected to such office and shall receive the certificate of election. Under current law, except in the case of a recount, the person having the most votes cast at any election shall be deemed to have been elected to that office. This bill was incorporated into SB 742.

Patron - McDougale

SB1400 Campaign finance; campaign contribution limits; civil penalty. Prohibits a person, other than a political party committee or political action committee, from making any single contribution or any combination of contributions that exceeds \$10,000 to any one candidate for Governor, Lieutenant Governor, Attorney General, or the General Assembly in a primary or other method of political party nomination immediately preceding the general or special election, or \$20,000 to any such candidate in any one election cycle. The bill also prohibits political action committees from making any single contribution or any combination of contributions that exceeds \$25,000 to any one candidate for Governor, Lieutenant Governor, Attorney General, or the General Assembly in a primary or other method of political party nomination immediately preceding the general or special election, or \$50,000 to any such candidate in any one election cycle. Compliance with these limitations is a requirement for candidacy for those offices. No limits are placed on contributions made by political party committees or by a candidate to his own campaign. Civil penalties for violations of the limits may equal up to two times the excess contribution amounts.

Patron - Petersen

SB1418 Petitions for candidacy; collection of signatures by electronic means. Allows a candidate required to file a petition of candidacy to collect the required number of qualified signatures by electronic means. The Department of Elections is required to make available on its website a petition for any candidate who notifies the Department that he intends to collect signatures electronically. Before a signature is added to the electronic candidate petition, the Department of Elections is required to verify that the name, residence address, and identifying number provided by the qualified voter match the information contained in his voter registration record. The Department of Elections is also required to immediately alert any person whose signature is not added to the petition and to notify the candidate or the chairman of the candidate's political party when the minimum number of qualified signatures has been collected. The bill has a delayed effective date of January 1, 2017.

Patron - McWaters

SB1463 Voter registration; electronic signatures. Prohibits acceptance of an electronic signature on an application to register to vote unless the signature is verified as the signature on record with the Department of Motor Vehicles.

Patron - Wagner

Eminent Domain

Passed

[P]SB1435 Eminent domain; lost profits and just compensation. Requires that any and all liability for lost profits claimed in an action for compensation pursuant to a taking under eminent domain be set forth specifically in the award for just compensation and that in a partial acquisition, in the event that the owner of the property being condemned and the owner of the business or farm operation claiming lost profits are the same, then any enhancement shall be offset against both damage to the residue and lost profits. The bill also defines lost profits as a loss of business profits for a period not to exceed three years from the date of valuation if there is a partial taking and for a period not to exceed one year from the date of valuation if the entire parcel of property is taken.

Patron - Deeds

Failed

[F]HB2097 Condemnation proceedings; dispute resolution session. Provides that when the court refers the parties in a condemnation proceeding to a dispute resolution orientation session, the court shall also provide the name of a single independent appraiser to determine the fair market value of the property in question.

Patron - Keam

Financial Institutions and Services

Passed

[P]HB1487 Depository institutions; savings promotions. Authorizes banks, savings institutions, and credit unions to sponsor savings promotions, which are contests or promotions (i) conducted for the purposes of encouraging depositors to build and maintain savings deposits and (ii) in which depositors are provided a chance of winning designated prizes. This bill is identical to SB 737.

Patron - Habeeb

[P]HB1629 Financial institutions; automated teller machines. Excludes any automated teller machine, cash-dispensing machine, or similar electronic or computer terminal from the definition of a bank's branch office or credit union's service facility. By excluding such items from the scope of what constitutes a bank branch office or credit union service facility, the measure removes the requirement that their locations be approved by the State Corporation Commission (SCC). The measure also removes requirements that (i) in-state banks provide notice to, and receive approval from, the SCC before establishing automated teller machines and (ii) out-of-state banks provide to the SCC a copy of the notice or application, or both, sent to their home state regulator. This bill is identical to SB 875.

Patron - Byron

[P]HB1800 Open-end lending by banks, savings institutions, and credit unions; credit cards; grace period.

Adjusts the period used in determining whether a borrower has repaid his open-end credit card balance in full and therefore is exempt from a finance charge on purchases of merchandise or services. The measure provides that a bank, savings institution, or credit union shall not impose a finance charge on purchases of merchandise or services by credit card if payment in full of the unpaid balance owing for extensions of credit is received prior to the payment due date and requires the payment due date to be at least 25 days later than the billing date. The requirement for a 25-day grace period for payments on an open-end credit plan by a credit union that does not involve a credit card is deleted. Under existing law, the next billing date, rather than the payment due date, applies. This bill is identical to SB 859.

Patron - Villanueva

[P]SB737 Depository institutions; savings promotions. Authorizes banks, savings institutions, and credit unions to sponsor savings promotions, which are contests or promotions (i) conducted for the purposes of encouraging depositors to build and maintain savings deposits and (ii) in which depositors are provided a chance of winning designated prizes. This bill is identical to HB 1487.

Patron - Cosgrove

[P]SB859 Open-end lending by banks, savings institutions, and credit unions; credit cards; grace period. Adjusts the period used in determining whether a borrower has repaid his open-end credit card balance in full and therefore is exempt from a finance charge on purchases of merchandise or services. The measure provides that a bank, savings institution, or credit union shall not impose a finance charge on purchases of merchandise or services by credit card if payment in full of the unpaid balance owing for extensions of credit is received prior to the payment due date and requires the payment due date to be at least 25 days later than the billing date. The requirement for a 25-day grace period for payments on an open-end credit plan by a credit union that does not involve a credit card is deleted. Under existing law, the next billing date, rather than the payment due date, applies. This bill is identical to HB 1800.

Patron - Chafin

[P]SB875 Financial institutions; automated teller machines. Excludes any automated teller machine, cash-dispensing machine, or similar electronic or computer terminal from the definition of a bank's branch office or credit union's service facility. By excluding such items from the scope of what constitutes a bank branch office or credit union service facility, the measure removes the requirement that their locations be approved by the State Corporation Commission (SCC). The measure also removes requirements that (i) in-state banks provide notice to, and receive approval from, the SCC before establishing automated teller machines and (ii) out-of-state banks provide to the SCC a copy of the notice or application, or both, sent to their home state regulator. This bill is identical to HB 1629.

Patron - Cosgrove

Failed

[F]HB1399 Escrow accounts for flood insurance. Requires a lender, upon written request by the borrower, to establish and maintain an escrow account for flood insurance premiums. The requirement applies to loans secured by certain residential real estate in Virginia. In addition, the requirement applies only if the lender has established escrow accounts for

taxes, hazard insurance, fees, or other charges with respect to property securing the loan.

Patron - Rasoul

[F]HB1987 Consumer finance company loans; permitted charges. Authorizes a consumer finance company to charge to its borrowers the actual cost it pays to any nonaffiliated third party for processing a borrower's payment by credit card, debit card, electronic funds transfer, electronic check, or similar method.

Patron - Villanueva

[F]HB1989 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. The bill also prohibits a lender from charging a membership fee, participation fee, or transaction fee in connection with any such extension of credit.

Patron - Morrissey

[F]HB1990 Payday lending; prohibition. Prohibits any person from engaging in the business of making payday loans to any consumer residing in the Commonwealth.

Patron - Morrissey

[F]HB2011 Motor vehicle title lenders; location. Prohibits a licensed motor vehicle title lender or any third party from making loans under the chapter regulating consumer finance loans at any place of business where a licensee conducts the business of making motor vehicle title loans.

Patron - Surovell

[F]HB2191 Payday loan offices and motor vehicle title loan offices; distance from casino facility or military installation. Prohibits the State Corporation Commission (SCC) from issuing a license for the operation of a payday lending office or motor vehicle title lending office if such office is within 10 miles of a casino facility or military installation. Casino facilities include Indian gaming operations conducted pursuant to the federal Indian Gaming Regulatory Act. The measure includes limitations on the SCC's authority to revoke or suspend an existing license when a violation of the 10-mile provision exists on July 1, 2015, or when a violation would be created by the opening of a casino facility or military installation after a license was issued. However, if such a licensed lending location is within 10 miles of an existing or future casino facility or military installation, the annual percentage rate that may be charged on loans made from such location is 36 percent.

Patron - Hope

[F]HB2365 Open-end credit agreements. Allows only a seller of goods to extend credit under an open-end credit agreement at such interest rates as the seller and borrower agree, provided that a finance charge is not imposed if payment in full of the unpaid balance is received prior to the next billing date that follows a 25-day grace period. To extend credit under such a plan, the loan must be for the sole purpose of financing the bona fide purchase price of goods used for personal, family, or household purposes. Currently, any lender may make such loans under an open-end credit plan. The measure prohibits sellers of such goods under an open-end credit agreement from engaging in the extension of credit under any other chapter of Title 6.2. The measure provides that licensed consumer finance companies may not make loans under such open-end credit agreements.

Patron - Yancey

[F]SB945 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 interest at a maximum annual rate of 36 percent.

Patron - Miller

Fire Protection

Failed

[F]SB1158 Statewide Fire Prevention Code; State Fire Marshal; consumer fireworks; penalties. Adds definitions for consumer fireworks and display fireworks and authorizes the use of consumer fireworks in the Commonwealth. The bill defines "consumer fireworks" as small fireworks devices (i) containing restricted amounts of pyrotechnic composition designed primarily to produce visible or audible effects by combustion and (ii) complying with certain federal regulations regarding composition and labeling. The bill also provides that the storage and transportation of consumer fireworks are to be considered the same hazard class as 1.4G explosives under the Statewide Fire Prevention Code (SFPC) and Uniform Statewide Building Code. The bill excludes from the provisions of the SFPC, unless prohibited by a local ordinance, (a) the sale of permissible or consumer fireworks, (b) any person using, igniting or exploding permissible or consumer fireworks on residential or agricultural property with the consent of the owner of such property, or (c) instances when such permissible or consumer fireworks are being transported from a locality where they were legally obtained to a locality where they are legally permitted. Current law only excludes sale of permissive fireworks or the use of such fireworks on private property. The provisions of the bill have a delayed effective date of January 1, 2016.

Patron - Garrett

Fisheries and Habitat of the Tidal Waters

Passed

[F]HB1811 Harvesting clams. Authorizes the Marine Resources Commission to issue permits for the use of a hand-held hydraulically operated device for harvesting cultured clams from leased grounds.

Patron - Bloxom

[F]HB2195 Revocation of fishing privileges. Authorizes the Marine Resources Commission to revoke the privilege to fish in tidal waters of any person who has been convicted of unlawfully taking oysters or other shellfish from oyster grounds. Currently, such a conviction only results in the revocation of a person's tidal fishing license. The bill also increases from two years to five years the maximum duration of the revocation of a fishing license or the privilege to fish in tidal waters. The bill also authorizes the Commission to assess a civil penalty not to exceed \$10,000 against a person if it finds the person has engaged in fishing other than for recreational purposes during the revocation period. The bill requires the Commission to consider the person's history of violating the

conservation, health, and safety laws or regulations in setting the amount of the civil penalty.

Patron - Lingamfelter

[P]SB1464 Management of the menhaden fishery. Authorizes the Governor to implement by proclamation a revised quota for menhaden landings if the Atlantic States Marine Fisheries Commission acts to increase the total allowable landings during a specific time period and removes a general set of proclamation requirements. The bill also removes the July 1, 2016, sunset date for management of the menhaden fishery and includes an emergency clause.

Patron - Lewis

Failed

[F]HB2032 Notice to localities and property owners of application for use of bottomland. Requires the Marine Resources Commission to provide written notification of the receipt of an application for an oyster lease or a permit for the placement of temporary enclosure to adjacent property owners and localities where the lease or temporary enclosure is to be located. The applicant is responsible for paying the costs of notifying the property owners and localities.

Patron - Helsel

[F]HB2386 Nonresident commercial harvester's license. Increases the fee range for the nonresident commercial harvester's license from the current range of not less than \$350 or more than \$1,150 to not less than \$600 or more than \$1,400. The Marine Resources Commission establishes the fee from this range.

Patron - Bloxom

[F]HB2392 Special nonresident harvester's license. Prohibits the sale of special nonresident harvester's licenses for any species subject to a Virginia fishing management plan or a plan imposed on Virginia by a state or federal compact.

Patron - Ransone

[F]SB1006 Marine Resources Commission; submerged lands; permit fees. Clarifies the requirement of a permit application to the Marine Resources Commission for the placement of certain piers and provides that certain applications for permits to use state-owned submerged lands shall be accompanied by a nonrefundable processing fee of \$100. The bill raises the existing fees for the issuance of such a permit from \$25 to \$100 for small projects and from \$100 to \$300 for projects costing more than \$10,000. The bill establishes a permit fee of \$600 for projects costing \$500,000 or more. The bill also increases the range of royalties for removal of each cubic yard of bottom material from \$0.20-\$0.60 to \$0.40-\$0.80.

Patron - Watkins

[F]SB1101 Marking oyster planting grounds. Prohibits the use of stakes or buoys made of metal or polyvinyl chloride (PVC) to mark oyster planting grounds.

Patron - McWaters

Game, Inland Fisheries and Boating

Passed

[P]HB1298 Noncommercial vessels; reasonable suspicion. Requires law-enforcement officers to have reasonable suspicion that a violation of law or regulation exists before stopping, boarding, or inspecting a noncommercial vessel on the navigable waters of the Commonwealth. The bill allows conservation police officers and Virginia Marine Police officers to (i) stop, board, and inspect in order to inspect hunting, fishing, or trapping licenses or creel and bag limits and (ii) conduct lawful boating safety checkpoints in accordance with established policies of the two agencies.

Patron - Morris

[P]HB1324 Boating safety education. Exempts a motorboat operator who is serving in or has qualified for certain positions in the military from the boating safety education course requirement.

Patron - Cole

[P]HB1516 Visiting wildlife traps. Requires the Board of Game and Inland Fisheries to adopt regulations allowing trappers to use remote trap-checking technology to check traps under specified conditions. Current law requires trappers to visit their traps either daily or, in the case of body-gripping traps that are completely submerged, once every 72 hours and remove all animals that have been caught in the traps.

Patron - Bulova

[P]HB1686 Stocking and sale of fish; permit. Directs the Board of Game and Inland Fisheries to add largemouth bass and other members of the sunfish family to the types of fish that may be raised and sold from privately owned facilities. No license is required if the owner of the facility has paid the permit fee.

Patron - Fariss

[P]HB1961 Reciprocal law-enforcement agreements. Authorizes the Director of the Department of Game and Inland Fisheries to enter into agreements with other states to enforce hunting, fishing, and trapping laws across state boundaries.

Patron - Lingamfelter

[P]HB2111 Hunting, trapping, or fishing licenses; electronic copies. Allows a person who is required to carry certain hunting, trapping, or fishing licenses or a hunter education certificate to meet the requirement by carrying an electronic copy of the relevant license or certificate. The bill requires a license for bear, deer, or turkey to be carried in hard copy.

Patron - Futrell

[P]HB2240 Introduction, stocking, and release of blue catfish; penalty. Makes it unlawful for any person to introduce into, stock in, or release into waters of the Commonwealth the blue catfish; however, a blue catfish may be released into the same water body in which it was caught. A violation of the provisions of the bill is a Class 2 misdemeanor.

Patron - Ransone

[P]HB2331 Definition of fur-bearing animal. Defines the fisher as a fur-bearing animal in hunting and trapping provisions of the Code of Virginia. The fisher (*Martes pennanti*) is

a small carnivorous mammal native to North America. It is a member of the weasel family.

Patron - Webert

[P]SB838 State resident licenses; military dependents. Extends the entitlement to obtain a state resident license to hunt, trap, or fish to the dependents of members of the armed forces. Current law entitles members of the armed forces to obtain such a license.

Patron - Alexander

[P]SB1461 Renewal of waterfowl blind licenses. Exempts persons holding a waterfowl blind license for a blind located in Virginia Beach from the requirement to remove his blind when his license expires, if he notifies the Department of Game and Inland Fisheries that he intends to renew the license. Licenses for blinds in Virginia Beach that have expired in 2014 and thereafter may be renewed by the license holder up to one year after such license expired. The bill requires that the licensee pay a late fee of \$75 for each license renewed.

Patron - Wagner

Failed

[F]HB2242 Hunting requirement for person under age 12. Conforms the definition of "accompanied and directly supervised" as it applies to the hunting requirements for persons under the age of 12 to that of the same term as it currently applies to the hunting requirements for apprentice hunters; "accompanied and directly supervised" means that a person over 18 maintains close visual and verbal contact with, provides direction to, and can immediately assume control of the firearm, bow, or crossbow from the person who is under the age of 12.

Patron - Edmunds

[F]HB2343 Feeding of game, game animals, and fur-bearing animals. Directs the Board of Game and Inland Fisheries to allow the feeding of certain wildlife on privately owned land regardless of whether it is an open or closed season for hunting or trapping of wildlife.

Patron - Ramadan

[F]SB996 Exemptions from boating safety education requirements. Exempts any motorboat operator who was born prior to July 1, 1972, is a resident of Virginia, and is not operating the motorboat on inland waters west of Interstate 95 from having to demonstrate compliance with boating safety education requirements before operating a motorboat.

Patron - Stuart

[F]SB1315 Nonhuman primates; penalties. Prohibits the acquisition of nonhuman primates and controls the ownership of such primates already in the Commonwealth. The bill prohibits the possession, sale, transfer, or breeding of a primate, defined as any species of the taxonomic order Primates except humans. The bill excepts from the prohibition certain institutions, such as zoos, qualified transporters passing through the Commonwealth, those in possession of a state or federal exhibitor's license, and those in lawful possession of a primate prior to July 1, 2015, as long as they meet certain conditions. The bill authorizes the Board of Game and Inland Fisheries to adopt regulations to carry out the law. Finally, the bill provides a procedure for the seizure of a primate in certain circumstances; the bill provides that a violation of any of its provisions is a Class 1 misdemeanor.

Patron - Lewis

[F]SB1439 Vessel operation; reasonable and articulable suspicion. Prohibits law-enforcement officers from stopping, boarding, or inspecting a noncommercial vessel without a reasonable and articulable suspicion that there exists a violation of boating safety regulations adopted by the Board of Game and Inland Fisheries. The bill does not affect stops to check licenses or creel limits.

Patron - Stuart

General Assembly

Passed

[P]HB1466 Capitol Police; security for Governor-elect, Lieutenant Governor-elect, Attorney General-elect, and members of the Court of Appeals. Expands the jurisdiction of the Capitol Police for the purpose of providing security for the Governor-elect, Lieutenant Governor-elect, Attorney General-elect, and members of the Court of Appeals. Under current law, the Capitol Police have expanded jurisdiction when providing security for the Governor and his family, the Lieutenant Governor, the Attorney General, members of the General Assembly, and members of the Supreme Court of Virginia. This bill contains technical amendments and is identical to SB 1048.

Patron - Cox

[P]HB2026 Health Insurance Reform Commission. Requires the Division of Legislative Services to provide legal, research, policy analysis, and other staffing services to the Health Insurance Reform Commission (Commission). Staffing for the Commission is currently provided by the Bureau of Insurance of the State Corporation Commission (Bureau) and the Joint Legislative Audit and Review Commission (JLARC). The Bureau and JLARC continue to be responsible for assessing aspects of legislative measures that propose to mandate coverage for a new health insurance benefit or provider. The measure charges the Bureau and JLARC with providing the Commission with annual assessments of the implications of the implementation of the federal Patient Protection and Affordable Care Act (ACA) on residents of the Commonwealth, businesses operating within the Commonwealth, and the general fund of the Commonwealth. The measure also revises the process by which assessments will be conducted of proposals for new mandated benefits or providers. The measure clarifies that the Chairmen of the House and Senate Committees on Commerce and Labor may request the Commission to assess a legislative measure if it has conducted an assessment of an identical or substantially similar legislative measure within the preceding three years.

Patron - Byron

[P]HB2266 Powers and duties of the Joint Commission on Transportation Accountability. Adds to the duties of the Joint Commission on Transportation Accountability (JCTA) (i) reviewing actions of the Commonwealth Transportation Board and (ii) making recommendations to the General Assembly on necessary transportation legislation. This bill is a recommendation of the JCTA.

Patron - Hugo

[P]SB1048 Capitol Police; security for Governor-elect, Lieutenant Governor-elect, Attorney General-elect, and members of the Court of Appeals. Expands the jurisdiction of the Capitol Police for the purpose of providing security for the Governor-elect, Lieutenant Governor-elect, Attorney

General-elect, and members of the Court of Appeals. Under current law, the Capitol Police have expanded jurisdiction when providing security for the Governor and his family, the Lieutenant Governor, the Attorney General, members of the General Assembly, and members of the Supreme Court of Virginia. This bill contains technical amendments and is identical to HB 1466.

Patron - McDougle

[F]SB1136 Joint Commission on Administrative Rules; powers and duties; effect of administrative rules on private sector employment. Adds to the powers and duties of the Joint Commission on Administrative Rules the power to review proposed rules and regulations of any agency during the promulgation or final adoption process and determine whether or not a rule or regulation will cause a substantial reduction in private sector employment. The bill contains technical amendments.

Patron - Garrett

[F]SB1466 Commission on Electric Utility Regulation. Postpones the scheduled expiration of the Commission on Electric Utility Regulation from July 1, 2015, to July 1, 2018.

Patron - Norment

Failed

[F]HB1283 Commission on Federal Oversight; report. Creates the Commission on Federal Oversight, consisting of eight legislative members representing the House of Delegates and the Senate, to meet no less than four times a year, two of which meetings shall be with the members of the Virginia Congressional Delegation. The Commission shall address economic and public policy issues for which both the federal and state governments have responsibility with members of the Virginia Congressional Delegation. An executive summary detailing the activity and work of the Commission must be submitted to the General Assembly and the Governor annually. The Commission shall not become effective unless an appropriation effectuating the purposes of the act is included in the appropriation act passed during the 2015 Regular Session of the General Assembly that becomes law. The Commission shall expire on July 1, 2018.

Patron - Landes

[F]HB1305 General Assembly Conflicts of Interests Act; revolving door prohibition. Prohibits any legislator, during the one year following his termination of service as a legislator, from accepting an appointment to or employment with a governmental agency. The bill exempts appointments by the Governor to serve as a Governor's Secretary from this one-year prohibition.

Patron - Farrell

[F]HB1479 General Assembly Conflicts of Interests Act; prohibited conduct; employment and appointments. Prohibits any legislator from seeking or accepting, during the term of office for which he was elected and during the one year after the termination of his service as a legislator, an appointment to or employment with any governmental agency, except an appointment to serve as a Governor's Secretary immediately upon the termination of service as a legislator. The bill provides that a legislator may serve as court-appointed counsel.

Patron - Kory

[F]HB1631 Manufacturing Development Commission; duties. Requires the Manufacturing Development Commission to identify businesses engaged in light manufacturing,

as defined in the bill, that (i) have 200 to 300 employees, (ii) are economically viable businesses located in other states, territories, or countries, and (iii) would be well suited for and contribute to the economic environment and business activities of the Commonwealth. The bill requires the Commission to advise the General Assembly and the Governor on policies that would induce light manufacturing businesses to locate their operations in the Commonwealth.

Patron - Lingamfelter

[F]HB1865 Local fiscal impact bills; first day introduction. Requires local fiscal impact bills to be introduced no later than the first day of the session.

Patron - Kilgore

[F]HB1977 General Assembly; members admitted to floor sessions of the House of Delegates and the Senate. Prohibits any member of the General Assembly actively serving a term of incarceration for a felony or misdemeanor from attending any floor session of the House of Delegates or the Senate. This bill also denies such members the privileges of the floor in either house, whether in the General or Special Session.

Patron - Preston

[F]HB2060 Travel expenses; approval required by the Virginia Conflict of Interest and Ethics Advisory Council. Requires members of the General Assembly, prior to incurring travel expenses, to submit requests for travel expense reimbursement to the Virginia Conflict of Interest and Ethics Advisory Council for the Council's review, if the travel expenses exceed or are expected to exceed \$500 and are incurred on official travel. Expenses that are related to the performance of legislative duties during any regular or special session of the General Assembly or are incurred in furtherance of carrying out duties imposed by statute or the work of any standing committee of the General Assembly or legislative interim study commission or committee are not required to be submitted to the Council for approval in order to be reimbursed. The bill requires the Council to approve such a request where at least 90 percent of the travel is dedicated to the purpose of economic development, diplomacy, trade relations, or education. The bill directs the Council to prescribe the standards and procedures for receiving, reviewing, and approving or denying such requests. Until approved by the Council, reimbursement by the Commonwealth is prohibited. This bill was incorporated into HB 2070.

Patron - Sickles

[F]HB2076 General Assembly; consideration of the conference committee report on the biennial budget or general appropriation act. Provides that no legislative action shall be taken on the conference committee report on the biennial budget or the general appropriation act until the conference committee report has been posted on the General Assembly's website for at least 48 hours.

Patron - Cline

[F]HB2106 Joint Commission on Virginia Indian Recognition; report. Creates the Joint Commission on Virginia Indian Recognition to review applications and make recommendations to the General Assembly regarding applications of groups seeking recognition as Virginia Indian Tribes. The bill designates the membership, powers, and duties of the Commission; sets out criteria for formal recognition of Virginia Indian Tribes; and requires a report of the Commission's activities and recommendations. The bill provides that the Commission will expire on July 1, 2018.

Patron - Peace

HB2202 General Assembly; general appropriation bills. Requires the Chairman of the House Committee on Appropriations and the Chairman of the Senate Committee on Finance 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 - O'Bannon

HB2281 Commission for the Commemoration of the Centennial of Women's Right to Vote. Establishes the Commission for the Commemoration of the Centennial of Women's Right to Vote in the legislative branch of state government. The Commission is charged with planning and leading the commemoration throughout Virginia in 2020 and educating citizens concerning the importance and significance of the right to vote by all citizens in a democracy. The provisions of the bill will expire on July 1, 2020.

Patron - Carr

SB735 General Assembly Conflicts of Interests Act; prohibited conduct related to travel. Prohibits members of the General Assembly from accepting any lodging, transportation, hospitality, or other travel-related thing of value with an aggregate value in excess of \$250 from any lobbyist, lobbyist's principal, or person, organization, or business who is a party to or is seeking to become a party to a contract with the Commonwealth, prior to submitting to the Virginia Conflict of Interest and Ethics Advisory Council a request to accept such thing of value and receiving approval of the request. The bill requires the Council to approve such a request where at least 90 percent of the travel is dedicated to the purpose of economic development, diplomacy, trade relations, or education or is in furtherance of carrying out duties imposed by statute or the work of any standing committee of the General Assembly or legislative interim study commission or committee. This bill was incorporated into SB 1424.

Patron - Marsden

SB777 General Assembly Conflicts of Interests Act; gift-free legislator; penalty. Provides that a member of the General Assembly may identify himself as a gift-free legislator by selecting such an option on the Statement of Economic Interests, thereby indicating that he will not accept a gift of any value offered or given to him for the six-month period immediately following the submission deadline of the Statement of Economic Interests he is filing. The bill permits a legislator who identifies himself as a gift-free legislator to decide at a later date to accept a gift, so long as it is not prohibited by law and he complies with the applicable disclosure requirements. However, he shall not be permitted to select such option on the Statement next filed. The bill requires the Virginia Conflict of Interest and Ethics Advisory Council to prepare a list of those who identify themselves as gift-free legislators and provide that list to the Secretary of the Commonwealth for distribution to lobbyists and to the Clerks of the House of Delegates and the Senate.

Patron - Newman

SB924 Compensation of members of the General Assembly. Prohibits compensation to legislators for attending conferences for which the agenda and materials are not available to the public.

Patron - Wexton

SB1134 Prohibited conduct by legislators; retaliation. Prohibits a member of the General Assembly from using

his public position to retaliate or threaten retaliation against any person for expressing views on matters of public concern or for exercising any right that is otherwise protected by law.

Patron - Garrett

SB1139 General Assembly; testimony under oath before committee or subcommittee. Authorizes the chairman or at least one-third of the total membership of a committee or subcommittee to request any person addressing the committee or subcommittee to take an oath to testify truthfully. The bill provides that any person who takes the oath and then knowingly makes a false statement to the committee or subcommittee is guilty of a Class 1 misdemeanor.

Patron - Garrett

SB1140 Local fiscal impact bills; first day introduction. Requires bills that require a net reduction of revenues by local governments to be introduced no later than the first day of the regular session of the General Assembly.

Patron - Garrett

SB1150 General Assembly; consideration of the conference committee report on the biennial budget or general appropriation act. Provides that no legislative action shall be taken on the conference committee report on the biennial budget or the general appropriation act until the conference committee report has been reviewed by the members of the House of Delegates, the Senate of Virginia, and the citizens of Virginia for not less than five consecutive legislative days. This bill was incorporated into SB 1352.

Patron - Stuart

SB1352 General Assembly; consideration of the conference committee report on the biennial budget or general appropriation act. Provides that no legislative action shall be taken on the conference committee report on the biennial budget or general appropriation act until the conference committee report has been posted to the General Assembly's website for at least 48 hours. This bill incorporates SB 1150.

Patron - Smith

SB1425 General Assembly; reports accompanying general appropriation bills. Requires the Chairman of the Senate Committee on Finance and the Chairman of the House Committee on Appropriations 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 Senate or the House, and (iii) any item that represents legislation that failed in either house during the regular or a special session.

Patron - Smith

General Provisions

Passed

HB1472 State song. Designates "Our Great Virginia," lyrics by Mike Greenly and arranged by Jim Papoulis, as the official traditional state song and "Sweet Virginia Breeze," by Robbin Thompson and Steve Bassett, as the official popular state song. The bill also contains a technical amendment. The bill is identical to SB 1362.

Patron - Howell

[P]HB1609 Severability. Removes severability clauses by repeal or amendment throughout the Code of Virginia pursuant to the general severability clause, § 1-243. Severability clauses currently found in the Code are inconsistent and misleading and create the assumption that other sections of the Code are not severable. Severability sections applying outside of the Code of Virginia, for example to administrative regulations and interstate compacts, are maintained. This bill is a recommendation of the Virginia Code Commission.

Patron - Habeeb

[P]HB2283 Enforcement of the Uniform Statewide Building Code by certain state-recognized Indian tribes. Authorizes a state-recognized Indian tribe to be responsible for the enforcement of the Uniform Statewide Building Code (USBC) on any Indian reservation recognized by the Commonwealth if the Indian tribe has adopted the USBC by tribal ordinance and (i) assumed sole responsibility for existing buildings and new construction on the reservation and (ii) retained firms or individuals to function as the building official for purposes of enforcing the ordinance.

Patron - Hodges

[P]SB1362 State song. Designates "Our Great Virginia," lyrics by Mike Greenly and arranged by Jim Papoulis, as the official traditional state song and "Sweet Virginia Breeze," by Robbin Thompson and Steve Bassett, as the official popular state song. The bill also contains a technical amendment. The bill is identical to HB 1472.

Patron - Stosch

Failed

[F]HB1600 Gender-specific references. Revises references to certain gender-specific terms in the Code of Virginia in light of the 2014 *Bostic v. Rainey* decision, 970 F.Supp.2d 456 (E.D. Va. 2014), *cert. denied*, 83 U.S.L.W. 3189 (U.S. Oct. 6, 2014), which struck down Virginia's ban on same-sex marriage.

Patron - Simon

[F]HB1755 Emblems of the Commonwealth; Freedom Flag. Designates the Freedom Flag, designed by Richard Nicholas Melito, as the official flag of remembrance of September 11, 2001, in Virginia.

Patron - Farrell

[F]HB1837 Emblems of the Commonwealth; Virginia National Guard anthem. Designates "The National Guard March" by Howard E. Miller as the official Virginia National Guard anthem.

Patron - Robinson

[F]HB2203 State song. Designates "Virginia, the Home of My Heart" as the official state song. The bill also contains a technical amendment.

Patron - O'Bannon

[F]SB1128 State song. Designates "Our Great Virginia" as the official state song. The bill also contains a technical amendment.

Patron - Colgan

[F]SB1211 Gender-specific references. Revises references to certain gender-specific terms in the Code of Virginia in light of the 2014 *Bostic v. Rainey* decision, 970 F.Supp.2d 456 (E.D. Va. 2014), *cert. denied*, 83 U.S.L.W. 3189 (U.S. Oct.

6, 2014), which struck down Virginia's ban on same-sex marriage. The bill also makes technical amendments.

Patron - Ebbin

[F]SB1317 Virginia Shoreline Resiliency Fund. Establishes the Fund for the purpose of creating a low-interest loan program to help residents and businesses that are subject to recurrent flooding. Moneys from the Fund may be used to mitigate future flood damage.

Patron - Lewis

Health

Passed

[P]HB1413 Hospital discharge procedures; designation of individual to receive information and instructions. Requires hospitals to provide each patient admitted as an inpatient or his legal guardian the opportunity to designate an individual who will care for or assist the patient in his residence following discharge from the hospital and to whom the hospital shall provide information regarding the patient's discharge plan and any follow-up care, treatment, and services that the patient may require. This bill is identical to SB 851.

Patron - Filler-Corn

[P]HB1499 Right to breastfeed in public places. Provides that a mother may breastfeed in any place where the mother is lawfully present. Current law allows breastfeeding on any property owned, leased, or controlled by the Commonwealth. This bill is identical to SB 1427.

Patron - Albo

[P]HB1515 Information for maternity patients; safe sleep environments for infants. Adds information about safe sleep environments for infants that is consistent with current information available from the American Academy of Pediatrics to the list of information that licensed nurse midwives, licensed midwives, and hospitals must provide to maternity care patients.

Patron - Bulova

[P]HB1558 Local and regional adult fatality review teams; penalty. Allows for the creation of local or regional adult fatality review teams upon the initiative of any local or regional law-enforcement agency, department of social services, emergency medical services agency, attorney for the Commonwealth's office, or community services board. The bill provides that such teams may review the death of any person age 60 years or older, or any adult age 18 years or older who is incapacitated, who resides in the Commonwealth and who is in need of temporary or emergency protective services (i) who was the subject of an adult protective services or law-enforcement investigation; (ii) whose death was due to abuse, neglect, or exploitation or acts suggesting abuse, neglect, or exploitation; or (iii) whose death came under the jurisdiction of or was investigated by the Office of the Chief Medical Examiner as occurring in any suspicious, unusual, or unnatural manner. A violation of the confidentiality of the review process is punishable as a Class 3 misdemeanor.

Patron - Rust

[P]HB1584 Fire services and emergency medical services. Revises terminology related to fire services and emergency medical services and reorganizes provisions governing

fire services and emergency medical services. The bill contains technical amendments and is identical to SB 938.

Patron - Stolle

HB1587 Blood testing for certain viruses; minor students. Provides that in cases in which a school board employee is directly exposed to body fluids of a minor student in a manner that may transmit HIV or the hepatitis B or C virus, the minor student's parent or guardian shall be notified prior to initiating testing of such minor student for infection with such viruses.

Patron - Landes

HB1607 Per diem medicolegal death investigators. Authorizes the Chief Medical Examiner to appoint per diem medicolegal death investigators to assist the Office of the Chief Medical Examiner with medicolegal death investigations and provides that per diem medicolegal death investigators shall be agents of the Commonwealth.

Patron - Garrett

HB1723 Radon; persons certified as proficient to offer screening, testing, or mitigation. Updates and clarifies provisions governing the credentialing of individuals who may conduct or offer to conduct radon screening, testing, or mitigation in the Commonwealth and updates provisions governing the standards for radon testing in the Commonwealth.

Patron - Simon

HB1738 Hospices; notice of patient's death to dispenser. Requires every hospice licensed by the Department of Health or exempt from licensure pursuant to § 32.1-162.2 with a hospice patient residing at home at the time of death to notify every pharmacy that has dispensed partial quantities of a Schedule II controlled substance for a patient with a medical diagnosis documenting a terminal illness, as authorized by federal law, within 48 hours of the patient's death.

Patron - Hodges

HB1792 HIV testing of gamete donors; testing protocol. Repeals the requirement for HIV testing of gamete donors in accordance with regulations of the Board of Health that establish a testing protocol for such donors.

Patron - Stolle

HB1804 Onsite sewage systems; waivers. Provides that an owner of real property who (i) obtained a waiver to repair a failing onsite sewage system on or between July 1, 2004, and December 6, 2011, (ii) completed such repair, and (iii) voluntarily upgrades the system may request, and shall receive, a voluntary upgrade waiver.

Patron - Knight

HB1868 Home care organizations; unlawful advertising. Prohibits any person who is not licensed as a home care organization or exempt from licensure as a home care organization, or whose license as a home care organization has been suspended or revoked, or whose license as a home care organization has lapsed and has not been renewed from knowingly advertising or marketing himself as or otherwise holding himself out to be a home care organization or otherwise asserting or implying that he is licensed to provide home health, personal care, or pharmaceutical services. The bill also provides that a person who solely offers referrals of independent providers of home care or personal care services, and who advertises or markets himself as such, shall not be deemed to be holding himself out as, or asserting or implying that he is, a home care organization or otherwise licensed to provide home health or personal care services.

Patron - Krupicka

HB1956 Hospitals; patients and family members with sensory disabilities. Directs the Department of Health to (i) work with stakeholders to develop guidelines for hospitals to ensure that hospitals are complying with requirements of the federal Americans with Disabilities Act and that patients and family members with sensory disabilities are able to communicate effectively with health care providers and (ii) report on its progress in developing such guidelines to the General Assembly no later than December 1, 2015.

Patron - Orrock

HB2177 Certificate of public need. Amends the definition of "project" for which a certificate of public need is required to include capital expenditures of \$15 million or more by or on behalf of a medical care facility other than a general hospital. Currently, all capital expenditures of \$15 million or more by or on behalf of any medical care facility constitute a project for which a certificate of public need is required. The bill also provides that capital expenditures of \$5 million or more by a general hospital shall be registered with the Commissioner of Health.

Patron - Orrock

HB2372 Medical assistance; asset verification; financial institutions may provide records. Requires the Department of Medical Assistance Services (DMAS) to establish an electronic financial record matching program for the purpose of verifying the assets of applicants for and recipients of medical assistance for (i) individuals applying for or receiving medical assistance as aged, blind, or disabled and (ii) individuals for whom an assets test is required to determine the applicant's or recipient's eligibility for medical assistance. Upon determining that financial records of an individual for whom a resource test is required are required in connection with a determination or redetermination of eligibility for medical assistance or the amount of medical assistance, DMAS or its agent may request financial records of the individual from a financial institution. The bill authorizes financial institutions doing business in the Commonwealth to provide financial records of an individual for whom a resource test is required to DMAS or its agent, upon receipt of such request. Financial institutions are provided immunity from civil or criminal liability with respect to their provision of such information. DMAS is required to reimburse financial institutions for their actual costs when complying with the requirements of this measure. The bill sunsets on July 1, 2017.

Patron - Sickles

SB717 Board of Health; medical school scholarships. Expands eligibility for the medical school scholarship program administered by the Board of Health for medical students who agree to practice in underserved areas of the Commonwealth to include students of any accredited medical school in the United States. Under current law, only students who attend medical schools in Virginia are eligible for the scholarship program.

Patron - Stanley

SB750 Hospitals; required notice to patients. Requires hospitals to provide oral and written notice within 24 hours to any patient who has been placed under observation or in any other outpatient status that he has been placed in such status if (i) the patient receives onsite services from the hospital and (ii) such onsite services include a hospital bed and meals that are provided in an area of the hospital other than the emergency department. This bill incorporates SB 857.

Patron - Black

SB851 Hospital discharge procedures; designation of individual to receive information and instructions.

Requires hospitals to provide each patient admitted as an inpatient or his legal guardian the opportunity to designate an individual who will care for or assist the patient in his residence following discharge from the hospital and to whom the hospital shall provide information regarding the patient's discharge plan and any follow-up care, treatment, and services that the patient may require. This bill is identical to HB 1413.

Patron - Favola

SB938 Fire services and emergency medical services. Revises terminology related to fire services and emergency medical services and reorganizes provisions governing fire services and emergency medical services. The bill contains technical amendments and is identical to HB 1584.

Patron - Stuart

SB951 Disposition of dead bodies. Clarifies the role of a person other than a decedent's next of kin, a person designated to make arrangements for the decedent's burial or the disposition of his remains, an agent named in an advance directive, or a court-appointed guardian to make decisions regarding the disposition of a decedent's remains. The bill defines "disposition" as the burial, interment, entombment, cremation, or other authorized disposition of a dead body. The bill also clarifies the definition of next of kin.

Patron - Alexander

SB997 Emergency medical services personnel; background checks; process. Allows local governments, by adoption of an ordinance, to use an alternative method for criminal history background checks for emergency medical services personnel. Emergency medical services agencies in such localities shall require applicants to submit fingerprints and personal identifying information to be provided directly to the Central Criminal Records Exchange, which shall forward the results of the state and national records search to the local government or chief law-enforcement officer of the locality, who shall notify the Office of Emergency Medical Services of the applicant's eligibility for employment or volunteer service. This bill incorporates SB 837.

Patron - Stuart

SB1036 DMAS; waiver eligibility criteria; dependents of active duty military. Directs the Department of Medical Assistance Services to amend eligibility criteria for the Intellectual Disability waiver and the Individual and Family Developmental Disabilities Support waiver to allow the dependent of an active duty military member to maintain his position on the waiting list following a transfer of the active duty military member to an assignment outside the Commonwealth, so long as the active duty military member maintains the Commonwealth as his legal residence to which he intends to return following completion of military service.

Patron - Hanger

SB1039 Woodrow Wilson Rehabilitation Center; name change. Changes the name of the Woodrow Wilson Rehabilitation Center to the Wilson Workforce and Rehabilitation Center to reflect its mission.

Patron - Hanger

SB1086 Trial for false statement or representation on application for Medicaid payment; venue. Provides that the venue for the trial of any person charged with making a false statement or representation with regard to an application for Medicaid payment shall be the county or city in which (i) any act was performed in furtherance of the offense or (ii) the person charged with the offense resided at the time of the offense.

Patron - Vogel

SB1197 Stillbirths; data collection; policies. Requires the Virginia Congenital Anomalies Reporting and Education System to collect data on stillbirths. The bill defines a stillbirth as an unintended, intrauterine fetal death occurring after a gestational period of 20 weeks. The bill also requires the State Board of Health to adopt regulations that require any hospital that provides obstetrical services to establish policies to follow when a stillbirth occurs that meet the guidelines pertaining to counseling patients and their families and other aspects of managing stillbirths as may be specified by the Board in its regulations.

Patron - Norment

SB1283 Certificate of public need. Amends the definition of "project" for which a certificate of public need is required to include capital expenditures of \$15 million or more by or on behalf of a medical care facility other than a general hospital. Currently, all capital expenditures of \$15 million or more by any medical care facility constitute a project for which a certificate of public need is required. The bill provides that capital expenditures of \$5 million or more by a general hospital shall be registered with the Commissioner of Health. The bill also directs the Secretary of Health and Human Resources to convene a work group to review (i) the current certificate of public need process and its impact on health care services in the Commonwealth and (ii) the need for changes to the current certificate of public need process. This bill incorporates SB 1415.

Patron - Martin

SB1427 Right to breastfeed in public places. Provides that a mother may breastfeed in any place where the mother is lawfully present. Current law allows breastfeeding on any property owned, leased, or controlled by the Commonwealth. This bill is identical to HB 1499.

Patron - Wexon

SB1434 Disposition of dead bodies. Provides that in cases in which the identity of a decedent and the county or city in which the decedent resided at the time of death are known, the person or institution having initial custody of the dead body shall notify the primary law-enforcement agency for the county or city in which the decedent resided of the decedent's death, and such law-enforcement agency shall make good faith efforts to identify and notify the decedent's next of kin. Currently, the primary law-enforcement agency for the county or city in which the person or institution having initial custody of the dead body is located is responsible for making good faith efforts to identify the decedent and notify the decedent's next of kin.

Patron - Hanger

Failed

HB1391 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 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 adop-

tion of the compact by at least two member states and consent of the United States Congress.

Patron - Albo

HB1396 State Board of Health and State Board of Social Services; staffing standards for nursing homes and assisted living facilities. Directs the State Board of Health and the State Board of Social Services to set staffing standards for nursing homes and assisted living facilities, respectively, which include staff-to-patient ratios sufficient to protect the health and safety of the residents of each.

Patron - Leftwich

HB1420 Newborn screening; Krabbe disease. Requires the screening tests conducted on every infant born in the Commonwealth to include a screening test for Krabbe disease and other lysosomal storage disorders.

Patron - Plum

HB1432 Regulation of health care providers; prohibited acts; penalties. Provides that any person who is licensed, registered, certified, or otherwise subject to the oversight of a health regulatory board who knowingly or intentionally makes any false statement or includes any false information in a patient's medical record is guilty of a Class 1 misdemeanor and that any individual who knowingly or intentionally makes a false statement or provides false information related to the subject of an investigation to investigative personnel of the Department of Health Professions engaged in the investigation of a complaint is guilty of a Class 1 misdemeanor.

Patron - Cole

HB1509 Hospitals; required notice to patients. Requires hospitals to provide oral and written notice to any patient that has been placed in observation or outpatient status that he has been placed in such status if (i) the patient receives onsite services from the hospital and (ii) such onsite services include a hospital bed and meals that are provided in an area of the hospital other than the emergency department.

Patron - Sullivan

HB1561 Hospitals; required notice to patients. Requires hospitals to provide oral and written notice to any patient that has been placed in observation or outpatient status that he has been placed in such status if (i) the patient receives onsite services from the hospital and (ii) such onsite services include a hospital bed and meals that are provided in an area of the hospital other than the emergency department.

Patron - Rust

HB1660 Recognition of EMS Personnel Licensure Interstate Compact. Creates the Recognition of Emergency Medical Services Personnel Licensure Interstate Compact to (i) protect the public through verification of competency and ensuring of accountability for patient-care-related activities of licensed emergency medical services (EMS) personnel, (ii) facilitate the day-to-day movement of EMS personnel across state boundaries in the performance of their EMS duties as assigned by an appropriate authority, and (iii) authorize state EMS offices to afford immediate legal recognition to EMS personnel licensed in a member state.

Patron - Rust

HB1830 State plan for medical assistance; eligibility. Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical

assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6).

Patron - Plum

HB1876 Crohn's disease, colitis, and irritable bowel syndrome; identification cards and information. Directs the Department of Health to develop a process for issuing identification cards to individuals diagnosed by a health care provider as having Crohn's disease, ulcerative colitis, irritable bowel syndrome, or any other medical condition that requires immediate access to a toilet facility, which shall include information about the symptoms of such conditions and the need for emergency access to restroom facilities of individuals diagnosed with such conditions. The bill also requires the Department to make information about Crohn's disease, ulcerative colitis, and irritable bowel syndrome available to the public via the Department's website.

Patron - Krupicka

HB2030 Certificate of public need; definition of project. Adds a minimum value threshold of \$1 million for which the addition by an existing medical care facility of any medical equipment for the provision of cardiac catheterization, computed tomographic (CT) scanning, stereotactic radiosurgery, lithotripsy, magnetic resonance imaging (MRI), magnetic source imaging (MSI), open heart surgery, positron emission tomographic (PET) scanning, radiation therapy, stereotactic radiotherapy, proton beam therapy, or other specialized service designated by the State Board of Health by regulation shall constitute a project for which a certificate of public need is required. Currently, the addition of any such medical equipment, regardless of the equipment's value, constitutes a project for which a certificate of public need is required. The bill also provides that no certificate of public need shall be required for a project if no objection to the application is raised at a public hearing, or for the addition by an existing medical care facility of any medical equipment that is limited in use to a specific, specialized service or category of providers that has been exempt from the requirements of a certificate of public need in accordance with regulations of the Board of Health. The bill also requires the Commissioner of Health to develop recommendations for specific types and categories of equipment that is limited in use to a specific, specialized service or category of health care provider, the addition of which by an existing medical facility shall be exempt from the requirement for a certificate of public need, and the Board shall report such recommendations to the General Assembly by November 1, 2015.

Patron - Byron

HB2078 Community Wastewater Treatment Grant Program and Fund. Establishes the Community Wastewater Treatment Grant Program and Fund to provide grant funds to localities that are experiencing widespread onsite sewage system failure or potential failure for the construction of community wastewater treatment systems. Localities receiving grants are required to provide matching funds. The Board of Health is directed to establish guidelines setting out (i) criteria for grant eligibility, (ii) conditions to be included in the grants, (iii) grant distribution priorities, and (iv) general requirements for applying and qualifying for a grant.

Patron - Lingamfelter

HB2194 Immunizations; meningococcal vaccine. Adds certain doses of the meningococcal vaccine to the minimum immunization requirements set forth in the State Board of

Health Regulations for the Immunization of School Children.
Patron - Yost

HB2199 Health records privacy; disclosure of records. Creates additional restrictions on disclosure of health records by health care entities.

Patron - Berg

HB2200 Limitations on disclosure and use of health information. Prohibits every agency of the Commonwealth or political subdivision of the Commonwealth from disclosing or using information contained in an individual's health record without the written consent of the individual and requires agencies of the Commonwealth or political subdivisions of the Commonwealth to provide to the individual, upon his request and without charge, an accounting of disclosures of health records made by the agency.

Patron - Berg

HB2212 Virginia Healthy Transitions Program. Establishes the Virginia Healthy Transitions Program to reduce the number of uninsured individuals in the Commonwealth.

Patron - Hope

HB2251 Appeals of adverse initial determinations of overpayment; attorney fees. Provides that in cases in which the Department of Medical Assistance Services makes an initial determination that an overpayment has been made to a provider and the provider substantially prevails on the merits of an appeal of that decision, the provider shall be entitled to attorney fees. Currently, the law requires that the provider substantially prevail on the merits of the appeal and demonstrate that the Department's position was not substantially justified. The bill also provides that a provider will be deemed to have substantially prevailed and shall be eligible to recover attorney fees if the amount the provider is reimbursed following the appeal is equal to at least 80 percent of the original payment received.

Patron - Preston

HB2258 Preadmission screening for nursing facility services. Eliminates a requirement that physicians serving as members of screening teams for community-based long-term care services as defined in the state plan for medical assistance be employees of the Department of Health or the local department of social services; eliminates the requirement that the Department of Medical Assistance Services (the Department) contract with an acute care hospital for institutional screenings for long-term care services as defined in the state plan for medical assistance, so that the Department may but is not required to contract with acute care hospitals for such screenings; and allows the Department to contract with one or more vendors to receive, conduct, track, and monitor requests for all community-based and institutional long-term care screenings. The bill also requires the Board of Medical Assistance Services to promulgate regulations to implement the bill's provisions within 280 days and allows the Board to implement changes necessary to implement the bill's provisions upon its passage and prior to the promulgation of regulations.

Patron - Head

HB2387 Medical assistance; asset verification; financial institutions to provide certain medical records. Requires the Department of Medical Assistance Services to establish an electronic financial record matching program for the purpose of verifying the assets of applicants for and recipients of medical assistance for individuals who are aged, blind, or disabled or individuals who are receiving long-term care and requires every financial institution in the Commonwealth to

provide to the Department financial records of applicants for or recipients of medical assistance and other individuals whose resources are required to be considered in determining whether an applicant or recipient is eligible for medical assistance. The bill provides that the Department may reimburse financial institutions in an amount equal to their actual costs in complying with the requirements of this act.

Patron - Sickles

SB713 Patient-Centered Medical Home Advisory Council. Establishes the Patient-Centered Medical Home Advisory Council (Council) as an advisory council in the executive branch. The bill requires the Council to advise and make recommendations to the Department of Medical Assistance Services on reforms to the Commonwealth's program of medical assistance that would increase the quality of care while containing costs through a patient-centered medical home system. The bill defines a patient-centered medical home as a team approach to providing health care that (i) originates in a primary care setting; (ii) fosters a partnership among the patient, the personal provider and other health care professionals, and, where appropriate, the patient's family; (iii) utilizes the partnership to access all medical and nonmedical health-related services needed by the patient to achieve maximum health potential; and (iv) maintains a centralized, comprehensive record of all health-related services to promote continuity of care.

Patron - Stanley

SB715 Medicaid; regional care organizations. Directs the Department of Medical Assistance Services (Department), subject to approval of the federal Centers for Medicare and Medicaid Services, to enter into contracts in regions of the Commonwealth with regional care organizations (RCOs). Under the contracts, an RCO will provide medical care to Medicaid beneficiaries and receive capitated payments from the Department. The Department is required to enroll a majority of the Commonwealth's Medicaid beneficiaries into RCOs. An RCO may contract with any willing health care provider to provide services in a Medicaid region if the provider is willing to accept the payments and terms offered to comparable providers. In order to be certified as an RCO, an organization is required to be certified by the Department as meeting eligibility requirements, including financial standards and service delivery network requirements.

Patron - Stanley

SB718 Telemedicine; pilot program. Directs the Department of Health, in partnership with a hospital licensed in the Commonwealth, to establish a three-year telemedicine pilot program designed to reduce patient use of emergency department facilities for the treatment of low-acuity conditions. The bill requires the Department to report the results of the pilot program to the State Board of Health and to the General Assembly by October 1, 2018. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Stanley

SB835 Newborn screening; Krabbe disease. Requires the screening tests conducted on every infant born in the Commonwealth to include a screening test for Krabbe disease and other lysosomal storage disorders.

Patron - Edwards

SB857 Hospitals; required notice to patients. Requires hospitals to provide oral and written notice to any patient that has been placed in observation or outpatient status that he has been placed in such status if (i) the patient receives onsite services from the hospital and (ii) such onsite services include a hospital bed and meals that are provided in an area of

the hospital other than the emergency department. This bill was incorporated into SB 750.

Patron - Ebbin

[F]SB873 Virginia Veterans Recovery Program. Creates the Virginia Veterans Recovery Program for the purpose of providing diagnostic services, hyperbaric oxygen treatment, and support services to eligible veterans who have post-traumatic stress disorder or a traumatic brain injury. The program reimburses eligible facilities that provide hyperbaric oxygen treatment to an eligible veteran at no cost to the veteran and reimburses the eligible veteran for any necessary travel and living expenses required to receive treatment.

Patron - Cosgrove

[F]SB877 Recognition of EMS Personnel Licensure Interstate Compact. Creates the Recognition of Emergency Medical Services Personnel Licensure Interstate Compact to (i) protect the public through verification of competency and ensuring of accountability for patient-care-related activities of licensed emergency medical services (EMS) personnel, (ii) facilitate the day-to-day movement of EMS personnel across state boundaries in the performance of their EMS duties as assigned by an appropriate authority, and (iii) authorize state EMS offices to afford immediate legal recognition to EMS personnel licensed in a member state.

Patron - Cosgrove

[F]SB988 Sexual orientation change efforts prohibited. Prohibits any health care provider from engaging in sexual orientation change efforts with any person under 18 years of age. The bill defines "sexual orientation change efforts" as including the provision of treatment, interventions, counseling, or services intended to change a person's sexual orientation, gender identity, or gender expressions, but not including treatment, interventions, counseling, or services provided to persons seeking to transition from one gender to another or that provide acceptance, social support, and identity exploration and development.

Patron - Lucas

[F]SB1083 Immunizations; meningococcal vaccine. Adds certain doses of the meningococcal vaccine to the minimum immunization requirements set forth in the State Board of Health Regulations for the Immunization of School Children. The bill contains a reenactment clause.

Patron - Vogel

[F]SB1088 Hospitals; admission of patients. Requires hospitals to ask each patient prior to admission whether he is a veteran.

Patron - Vogel

[F]SB1093 Movable Soccer Goal Safety Act created. Requires the Board of Health to promulgate regulations, consistent with the Guidelines for Movable Soccer Goal Safety published by the U.S. Consumer Product Safety Commission, establishing safety standards for anchoring, securing, and counter-weighting movable soccer goals. The bill also prohibits the sale of movable soccer goals that are not tip-resistant beginning July 1, 2016.

Patron - Vogel

[F]SB1143 Establishment of quarantine zones by the Governor. Authorizes the Governor to establish quarantine zones at points of entry into the Commonwealth, including airports, seaports, and marine terminals, for the purpose of quarantining individuals who have arrived from foreign countries in which a communicable disease of public health threat, which includes the Ebola virus, has caused the Centers for Dis-

ease Control and Prevention to issue a Level 3 Travel Health Notice. The bill also authorizes the Governor to direct the State Health Commissioner to declare the quarantine of such individuals.

Patron - Garrett

[F]SB1280 Certificate of public need; conditions. Authorizes the State Health Commissioner to condition the approval of a certificate of public need upon an agreement of the applicant to support charitable organizations specifically concerned with the provision of health care services to disabled veterans and that have a memorandum of understanding with the State Department of Health to meet specific unmet or partially unmet community health needs identified by the Department. The bill contains a technical amendment.

Patron - Reeves

[F]SB1415 Certificate of public need; projects. Excludes capital expenditures by or on behalf of a general hospital from the definition of project. This bill was incorporated into SB 1283.

Patron - Dance

Highways and Other Surface Transportation Systems

Passed

[P]HB1398 Revision of Title 33. Corrects typographical errors and other mistakes from the revision and recodification of Title 33. The bill also implements clarifying changes and other changes made in the revision and recodification of Title 33.2.

The bill also repeals the Woodrow Wilson Bridge and Tunnel Compact, which is not in effect, and reinserts language that was omitted from Chapter 805 of the Acts of Assembly of 2014 and provides that the reinsertion is effective retroactively to October 1, 2014.

The bill also relocates the Williamsburg Area Transit Authority from Title 15.2 to Title 33.2 and includes necessary savings clauses for this renumbering and relocation.

This bill is a recommendation of the Virginia Code Commission.

Patron - LeMunyon

[P]HB1401 Designating the Trooper Jacqueline Vernon Memorial Bridge. Designates the Interstate 395 bridge over S. Glebe Road in Arlington County the "Trooper Jacqueline Vernon Memorial Bridge." This bill is identical to SB 703.

Patron - Krupicka

[P]HB1402 Highway maintenance payments; bicycle and transit lanes. Provides that cities and towns that receive highway maintenance payments from the Commonwealth based on moving-lane-miles of highway will not have such payments reduced if moving-lane-miles of highway are converted to transit-only lanes and allows the City of Richmond to convert such moving-lanes to bicycle lanes and not lose its maintenance payment before July 1, 2016. The bill also directs the Secretary of Transportation to report by December 1, 2015, on an appropriate maintenance formula for bicycle lanes.

Patron - Loupassi

HB1470 Use of revenues by the Northern Virginia Transportation Authority. Includes transit projects in those transportation projects that will be rated by VDOT in accordance with § 33.2-257 before they are funded by the Authority. The bill has a delayed effective date of July 1, 2016.

Patron - LaRock

HB1510 Hampton Roads Transportation Accountability Commission. Provides that the population criterion required for decisions of the Hampton Roads Transportation Accountability Commission shall be the estimates, not the projections, made by the Weldon Cooper Center for Public Service of the University of Virginia.

Patron - Ward

HB1594 Outdoor advertising. Allows county governing bodies to take over from the Commissioner of Highways the regulation of authorized outdoor advertising or notices that are on public park or school property owned by the county and are not visible from interstates or other components of the National Highway System.

Patron - Cole

HB1613 Secondary highway system construction projects; relocation or removal of utility facilities. Expands the population bracket limiting the counties to which the cost reimbursement program applies.

Patron - Campbell

HB1707 Hugh T. Pendleton Memorial Highway. Designates a portion of Virginia Route 24 in Campbell County the "Hugh T. Pendleton Memorial Highway."

Patron - Fariss

HB1886 Public-Private Transportation Act; finding of public interest. Establishes the requirements for a finding of public interest and requires such a finding prior to an initiation of procurement. The bill also establishes the Transportation Public-Private Partnership Advisory Committee to determine by a majority vote whether a VDOT or Department of Rail and Public Transportation project meets the finding of public interest and to report such determination to the General Assembly. The bill also requires certification of the finding prior to the execution of a comprehensive agreement and requires the public-private partnership guidelines to incorporate the finding. The bill also requires VDOT to establish (i) a process for identifying high-risk projects and (ii) procurement processes and guidelines for such projects to ensure that the public interest is protected.

Patron - Jones

HB1887 Transportation funding; formula, reporting, and allocations. Removes the Executive Director of the Virginia Port Authority from the Commonwealth Transportation Board (CTB) and makes the members of the CTB subject to removal by the Governor for malfeasance, misfeasance, incompetence, misconduct, neglect of duty, absenteeism, conflicts of interest, failure to carry out the policies of the Commonwealth, or refusal to carry out a lawful directive of the Governor. Both provisions would become effective July 1, 2016.

The bill updates the annual report of the Commissioner of Highways made to the Governor and the General Assembly and adds that such report be submitted to the Joint Legislative Audit and Review Commission and the CTB. The report must include the condition of existing transportation assets; the methodology used to determine maintenance and state of good repair needs; performance targets and outcomes; a listing of prioritized pavement and bridge projects based on the priority

ranking system; VDOT strategies for improving the safety, security, and operations of highways; and a review of VDOT's collaboration with the private sector in delivering services.

The bill adds to transportation funding considerations the state of good repair purposes along with asset management practices and maintenance and requires the CTB to develop a priority ranking system for structurally deficient bridges and deteriorated pavements.

The bill establishes the high-priority projects program and the highway construction district grant program and replaces the \$500 million annual allocation made by the CTB and the 40-30-30 allocation formula to the primary, secondary, and urban highways with a new 40-30-30 allocation of funds to state of good repair purposes, high-priority projects, and highway construction district grants.

The bill also reallocates the interest, dividends, and appreciation that currently accrue to the Transportation Trust Fund and Highway Maintenance and Operating Fund: two-thirds of such current accruals to the Virginia Transportation Infrastructure Bank and one-third of such accruals to the Transportation Partnership Opportunity Fund. The bill also removes the definition of "grant" from the Virginia Transportation Infrastructure Bank and excludes grants from other financing, thereby removing the ability of a governmental entity to apply for a grant. The bill also allows the CTB to make transfers from the Toll Facilities Revolving Account to the Virginia Transportation Infrastructure Bank.

Further, the bill authorizes the Department of Rail and Public Transportation to enter into agreements not to exceed 20 years under the Public-Private Transportation Act to improve passenger rail service with private entities that finance improvements in return for annual payments.

Patron - Jones

HB1915 Northern Virginia Transportation Authority; regional plan. Requires NVTA's regional transportation plan to make reducing congestion its primary objective in Planning District 8 to the greatest extent practicable. Also, each locality embraced by the Authority shall annually report to the Authority any aspects of its comprehensive plan that are not consistent with the regional transportation plan. This bill is identical to SB 1314.

Patron - LeMunyon

HB2042 Food truck vending on state highway rights-of-way. Directs the Commonwealth Transportation Board to amend its regulations to permit food truck vending on state highway rights-of-way.

Patron - Filler-Corn

HB2164 Commonwealth Transportation Board membership. Provides that members of the Commonwealth Transportation Board do not serve at the pleasure of the Governor, but may be removed from office by the Governor for malfeasance, misfeasance, incompetence, neglect of duty, absenteeism, conflicts of interest, failure to carry out the policies of the Commonwealth, or refusal to carry out a lawful directive of the Governor. The bill has a delayed effective date of July 1, 2016.

Patron - Hugo

HB2183 Designating the Trooper Andrew Fox Memorial Bridge. Designates the New River Bridge on Interstate 81 in Montgomery and Pulaski Counties the "Trooper

Andrew Fox Memorial Bridge." This bill is identical to SB 753.

Patron - Rush

[P]HB2235 HOT lanes; law-enforcement vehicles. Clarifies the circumstances under which law-enforcement vehicles may use HOT lanes without paying a toll.

Patron - Rust

[P]HB2269 Kenneth B. Gibson Memorial Park-and-Ride. Designates the park-and-ride facility on Interstate 81 in the Town of Christiansburg the "Kenneth B. Gibson Memorial Park-and-Ride."

Patron - Rush

[P]HB2279 Peter Saunders Veterans' Memorial Bridge. Designates the U.S. Route 220 Business bridge in the Town of Rocky Mount the "Peter Saunders Veterans' Memorial Bridge." A bridge previously named the "Peter Saunders Memorial Bridge" has been demolished.

Patron - Poindexter

[P]HB2312 Blue Star Memorial Highway. Designates the portion of Virginia Route 36 in Prince George County between the City of Hopewell and the City of Petersburg the "Blue Star Memorial Highway."

Patron - Ingram

[P]HB2332 Roadside safety devices; identification numbers. Requires that certain roadside safety devices installed on or after July 1, 2016, be stamped with identification numbers by the manufacturer.

Patron - Habeeb

[P]HB2391 Allocation of highway funds by the Commonwealth Transportation Board. Provides that the five percent of moneys allocated annually by the Commonwealth Transportation Board currently dedicated to paving of unpaved highways carrying more than 50 vehicles per day will instead be allocated for paving or improving such highways. This bill has a delayed effective date of July 1, 2016.

Patron - Minchew

[P]SB703 Designating the Trooper Jacqueline Vernon Memorial Bridge. Designates the Interstate 395 bridge over S. Glebe Road in Arlington County the "Trooper Jacqueline Vernon Memorial Bridge." This bill is identical to HB 1401.

Patron - Favola

[P]SB753 Designating the Trooper Andrew Fox Memorial Bridge. Designates the New River Bridge on Interstate 81 in Montgomery and Pulaski Counties the "Trooper Andrew Fox Memorial Bridge." This bill is identical to HB 2183.

Patron - Carrico

[P]SB792 Taking streets into secondary state highway system. Expands the number of streets eligible to be taken into the secondary state highway system by changing the definition of "street" from including streets that were opened to public use and used by motor vehicles prior to July 1, 1992, to streets that have been open to public use and used by motor vehicles for at least 20 years.

Patron - Carrico

[P]SB815 Co-chairmen of the Virginia-North Carolina Interstate High-Speed Rail Compact Commission. Allows Virginia and North Carolina to each elect a co-chairman from among its membership. This will allow a co-chairman from

each state to serve together instead of as chairman and vice-chairman, as has been the current practice.

Patron - Watkins

[P]SB847 Interstate 73 Transportation Compact. Creates the Interstate 73 Transportation Compact to develop and plan the Interstate 73 corridor, advocate for federal and other funding resources for the project, and facilitate plans and programs for the project between the signatory states. The bill establishes the Interstate 73 Transportation Compact Commission, which shall include a seven-member delegation from Virginia, meet at least twice annually, and annually report on its activities to the Governor and the legislature of each signatory state. Such compact shall not become effective until enacted by at least one other signatory state.

Patron - Stanley

[P]SB972 Buggs Island Lake. Allows state agencies and local governments to refer to Buggs Island Lake as John H. Kerr Reservoir or Kerr Lake, notwithstanding a previously passed House Joint Resolution requiring them to use the name Buggs Island Lake.

Patron - Ruff

[P]SB1208 Funding of urban system construction projects. Adds Norfolk to a list of cities that may receive funds to pay for a project that places aboveground utilities below ground.

Patron - Wagner

[P]SB1303 Designating the Trooper Donald E. Lovelace Memorial Bridge. Designates the Route 134 bridge that crosses U.S. Route 17 in York County the "Trooper Donald E. Lovelace Memorial Bridge."

Patron - Norment

[P]SB1304 Designating the Trooper Garland Matthew Miller Memorial Bridge. Designates the Barlow Road overpass that crosses Interstate 64 in York County the "Trooper Garland Matthew Miller Memorial Bridge."

Patron - Norment

[P]SB1314 Northern Virginia Transportation Authority; regional plan. Requires NVTA's regional transportation plan to make reducing congestion its primary objective in Planning District 8 to the greatest extent practicable. Also, each locality embraced by the Authority shall annually report to the Authority any aspects of its comprehensive plan that are not consistent with the regional transportation plan. This bill is identical to HB 1915.

Patron - Marsden

[P]SB1451 Tolls on interstate highways. Requires General Assembly approval prior to tolling on Interstate 95 south of Fredericksburg, pursuant to the federal Interstate System Reconstruction or Rehabilitation Pilot Program. This bill codifies the 11th enactment clause of Chapter 766 of the Acts of Assembly of 2013.

Patron - Lucas

Failed

[F]HB1371 Rural Rustic Roads. Allows the designation of certain streets discontinued for maintenance prior to July 1, 1992, as Rural Rustic Roads.

Patron - Webert

HB1407 Allocation of funds for state secondary highways. Allocates 10 percent of state revenues allocated to state secondary highways for use in reconstructing deteriorated state secondary highway pavements. The bill reduces from 25 to 20 percent the share of such revenues currently allocated to advancing high-priority projects statewide and reduces from 15 to 10 percent the share of such revenues currently allocated to projects undertaken pursuant to the Public-Private Transportation Act of 1995.

Patron - Lingamfelter

HB1501 Highway maintenance payments to cities and towns. Bases highway maintenance payments to cities and towns on lane-miles of highways. Under current law, such payments are based on moving-lane-miles available to peak-hour traffic.

Patron - Carr

HB1502 Highway maintenance payments to certain cities. Provides for highway maintenance payments to cities for paved trails that accommodate all modes of nonmotorized transportation, at a rate of 50 percent of the per-miles rate established for highway maintenance payments for collector roads and local streets.

Patron - Carr

HB1644 Commonwealth Transportation Board membership; align with congressional districts. Provides that the nonlegislative citizen members of the Commonwealth Transportation Board shall be chosen from Virginia's congressional districts instead of from the highway construction districts and retains the five at-large members. As a result, the overall membership of the Board would increase by two.

Patron - Villanueva

HB1655 Highway logo sign program. Requires the Department of Transportation and the Commonwealth Transportation Board to revise their highway logo sign programs so that presently participating businesses are "grandfathered" and cannot be displaced by newer businesses that are located closer to the sign.

Patron - Weibert

HB1760 Hampton Roads Transportation Accountability Commission; local representation. Allows the chief elected officer of each locality within Planning District 23 to have a representative from the same governing body serve on the Hampton Roads Transportation Accountability Commission.

Patron - James

HB1781 VDOT standards for broadband and television service cables. Requires VDOT to develop and implement uniform statewide standards for broadband and television service cables installed or to be installed along all roadways and bridges controlled by VDOT.

Patron - Leftwich

HB1982 Commonwealth Transportation Board voting. Provides for the weighting of votes cast by Board members appointed from highway construction districts to reflect the differences in district populations at the most recent census.

Patron - Sullivan

HB1999 Prince William County Metrorail Improvement District. Creates the Prince William County Metrorail Improvement District to provide a means of financ-

ing an extension of commuter rail service from Fairfax County into Prince William County.

Patron - Torian

HB2021 Hampton Roads Transportation Fund. Allows moneys deposited in the Hampton Roads Transportation Fund to be used for public transportation purposes. Current law limits the use of such funds to new construction projects for highways, bridges, and tunnels.

Patron - BaCote

HB2099 Use of certain revenues by the Northern Virginia Transportation Authority. Allows new sidewalk projects to be funded by the Northern Virginia Transportation Authority.

Patron - Keam

HB2101 VDOT tree replacement policy. Requires VDOT, in highway construction projects, to adhere to any tree replacement policy adopted by the locality in which the construction project is located. The bill also provides that no VDOT review of tree replacement policy is required for locally administered projects.

Patron - Keam

HB2130 Pilot project; bus service along U.S. Route 1 corridor. Requires the Department of Rail and Public Transportation to establish a two-year pilot project to provide bus service along the U.S. Route 1 corridor in Stafford and Prince William Counties, with an interim report on the project to the House and Senate Transportation Committee Chairmen during the 2016 Regular Session.

Patron - Futrell

HB2170 Northern Virginia Transportation Commission; Northern Virginia Transportation Authority. Transfers the powers and duties of the Northern Virginia Transportation Commission to the Northern Virginia Transportation Authority.

Patron - Minchew

HB2275 Intercity Passenger Rail Operating and Capital Fund. Includes commuter service along with passenger service as in the public interest in the development and continuation of rail operations and authorizes the Department of Rail and Public Transportation to expend funds to support the costs of operating such service. The bill also provides that capital projects be made available for use by commuter operations and allows projects to extend into adjacent states. The bill removes "Passenger" from the name of the Intercity Passenger Rail Operating and Capital Fund to reflect the changes.

Patron - Orrock

HB2285 E-ZPass transponder fees. Prohibits VDOT from charging monthly fees in connection with E-Z Pass transponder users' online monthly account statements.

Patron - Torian

HB2294 Public-Private Transportation Act of 1995; comprehensive agreements. Requires comprehensive agreements between the responsible public entity and a private entity to be approved by both houses of the General Assembly.

Patron - Joannou

HB2296 Tolling authority. Requires approval by the General Assembly before the imposition or collection of tolls or user fees on any interstate, primary, or secondary highway, on any project undertaken pursuant to the PPTA, or by the HRTAC, NVTAC, or RMTA.

Patron - Joannou

HB2297 Powers and duties of public-private partnerships and the Hampton Roads Transportation Accountability Commission. Requires approval of the General Assembly prior to the imposition or collection of any tolls or user fees on a project undertaken pursuant to the Public-Private Transportation Act of 1995 or by the Hampton Roads Transportation Accountability Commission.

Patron - Joannou

HB2309 Commonwealth Transportation Board; membership. Increases the membership of the Board by six nonlegislative citizen members by adding three members to be appointed by the Speaker of the House of Delegates and three by the Senate Committee on Rules. The Board currently has 14 nonlegislative citizen members appointed by the Governor and four ex officio members. The bill also allows the gubernatorial appointees to the Board to be removed for malfeasance, misfeasance, incompetence, misconduct, neglect of duty, absenteeism, conflicts of interest, failure to carry out the policies of the Commonwealth, or refusal to carry out a lawful directive of the Governor. Vacancies are filled in the same manner of original appointment.

Patron - Hugo

HB2340 Public-Private Transportation Act of 1995; powers and duties of the private entity. Requires State Corporation Commission approval to impose tolls and user fees and for a responsible public entity to enter into comprehensive and interim agreements with private entities.

Patron - Marshall, R.G.

SB743 Hampton Roads Transportation Accountability Commission; local representation. Allows the chief elected officer of each locality within Planning District 23 to have a representative from the same governing body serve on the Hampton Roads Transportation Accountability Commission.

Patron - Lucas

SB921 Use of revenues by Northern Virginia Transportation Authority. Adds towns to the list of localities whose transportation projects can benefit from revenues from the Northern Virginia Transportation Authority. The bill also requires that such cities and towns receive funds for street maintenance to be eligible to receive revenues from NVTa.

Patron - Wexton

SB932 Use of certain revenues by the NVTa. Allows new sidewalk projects to be funded by the Northern Virginia Transportation Authority.

Patron - Petersen

SB952 Highway maintenance payments to cities and towns. Bases highway maintenance payments to cities and towns on lane-miles of highways. Under current law, such payments are based on moving-lane-miles available to peak-hour traffic.

Patron - Dance

SB953 Highway maintenance payments to certain cities. Provides for highway maintenance payments to cities for paved trails that accommodate all modes of nonmotorized transportation, at a rate of 50 percent of the per-miles rate established for highway maintenance payments for collector roads and local streets.

Patron - Dance

SB1023 Transit funding in statewide prioritization; review of project prioritization. Includes moneys from the Commonwealth Mass Transit Fund and highway aid to

mass transit in the list of funds subject to the statewide prioritization process. The bill also requires the Joint Commission on Transportation Accountability to review the prioritization of projects by the Commonwealth Transportation Board and to make necessary recommendations regarding the process to the General Assembly.

Patron - Stuart

SB1033 Northern Virginia Transportation Authority; membership composition. Increases the membership of the NVTa by one nonlegislative member to represent towns that receive funds for urban highway systems.

Patron - Wexton

SB1159 Life-cycle cost analysis of highway projects. Requires the Commonwealth Transportation Board to develop a life-cycle cost analysis for all primary highway projects approved by the Board for which the total cost of initial construction exceeds \$500,000. The bill requires the analysis to include the total initial cost of the project and projected future maintenance costs and requires the Board to make project decisions accordingly.

Patron - Edwards

SB1274 Allocation of funds for state highways. Allocates 10 percent of state revenues allocated to state secondary highways for use in reconstructing deteriorated state secondary highway pavements. The bill reduces from 25 to 20 percent the share of such revenues currently allocated to bridge reconstruction and rehabilitation and reduces from 15 to 10 percent the share of such revenues currently allocated to projects undertaken pursuant to the Public-Private Transportation Act of 1995.

Patron - Barker

SB1367 Allocation of federal funds for establishment and maintenance of trails. Allows the Commonwealth Transportation Board to allocate eligible federal funds for use in the establishment and maintenance of trails by the Department of Conservation and Recreation.

Patron - Chafin

SB1431 Commonwealth Space Flight Fund. Extends through fiscal year 2021-2022 the annual transfer of \$9.5 million from the Transportation Trust Fund to the Commonwealth Space Flight Fund. Under current law, the transfer would cease after fiscal year 2016-2017.

Patron - Carrico

SB1459 Hampton Roads Transportation Accountability Commission. Requires the members of the Hampton Roads Transportation Accountability Commission to allow for five minutes of public comment before each vote regarding a project, facility, or service.

Patron - McWaters

Homestead and Other Exemptions

Passed

HB2015 Exemption from creditor process; bankruptcy proceedings. Makes several changes to articles that may be exempted from creditor process: (i) removes the one-gun limit, though the \$3,000 cap remains the same; (ii)

removes the one-car limit, though the \$6,000 cap remains the same; (iii) allows those portions of a tax refund or governmental payment attributable to the federal Child Tax Credit or the Earned Income Credit to be exempted; (iv) allows unpaid spousal or child support to be exempted; and (v) extends the exemption from creditor process to spousal and child support, to the extent reasonably necessary for the support of the debtor and any dependent of the debtor.

Patron - Surovell

Hotels, Restaurants, Summer Camps, and Campgrounds

Passed

[P]HB2090 Regulations governing restaurants; training in food safety and food allergy awareness and safety. Requires the State Board of Health to include training standards that address food safety and food allergy awareness and safety in its regulations governing restaurants. The bill also requires the State Health Commissioner to provide written materials on food safety and food allergy awareness and safety for the training of restaurant personnel. This bill is identical to SB 1260.

Patron - Keam

[P]SB1260 Regulations governing restaurants; training in food safety and food allergy awareness and safety. Requires the State Board of Health to include training standards that address food safety and food allergy awareness and safety in its regulations governing restaurants. The bill also requires the State Health Commissioner to provide written materials on food safety and food allergy awareness and safety for the training of restaurant personnel. This bill is identical to HB 2090.

Patron - Deeds

Failed

[F]HB1462 Campground; definition. Excludes from the definition of "campground" property upon which the owner may choose to allow his guests to camp and not be prohibited or encumbered by covenants, restrictions, and conditions from providing his sanitary facilities within his property lines. The bill contains a technical correction.

Patron - Morris

Housing

Failed

[F]HB1454 Fair Housing Law; unlawful discrimination; sexual orientation; gender identity. Adds discrimination based on sexual orientation or gender identity as an unlawful discriminatory housing practice. The bill defines "sexual orientation" and "gender identity."

Patron - Simon

[F]HB1793 Wheelchair-access-only accessible parking spaces. Requires the Department of Housing and Commu-

nity Development to amend administrative regulations by December 31, 2015, to require that where the total number of parking spaces provided exceeds 25, at least one-quarter of disabled parking spaces be designated as wheelchair access only.

Patron - Stolle

[F]HB1902 Stalking; early termination of rental agreements; penalty. Provides that the conduct necessary to sustain a conviction for stalking includes conduct by any action, method, device, or means. The bill also provides that a tenant who is a victim of stalking may terminate the tenant's rental agreement if the tenant has obtained a protective order or the perpetrator of the crime has been convicted.

Patron - Lopez

[F]HB1910 Virginia Fair Housing Law; unlawful discriminatory practice; veterans; veterans receiving financial assistance. Provides that discrimination in the provision of housing based on status as a veteran or a veteran's use of financial assistance is an unlawful discriminatory practice. The bill defines veteran and veteran's financial assistance.

Patron - Lopez

[F]SB808 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 at least \$1 million in revitalizing or retrofitting an existing building in the Commonwealth to serve as a new place of business. This bill is a recommendation of the Virginia Housing Commission. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Stanley

[F]SB917 Virginia Fair Housing Law; unlawful discriminatory housing practices; sexual orientation and gender identity. Adds discrimination on the basis of an individual's sexual orientation or gender identity as an unlawful housing practice. The bill also defines sexual orientation and gender identity.

Patron - Wexton

[F]SB1342 Residential Improved Accessibility and Universal Visitability Grant Program. Establishes a grant program for homeowners and contractors for the purchase or construction of new residences or renovations to existing residences designed to improve accessibility or to provide universal visitability. The grant program would be administered by the Director of the Department of Housing and Community Development. Subject to the appropriation of funds by the General Assembly, the Director would be authorized to award up to \$1 million in grants each fiscal year beginning with fiscal year 2016, of which the Director would allocate 50 percent for the purchase or construction of new residences and 50 percent for the retrofitting or renovation of existing residences. The maximum grant allowed would be (i) \$5,000 for the purchase or construction of a new residence or (ii) 50 percent of the amount expended, but not to exceed \$5,000, for the retrofitting or renovation of an existing residence.

Patron - Puller

Insurance

Passed

HB1357 Automobile and homeowners insurance policies; notices. Authorizes insurers to send certain notices, including nonrenewal and cancellation notices, pertaining to a motor vehicle or homeowners insurance policy by a first-class mail tracking method used or approved by the United States Postal Service (USPS). Currently, such notices are effective only if sent by registered or certified mail. The measure will permit insurers to send such notices using the USPS Intelligent Mail barcode. Provisions that currently provide more restrictive bulk mailing options are deleted. This bill is identical to SB 697.

Patron - Miller

HB1444 Vision care plans; reimbursement for services. Prohibits a participating provider agreement between a vision care plan carrier and an optometrist or ophthalmologist from establishing the fee or rate that the optometrist or ophthalmologist is required to accept for the provision of health care materials or services, or from requiring that an optometrist or ophthalmologist accept the reimbursement paid by the vision care plan carrier as payment in full, unless the services or materials are covered services or covered materials under the applicable vision care plan. Reimbursements by a vision care plan carrier are required to be reasonable, which is defined as the negotiated fee or rate that is set forth in the participating provider agreement and is acceptable to the provider. Vision care plans shall not require an optometrist or ophthalmologist to use a particular optical laboratory, manufacturer of eyeglass frames or contact lenses, or third-party supplier as a condition of participation in a vision care plan. Changes to a participating provider agreement shall be submitted in writing to the optometrist or ophthalmologist at least 30 days prior to their effective date. Provisions of this measure that relate to covered materials also apply to licensed opticians practicing in the Commonwealth. The State Corporation Commission does not have jurisdiction to adjudicate individual controversies arising out of this measure. The bill has a delayed effective date of January 1, 2016.

Patron - Ware

HB1742 Self storage unit insurance. Removes the per-customer dollar limit on the amount of incidental compensation an employee or representative of a lessor of self storage units may receive in connection with the sale of self storage insurance. Currently, such compensation is limited to \$10 per customer who purchases such coverage for a self storage unit.

Patron - Hugo

HB1747 Health insurance; mental health parity. Conforms certain requirements regarding coverage for mental health and substance use disorders to provisions of the federal Mental Health Parity and Addiction Equity Act of 2008 (the Act). The measure requires that group and individual health insurance coverage provide mental health and substance use disorder benefits. Such benefits shall be in parity with the medical and surgical benefits contained in the coverage in accordance with the Act, even where those requirements would not otherwise apply directly. The measure requires the Bureau of Insurance to develop reporting requirements regarding denied claims, complaints, and appeals involving such coverage and to compile the information into an annual report. The bill contains a technical amendment.

Patron - O'Bannon

HB1819 Motor vehicle liability insurance; underinsured motorist claims; settlement procedures; subrogation. Establishes a procedure by which an injured person or personal representative may settle a claim with a liability insurer or insurers and the liability insurer's or insurers' insured for the available limits of the liability insurer's coverage without prejudice to any underinsured motorist benefits or claim. Upon payment of the liability insurer's available limits, the liability insurer has no further duties to its insured and the underinsured motorist benefits insurer shall have no right of subrogation or claim against the underinsured motorist. However, if the underinsured motorist unreasonably fails to cooperate with the underinsured motorist benefits insurer in the defense of any lawsuit brought by the injured person or their personal representative, he may again be subjected to a claim for subrogation by the underinsured motorist benefits insurer. The measure also provides that an insurer paying underinsured motorist benefits to an insured shall have no right of subrogation against any person who settled with the underinsured motorist benefits insurer's insured pursuant to this new procedure unless the underinsured motorist failed to reasonably cooperate in the defense of any lawsuit brought against him. The underinsured motorist benefits insurer is required to pay the reasonable costs and expenses related to procuring the insured's cooperation. If the underinsured motorist cooperates with the underinsured motorist benefits insurer, or if his failure to do so was not unreasonable, then the court may award him his costs, including attorney fees, in defending the subrogation action. The provisions of the bill apply to policies issued or renewed on or after January 1, 2016. This bill is identical to SB 1190.

Patron - Kilgore

HB1940 Health insurance; mandated coverage for autism spectrum disorder. Requires health insurers, health care subscription plans, and health maintenance organizations to provide coverage for the diagnosis and treatment of autism spectrum disorder in individuals from age two through 10. Currently, such coverage is required to be provided for individuals from age two through six. The provision applies with respect to insurance policies, subscription contracts, and health care plans delivered, issued for delivery, reissued, or extended on or after January 1, 2016. The measure does not apply to policies, contracts or plans issued in the individual market or the small group market, which effective January 1, 2016, will include employers with no more than 100 employees.

Patron - Greason

HB1942 Health insurance plans and programs; preauthorization for drug benefits. Requires certain health insurance contracts under which an insurance carrier or its intermediary has the right or obligation to require preauthorization for a drug benefit to include provisions governing the preauthorization process. Required provisions address (i) acceptance by carriers of telephonic, facsimile, or electronic submission of prior authorization requests that are delivered from e-prescribing systems, electronic health record systems, and health information exchange platforms that utilize certain standards; (ii) time limits for communicating to the prescriber that a request is approved, denied, or requires supplementation; (iii) providing reasons for denial of a request; (iv) honoring a prior authorization approved by another carrier; (v) use of a tracking system for prior authorization requests; and (vi) making formularies, drug benefits subject to prior authorization, prior authorization procedures, and certain forms available through the carrier's website. The measure also requires certain organizations to convene a workgroup to identify common evidence-based parameters for carrier approval of certain prescription drugs. This bill is identical to SB 1262.

Patron - Habeeb

HB2031 Health insurance; updating maximum allowable cost pricing lists. Requires any contract between a health insurance carrier and its intermediary, pursuant to which the intermediary has the right or obligation to establish a maximum allowable cost, and any provider contract between a carrier and a participating pharmacy provider or its contracting agent, pursuant to which the carrier has the right or obligation to establish a maximum allowable cost, to contain specific provisions that require the intermediary or carrier to update, not less frequently than once every seven days, the maximum allowable cost list, unless there has been no change to the maximum allowable cost of any drug on the list since the last update. Such contracts are also required to contain specific provisions that require the intermediary or carrier to (i) verify, not less frequently than once every seven days, that the drugs on the maximum allowable cost list are available to participating pharmacy providers from at least one regional or national pharmacy wholesaler and that the amount for each drug is not obsolete and promptly revise the maximum allowable cost if necessary to comply with these required contractual provisions; (ii) provide a process for each participating pharmacy provider to readily access the maximum allowable cost list specific to that provider; and (iii) prohibit the intermediary or carrier from terminating or failing to renew its contractual relationship with a participating pharmacy provider for invoking its rights under any of these required contractual provisions. Such contracts are also required to contain provisions that require the intermediary or carrier to provide a process for an appeal, investigation, and resolution of disputes regarding maximum allowable cost drug pricing. The State Corporation Commission shall not have jurisdiction to adjudicate individual controversies arising out of this measure.

Patron - Yost

HB2299 Health services plans; effects of actions of other states. Requires the State Corporation Commission (SCC) to conduct a proceeding to review and evaluate the effect of a law or other regulatory action of another state that requires a health services plan operating in the Commonwealth to distribute or reduce its surplus on grounds that it is excessive. Currently the SCC may, but is not required to, conduct such a proceeding or examination only when another state enacts a law providing a program or benefits for the residents of the other state. The measure authorizes the SCC, if it finds that the other state's action is harmful to the interests of residents of the Commonwealth, to (i) prohibit the health services plan from distributing or reducing its surplus for the benefit of residents of another state or (ii) take any other action the SCC finds necessary to protect the interests of the residents of the Commonwealth. The measure also prohibits a health services plan from distributing or reducing its surplus pursuant to a law or regulatory action that is the subject of such a proceeding by the SCC except with the approval of the SCC. The bill contains an emergency clause. This bill is identical to SB 1405.

Patron - Miller

HB2322 Health benefit plans; essential health benefits waiver. Authorizes health carriers to offer, sell, issue, or renew any health benefit plan in the individual and group markets that does not include the essential health benefits as required by the federal Patient Protection and Affordable Care Act if (i) federal premium tax credit subsidies are no longer available or provided for a health benefit plan purchased through the federal health benefits exchange and (ii) the appropriate federal authority has suspended enforcement of the provisions of the Act that require a health benefit plan to provide coverage for essential health benefits, to the extent and under the terms that the appropriate federal authority has suspended enforcement of such provisions.

Patron - Stolle

HB2357 Insurance rates; policies transferred pursuant to agent book transfer. Clarifies that an insurer may cap the renewal rates for policies that have been transferred by an agent from one insurer to another insurer pursuant to an agent book transfer, to the same extent that such rates may be capped for policyholders whose coverage is continued by that insurer.

Patron - O'Quinn

SB697 Automobile and homeowners insurance policies; notices. Authorizes insurers to send certain notices, including nonrenewal and cancellation notices, pertaining to a motor vehicle or homeowners insurance policy by a first-class mail tracking method used or approved by the United States Postal Service (USPS). Currently, such notices are effective only if sent by registered or certified mail. The measure will permit insurers to send such notices using the USPS Intelligent Mail barcode. Provisions that currently provide more restrictive bulk mailing options are deleted. This bill is identical to HB 1357.

Patron - Martin

SB729 Credit life and credit accident and sickness insurance; reports. Removes the requirement that insurers file annual reports with the State Corporation Commission regarding the credit life and credit accident and sickness insurance they have written. The same reports will continue to be required to be filed with the National Association of Insurance Commissioners.

Patron - Alexander

SB748 Insurance plans; hypothecation of assets. Applies provisions regulating the hypothecation of assets that currently apply to most insurers to health services plans, health maintenance organizations, and insurers offering dental or optometric services plans. The measure requires insurers to maintain a certain amount of free and unencumbered admitted assets and to report to the State Corporation Commission certain information regarding transactions encumbering assets. The measure also (i) removes inapplicable references to separate account requirements from the "sweep-in" provisions for health services plans and dental or optometric services plans and (ii) removes a moot reference to the licensing of agents from the "sweep-in" provision for legal services plans.

Patron - Watkins

SB1190 Motor vehicle liability insurance; underinsured motorist claims; settlement procedures; subrogation. Establishes a procedure by which an injured person or personal representative may settle a claim with a liability insurer or insurers and the liability insurer's or insurers' insured for the available limits of the liability insurer's coverage without prejudice to any underinsured motorist benefits or claim. Upon payment of the liability insurer's available limits, the liability insurer has no further duties to its insured and the underinsured motorist benefits insurer shall have no right of subrogation or claim against the underinsured motorist. However, if the underinsured motorist unreasonably fails to cooperate with the underinsured motorist benefits insurer in the defense of any lawsuit brought by the injured person or their personal representative, he may again be subjected to a claim for subrogation by the underinsured motorist benefits insurer. The measure also provides that an insurer paying underinsured motorist benefits to an insured shall have no right of subrogation against any person who settled with the underinsured motorist benefits insurer's insured pursuant to this new procedure unless the underinsured motorist failed to reasonably cooperate in the defense of any lawsuit brought against him. The underinsured motorist benefits insurer is required to pay the reasonable costs and expenses related to procuring the insured's cooperation. If

the underinsured motorist cooperates with the underinsured motorist benefits insurer, or if his failure to do so was not unreasonable, then the court may award him his costs, including attorney fees, in defending the subrogation action. The provisions of the bill apply to policies issued or renewed on or after January 1, 2016. This bill is identical to HB 1819.

Patron - Norment

[P]SB1262 Health insurance plans and programs; pre-authorization for drug benefits. Requires certain health insurance contracts under which an insurance carrier or its intermediary has the right or obligation to require preauthorization for a drug benefit to include provisions governing the pre-authorization process. Required provisions address (i) acceptance by carriers of telephonic, facsimile, or electronic submission of prior authorization requests that are delivered from e-prescribing systems, electronic health record systems, and health information exchange platforms that utilize certain standards; (ii) time limits for communicating to the prescriber that a request is approved, denied, or requires supplementation; (iii) providing reasons for denial of a request; (iv) honoring a prior authorization approved by another carrier; (v) use of a tracking system for prior authorization requests; and (vi) making formularies, drug benefits subject to prior authorization, prior authorization procedures, and certain forms available through the carrier's website. The measure also requires certain organizations to convene a workgroup to identify common evidence-based parameters for carrier approval of certain prescription drugs. This bill is identical to HB 1942.

Patron - Newman

[P]SB1405 Health services plans; effects of actions of other states. Requires the State Corporation Commission (SCC) to conduct a proceeding to review and evaluate the effect of a law or other regulatory action of another state that requires a health services plan operating in the Commonwealth to distribute or reduce its surplus on grounds that it is excessive. Currently the SCC may, but is not required to, conduct such a proceeding or examination only when another state enacts a law providing a program or benefits for the residents of the other state. The measure authorizes the SCC, if it finds that the other state's action is harmful to the interests of residents of the Commonwealth, to (i) prohibit the health services plan from distributing or reducing its surplus for the benefit of residents of another state or (ii) take any other action the SCC finds necessary to protect the interests of the residents of the Commonwealth. The measure also prohibits a health services plan from distributing or reducing its surplus pursuant to a law or regulatory action that is the subject of such a proceeding by the SCC except with the approval of the SCC. The bill contains an emergency clause. This bill is identical to HB 2299.

Patron - Favola

Failed

[F]HB1339 Health benefit exchange; information on health benefit plans. Requires health carriers that offer health benefit plans for sale to persons in the Commonwealth through an exchange to provide to the operator of the exchange's website certain information about those plans, to be posted on the exchange's website. Copies of the information provided to the website operator, together with evidence that the information was provided to the website operator, shall be submitted to the State Corporation Commission (SCC). The SCC is directed to make reasonable efforts to ensure that the information provided to the website operator is made available to persons who access the website.

Patron - Ware

[F]HB1387 Health insurance; coverage for renewals of Schedule IV prescription eyedrops. Prohibits health insurers, health maintenance organizations, and corporations providing health care coverage subscription contracts, whose policy, contract, or plan includes coverage for prescription drugs, from denying coverage for early renewals of Schedule IV prescription eyedrops at least twice annually.

Patron - Bell, Richard P.

[F]HB1530 Federal health benefit exchange; plan management function. Repeals provisions authorizing the State Corporation Commission to (i) perform plan management functions for participation in the federal health benefit exchange established by the Secretary of the U.S. Department of Health and Human Services pursuant to § 1321 of the Patient Protection and Affordable Care Act and (ii) review and approve accident and sickness insurance premium rates applicable to health benefit plans in the individual and small group markets and health benefit plans providing health insurance coverage in the individual market through certain nonemployer group plans. The bill also eliminates the provision authorizing the State Department of Health to assist in plan management functions.

Patron - Berg

[F]HB1745 Fire Programs Fund; expense of administration of insurance laws and regulatory revenue taxes. Increases the rate of the assessment for the Fire Programs Fund from one to 1.4 percent of the total direct gross premium income for fire and related lines of insurance. The bill decreases the maximum assessment to administer insurance laws and reduces the maximum regulatory revenue tax imposed by the State Corporation Commission.

Patron - Lingamfelter

[F]HB1936 Virginia Life, Accident and Sickness Insurance Guaranty Association. Increases the maximum amount that the Association may become obligated to cover with respect to the present value of annuity benefits, including net cash surrender and net cash withdrawal values, from \$250,000 to \$500,000 in situations where the annuity was purchased or acquired by the sponsor of an employer's defined benefit pension plan for the benefit of a plan participant, in the course of full or partial termination of a pension plan that prior to such termination was subject to the provisions of the federal Employee Retirement Income Security Act.

Patron - Bell, Robert B.

[F]HB1948 Prescription drugs; specialty tier coverage. Imposes dollar limits on the practice of prescription drug cost-sharing known as specialty tiers. Enrollees' coinsurance or copayment fees for specialty tier drugs will be limited to \$100 per month for up to a 30-day supply of any single specialty tier drug, which limits shall apply regardless of whether a deductible has been satisfied. Patients will also be able to request an exception to obtain a specialty drug that would not otherwise be available on a health benefit plan formulary. The measure prohibits a health benefit plan that provides coverage for prescription drugs from placing all drugs in a given class of drugs on the highest cost tier.

Patron - McClellan

[F]HB2086 Motor vehicle insurance; liability for damage to covered property. Requires motor vehicle liability insurance policies to provide coverage for damage to covered property resulting from a collision in which the insured motor vehicle strikes covered property. Liability under this section shall not be conditioned upon negligence or recklessness in the operation of the insured motor vehicle. This measure defines covered property as a building, structure, or improvement on

real property; personal property located in a building or structure; or a motor vehicle that at the time of the collision is parked or stationary at a location and in a manner that is not in violation of any applicable law or ordinance. The measure also prohibits an insurer from denying a claim on grounds that the proximate cause of the collision was the negligent, reckless, or intentional act of any other person. The insurer may bring a subrogation action to enforce the legal liability of any other person or party.

Patron - Fariss

HB2156 Health insurance; coverage for hearing aids and related professional services. Requires health insurers, health maintenance organizations, and corporations providing health care coverage subscription contracts to provide coverage for hearing aids and related professional services when prescribed or provided by a licensed audiologist.

Patron - Krupicka

HB2256 Insurance rates; policies transferred pursuant to agent book transfer. Clarifies that an insurer may cap the renewal rates for policies that have been transferred by an agent from one insurer to another insurer pursuant to an agent book transfer, to the same extent that such rates may be capped for policyholders whose coverage is continued by that insurer.

Patron - Pillion

SB714 Private health insurance exchanges. Provides that one or more private entities may establish private health insurance exchanges within the Commonwealth. The measure requires exchanges to be registered with the State Corporation Commission. Participating employers may elect to purchase health benefit plans for their eligible employees and their dependents from a participating health carrier. Alternatively, a participating employer may authorize its eligible employees to purchase a health benefit plan directly from a participating health carrier using funds provided by the employer, and the employee may use the employee's own funds to supplement the level of coverage that the employer's contribution would cover. A SHOP exchange operating in Virginia under the federal Patient Protection and Affordable Care Act would be exempt from the requirements established by this measure.

Patron - Stanley

SB760 Medicare supplement policies for individuals under age 65. Requires insurers issuing Medicare supplement policies in the Commonwealth to make standardized Medicare Supplement Plans A and C available to any Medicare enrollee under 65 years of age who is eligible for Medicare due to disability or end-stage renal disease. A Medicare supplement policy issued to such an individual may not exclude benefits based on a preexisting condition if the individual has a continuous period of creditable coverage of at least six months as of the date of application for coverage. The enrollment period for an individual is the six-month period following the month the individual became eligible for Medicare or during the 63-day period following termination of coverage under a group health insurance policy.

Patron - Edwards

SB769 Essential health benefits; abortion coverage. Removes the prohibition on the provision of coverage for abortions in any qualified health insurance plan that is sold or offered for sale through a health benefits exchange established or operating in Virginia.

Patron - McEachin

SB1182 Health benefit exchange; information on health benefit plans. Requires health carriers that offer health

benefit plans for sale to persons in the Commonwealth through an exchange to provide to the operator of the exchange's website certain information about those plans, to be posted on the exchange's website. Copies of the information provided to the website operator, together with evidence that the information was provided to the website operator, shall be submitted to the State Corporation Commission (SCC). The SCC is directed to make reasonable efforts to ensure that the information provided to the website operator is made available to persons who access the website.

Patron - Obenshain

SB1225 Insurance policies and annuity contracts; exemption from creditors' claims. Provides that in no case shall the cash surrender value or proceeds of any life insurance policy; the withdrawal value of an optional settlement, annuity contract, or deposit with a life insurance company; or any other benefit from such a policy, contract, or deposit, be liable to execution, attachment, garnishment, or other legal process in favor of any creditor of (i) the person whose life is insured by the related policy or contract; (ii) the person who is protected by that contract, deposit, indemnity, policy, or settlement, provided such person is the insured or owner of the contract, deposit, indemnity, policy, or settlement, or the spouse or intended spouse of, a dependent child of, or other person dependent on, the insured or owner of the contract, deposit, indemnity, policy, or settlement; (iii) the person who can, may, or will receive the benefit of such an item, if the person is the insured or owner of the contract, deposit, indemnity, policy, or settlement, or the spouse or intended spouse of, a dependent child of, or other person dependent on, the insured or owner of the contract, deposit, indemnity, policy, or settlement; (iv) the person who owns the related contract, deposit, or policy; or (v) the person who effected the related contract, deposit, or policy. These exemptions from creditors' claims applies regardless of whether the right to change the beneficiary thereof is reserved or permitted or whether the insured person, the annuitant, the owner of the policy or contract, or the person effecting the policy or contract, or any of their estates, is a contingent beneficiary of the policy, contract, or deposit. These provisions do not apply (a) to any claim by a creditor with respect to a life insurance policy, annuity contract, or deposit with an insurance company that was taken out, made, or assigned in writing for the benefit of the creditor, (b) if the policy, contract, or deposit was paid with the intent to defraud creditors, or (c) to a policy, contract, or deposit issued or effected during the six months preceding the date that the person claiming the exemption files a voluntary petition in bankruptcy or is provided similar relief.

Patron - McWaters

SB1277 Insurance coverage for prescription contraceptives. Requires health insurance policies, individual or group accident and sickness subscription contracts, and health care plans offered by a health maintenance organization issued or renewed on or after July 1, 2015, to include coverage for any prescribed drug, device, or product approved by the U.S. Food and Drug Administration for use as a contraceptive. Currently, such coverage is required to be offered and made available as an option. Such coverage would not be required in any policy, contract, or plan that does not otherwise provide coverage for prescription drugs.

Patron - Barker

SB1328 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 (SCC). The Exchange shall facilitate the purchase and sale of qualified health plans and qualified dental plans to qualified individuals and qualified employers, making qualified plans available to qualified individuals and qualified

employers. The SCC may delay the effective date as it deems necessary to permit the completion of the establishment of the Exchange. The bill authorizes the SCC to review and approve accident and sickness insurance premium rates applicable to health benefit plans in the individual and small group markets and health benefit plans providing health insurance coverage in the individual market through certain nonemployer group plans. 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 SCC may contract with other eligible entities and enter into memoranda of understanding with other agencies of the Commonwealth to carry out any of the functions of the Exchange, including agreements with other states or federal agencies to perform joint administrative functions. Such contracts are not subject to the Virginia Public Procurement Act (§ 2.2-4300 et seq.).

Patron - Watkins

[F]SB1363 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 (SCC). The Exchange shall facilitate the purchase and sale of qualified health plans and qualified dental plans to qualified individuals and qualified employers. The Exchange shall make qualified plans available to qualified individuals and qualified employers by January 1, 2016, unless the SCC postpones this date. The bill authorizes the SCC to review and approve accident and sickness insurance premium rates applicable to health benefit plans in the individual and small group markets and health benefit plans providing health insurance coverage in the individual market through certain nonemployer group plans. 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 SCC may contract with other eligible entities and enter into memoranda of understanding with other agencies of the Commonwealth to carry out any of the functions of the Exchange, including agreements with other states or federal agencies to perform joint administrative functions. Such contracts are not subject to the Virginia Public Procurement Act (§ 2.2-4300 et seq.). The measure repeals a provision enacted in 2013 that prohibits an agent, employee, officer, or agency of the Commonwealth from taking any action to establish a health benefit exchange. The measure will become effective 60 days after the date the U.S. Supreme Court finds that federal premium assistance tax credits or other cost-sharing mechanisms provided pursuant to the Act to subsidize the purchase of health insurance through health benefit exchanges are available only if the health insurance is purchased through a state health benefit exchange, and are not available if the health insurance is purchased through a federal health benefit exchange.

Patron - Alexander

[F]SB1394 Prescription drugs; specialty tier coverage. Imposes dollar limits on the practice of prescription drug cost-sharing known as specialty tiers. Enrollees' coinsurance or

copayment fees for specialty tier drugs will be limited to \$100 per month for up to a 30-day supply of any single specialty tier drug, which limits shall apply regardless of whether a deductible has been satisfied. Patients will also be able to request an exception to obtain a specialty drug that would not otherwise be available on a health benefit plan formulary. The measure prohibits a health benefit plan that provides coverage for prescription drugs from placing all drugs in a given class of drugs on the highest cost tier.

Patron - Dance

[F]SB1457 Health insurance; mandated coverage for autism spectrum disorder. Requires health insurers, health care subscription plans, and health maintenance organizations to provide coverage for the diagnosis and treatment of autism spectrum disorder in individuals of any age. Currently, such coverage is required to be provided for individuals from age two through age six. The provision applies with respect to insurance policies, subscription contracts, and health care plans delivered, issued for delivery, reissued, or extended on or after January 1, 2016.

Patron - Vogel

Juvenile Justice

Passed

[P]SB1098 Advisory Committee on Juvenile Justice and Prevention. Broadens the scope of the Advisory Committee on Juvenile Justice to include review of juvenile delinquency prevention activities in the Commonwealth. The bill also adds the Commissioner of Health to the membership of the Advisory Committee and provides that the Advisory Committee may serve as an advisory committee as may be required by other federal or state laws or programs administered by the Department of Criminal Justice Services.

Patron - McEachin

Labor and Employment

Passed

[P]HB1681 Workplace safety; employer reporting requirements. Requires employers to notify the Virginia Department of Labor and Industry of any work-related hospitalization, amputation, or loss of an eye. Existing law requires employers to report hospitalizations involving three or more employees and does not specifically address reporting an amputation or enucleation.

Patron - Carr

[P]HB1768 Workplace safety; Voluntary Protection Program. Codifies the Voluntary Protection Program that has been conducted by the Department of Labor and Industry since 1996. The measure directs the Safety and Health Codes Board to adopt definitions, rules, regulations, and standards necessary for the operation of the Program that will promote safe and healthy workplaces throughout the Commonwealth. Participation in the Program is limited to workplaces in which an exemplary worker safety and health management system that exceeds basic compliance with occupational safety and health laws and regulations, and that satisfies the standards for the

Program, has been implemented. This bill is identical to SB 881.

Patron - Loupassi

[F]HB2081 Employers; disclosure of social media account information. Prohibits an employer from requiring a current or prospective employee to disclose the username and password to his social media account. The measure also prohibits an employer from requiring an employee to add an employee, a supervisor, or an administrator to the list of contacts associated with the employee's social media account.

Patron - Peace

[F]SB881 Workplace safety; Voluntary Protection Program. Codifies the Voluntary Protection Program that has been conducted by the Department of Labor and Industry since 1996. The measure directs the Safety and Health Codes Board to adopt definitions, rules, regulations, and standards necessary for the operation of the Program that will promote safe and healthy workplaces throughout the Commonwealth. Participation in the Program is limited to workplaces in which an exemplary worker safety and health management system that exceeds basic compliance with occupational safety and health laws and regulations, and that satisfies the standards for the Program, has been implemented. This bill is identical to HB 1768.

Patron - Alexander

[F]SB896 Child labor laws; appeal procedures. Clarifies the procedures and rules relating to agency actions to prosecute violations of child labor statutes. The measure imposes a 21-day time limit during which an employer charged with a violation may seek an informal conference or appeal a decision of the Commissioner of Labor and Industry to circuit court. The measure also specifies the scope of circuit court review regarding alleged errors of law or findings of fact. Finally, the measure makes clear that Department of Labor and Industry employees are not subject to a civil penalty for issuing an employment certificate and removes a requirement that the Commissioner supply blanks for employment certificates.

Patron - Alexander

Failed

[F]HB1512 Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$15.15 per hour effective July 1, 2015, unless a higher minimum wage is required by the federal Fair Labor Standards Act. The \$15.15 rate shall be adjusted annually thereafter to reflect increases in the consumer price index. The measure also eliminates provisions that address determinations of the wages of tipped employees.

Patron - Simon

[F]HB1654 Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.00 per hour effective July 1, 2015, to \$9.00 per hour effective July 1, 2016, and to \$10.00 per hour effective July 1, 2017, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA).

Patron - Plum

[F]HB1823 Equal pay irrespective of sex. Increases the amount an employee can recover as damages for a violation of the existing requirement that employees receive equal pay for equal work irrespective of sex to triple the amount of wages

withheld in violation of the requirement. Currently, such employees may recover double the amount of such wages.

Patron - Herring

[F]HB1906 Child labor; tobacco farms. Prohibits any person from employing a child under the age of 18 years to work in direct contact with tobacco plants or dried tobacco leaves unless (i) the owner of the farm or other location at which such work is conducted is the child's parent, grandparent, or legal guardian and (ii) the child's parent or legal guardian has consented in writing to such employment.

Patron - Lopez

[F]HB1945 Domestic violence leave for employees. Requires employers to allow an employee to take domestic violence leave, with or without pay, if the employee or the employee's family member is a victim of domestic violence, sexual assault, or stalking. Domestic violence leave may be taken to (i) seek legal or law-enforcement assistance or remedies; (ii) seek treatment by a health care provider for physical or mental injuries caused by domestic violence, sexual assault, or stalking or to attend to health care treatment for a victim who is the employee's family member; (iii) obtain, or assist a family member in obtaining, services from a domestic violence shelter, rape crisis center, or other social services program for relief from domestic violence, sexual assault, or stalking; (iv) obtain, or assist a family member in obtaining, mental health counseling related to an incident of domestic violence, sexual assault, or stalking, in which the employee or the employee's family member was a victim of domestic violence, sexual assault, or stalking; or (v) participate in safety planning, temporarily or permanently relocate, or take other actions to increase the safety of the employee or employee's family members from future domestic violence, sexual assault, or stalking. Employers are prohibited from discharging or discriminating against an employee because the employee takes domestic violence leave.

Patron - McClellan

[F]HB2008 Paid sick days for employees; civil penalties. Requires private employers to give to each full-time employee paid sick days, to be accrued at a rate of no less than one hour for every 30 hours worked. An employee would be entitled to use accrued sick days beginning on the ninetieth calendar day of employment. An employer may limit an employee's use of paid sick days to 24 hours or three days in each calendar year. The bill would require an employer to provide paid sick days, upon the request of the employee, for diagnosis, care, or treatment of health conditions of the employee or the employee's family member. The bill would prohibit an employer from discriminating or retaliating against an employee who requests paid sick days. The bill would require employers to satisfy specified posting and notice and record-keeping requirements and would require the Commissioner of Labor and Industry (the Commissioner) to administer and enforce these requirements and to investigate alleged violations of these requirements. The bill would authorize the Commissioner to impose specified civil penalties for violations. The Commissioner or Attorney General would be authorized to bring an action to recover specified civil penalties against an offender, as well as attorney fees and costs. The measure would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees.

Patron - Kory

[F]HB2089 Employment; abusive work environment. Prohibits an employer from (i) permitting an employee to be subjected to an abusive work environment, (ii) subjecting an employee to an abusive work environment, or (iii) retaliating

against an employee because the employee brings or participates in an action, investigation, or proceeding related to the abusive work environment. The measure also prohibits the employer's agent or a coworker from subjecting an employee to an abusive work environment. The bill defines "abusive work environment" as a workplace in which an employee is subjected to abusive conduct severe enough to cause physical or psychological harm. The bill provides that an aggrieved employee may bring a private cause of action. In such a proceeding the court may order injunctive relief, reinstatement, removal of any offending party from the employee's work environment, compensation for lost wages, benefits, and other remuneration; compensation for medical costs and emotional duress; punitive damages; and reasonable costs and attorney fees. Punitive damages are not allowed if the violation does not include an adverse employment action against the employee or result in lost work time, earnings, or other benefits.

Patron - Keam

HB2150 Employment; time off to obtain relief from an act of domestic violence or sexual assault. Prohibits an employer from discharging, demoting, denying a promotion to, or disciplining an employee because the employee took reasonable time off from work to obtain or attempt to obtain relief from an act of domestic violence or sexual assault. Such relief means seeking legal or law-enforcement assistance or remedies related to domestic violence or sexual assault or seeking treatment by a health care provider for physical or mental injuries caused by domestic violence or sexual assault. The Commissioner of Labor and Industry is authorized to enforce this measure.

Patron - Yancey

HB2151 Employment; break to express breast milk. Requires employers, including the Commonwealth and its political subdivisions, to provide reasonable unpaid break time each day to an employee who needs to express breast milk for the employee's infant child. An employer is exempt from this requirement if providing the break time would unduly disrupt its operations. An employer is also required to make reasonable efforts to provide a room or other location in close proximity to the work area, other than a toilet stall, where such an employee can express breast milk in privacy. Private employers that violate this measure are subject to a civil penalty.

Patron - Yancey

HB2198 Referendum; state minimum wage. Provides for a statewide referendum at the November 2015 general election on the question of whether the state minimum wage should be increased incrementally over the next three years from the current \$7.25 per hour to \$7.50 per hour on January 1, 2016, \$8.00 per hour on January 1, 2017, and \$8.50 per hour on January 1, 2018.

Patron - Krupicka

HB2287 Reproductive health care; action by employers prohibited. Prohibits an employer from taking adverse action against any employee solely on the basis of a reproductive health care decision made by the employee or a dependent of the employee. The measure also prohibits an employer from accessing personal information regarding the employee's or the employee's dependent's reproductive health care decisions without the employee's prior informed affirmative written consent. The measure entitles an employee against whom adverse action is taken in violation of these provisions to bring a private cause of action against the employer, in which the court may award actual or punitive damages, includ-

ing back pay with interest at the judgment rate, and reasonable attorney fees, or may grant injunctive relief.

Patron - Hope

HB2361 Employees; jury duty. Requires employers, including the Commonwealth and localities, to provide to employees summoned to serve on jury duty the protections set forth in § 18.2-465.1. With certain exceptions, the employee is entitled to his usual compensation for periods he is excused, though the employer may deduct from such compensation any payments the employee receives for the jury service. The measure creates a private cause of action for an employee who is discharged, demoted, or suspended in violation of these provisions.

Patron - Simon

SB681 Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.00 per hour effective July 1, 2015, to \$9.00 per hour effective July 1, 2016, and to \$10.10 per hour effective July 1, 2017, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA).

Patron - Marsden

SB704 Alternative local minimum wage. Establishes a procedure by which an alternative local minimum wage may be imposed in any locality. Adoption of an alternative minimum wage requirement requires majority approval by the voters in a local referendum. If approved at a referendum and imposed by ordinance of the local governing body, the alternative minimum wage requirement shall become effective on the July 1 that follows delivery to the Commissioner of Labor and Industry of certified copies of certain documents. An alternative local minimum wage requires every employer to pay to each of his employees, for work performed by them within the locality, wages at a rate not less than (i) \$8.25 per hour during the first 12 months the requirement is in effect; (ii) \$9.25 per hour during the following 12 months; and (iii) \$10.50 per hour thereafter. If the federal minimum wage exceeds the levels specified in an alternative local minimum wage requirement, the federal minimum wage will prevail.

Patron - Favola

SB706 Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.00 per hour effective July 1, 2015, unless a higher minimum wage is required by the federal Fair Labor Standards Act. The measure also provides that the cash wage paid to a tipped employee shall not be less than 50 percent of the minimum wage, and that the tip credit shall equal the difference between the cash wage required to be paid to a tipped employee and the minimum wage.

Patron - Puller

SB772 Equal pay irrespective of sex. Amends existing law requiring equal pay for equal work irrespective of sex to (i) increase the penalty for a violation from double unpaid wages to triple unpaid wages plus reasonable attorney fees; (ii) prohibit employers from punishing employees for sharing salary information with their coworkers; and (iii) prohibit unequal provision of benefits and privileges. The measure also deletes the exemption for employers covered by the federal Fair Labor Standards Act from the Commonwealth's prohibition on discrimination in the payment of wages on the basis of sex.

Patron - McEachin

SB990 Domestic violence leave for employees. Requires employers to allow an employee to take domestic violence leave, with or without pay, if the employee or the employee's family member is a victim of domestic violence,

sexual assault, or stalking. Domestic violence leave may be taken to (i) seek legal or law-enforcement assistance or remedies; (ii) seek treatment by a health care provider for physical or mental injuries caused by domestic violence, sexual assault, or stalking or to attend to health care treatment for a victim who is the employee's family member; (iii) obtain, or assist a family member in obtaining, services from a domestic violence shelter, rape crisis center, or other social services program for relief from domestic violence, sexual assault, or stalking; (iv) obtain, or assist a family member in obtaining, mental health counseling related to an incident of domestic violence, sexual assault, or stalking, in which the employee or the employee's family member was a victim of domestic violence, sexual assault, or stalking; or (v) participate in safety planning, temporarily or permanently relocate, or take other actions to increase the safety of the employee or employee's family members from future domestic violence, sexual assault, or stalking. Employers are prohibited from discharging or discriminating against an employee because the employee takes domestic violence leave.

Patron - Lucas

[F]SB1406 Workers' compensation; presumption of compensability for certain diseases. Adds colorectal cancer to the list of cancers that are presumed to be an occupational disease compensable under the Virginia Workers' Compensation Act if contracted by certain officers who have had contact with a toxic substance in the line of duty.

Patron - Lewis

[F]SB1407 Paid sick leave. Requires private employers to give to each full-time employee paid sick days, to be accrued at a rate of no less than one hour for every 30 hours worked. An employee would be entitled to use accrued sick days beginning on the ninetieth calendar day of employment. An employer may limit an employee's use of paid sick days to 24 hours or three days in each calendar year. The bill would require an employer to provide paid sick days, upon the request of the employee, for diagnosis, care, or treatment of health conditions of the employee or the employee's family member. The bill would prohibit an employer from discriminating or retaliating against an employee who requests paid sick days. The bill would require employers to satisfy specified posting and notice and recordkeeping requirements and would require the Commissioner of Labor and Industry (the Commissioner) to administer and enforce these requirements and to investigate alleged violations of these requirements. The bill would authorize the Commissioner to impose specified civil penalties for violations. The Commissioner or Attorney General would be authorized to bring an action to recover specified civil penalties against an offender, as well as attorney fees and costs. The measure would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees.

Patron - Lewis

Libraries

Failed

[F]HB2066 Public libraries. Provides that it is the policy of the Commonwealth that public libraries are deemed to provide an essential service to the communities of the Commonwealth.

Patron - Keam

Mechanics' and Certain Other Liens

Passed

[P]SB891 Mechanics' liens; subcontractor's waiver of lien rights. Provides that a subcontractor, lower-tier subcontractor, or material supplier may not waive or diminish his lien rights, right to assert bond payment claims, or the right to assert claims for additional costs in advance of furnishing any labor, services, or materials.

Patron - Petersen

Military and Emergency Laws

Passed

[P]HB1386 Disaster relief assistance by out-of-state businesses and employees. Provides that out-of-state businesses and employees who come into the Commonwealth solely for the purpose of performing disaster-related or emergency-related work in response to a declared disaster or emergency shall not be subject to state or local taxes or registration requirements. However, nothing in the bill is to be construed as to change the obligation of the business or employee to be subject to withholding or pay income taxes in the employee's home state during the disaster response period. Upon request, the State Corporation Commission may require such a business to provide certain information. The Commission is required to maintain a record of such information and to make the record available to the public. The bill contains an emergency clause.

Patron - Ware

[P]HB1597 Virginia National Guard; nonjudicial punishment. Subjects members of the Virginia National Guard to nonjudicial punishment, with specified exclusions, pursuant to the Manual for Courts-Martial. The bill provides that when nonjudicial punishment is to be imposed by a commanding officer of the rank of major or above, service members shall not be allowed to demand trial by court-martial in lieu of nonjudicial punishment; however, service members shall retain all appeal rights available, and the appeal shall include a review for abuse of discretion and legal sufficiency of the evidence.

Patron - Anderson

[P]SB690 Chaplains of the Virginia National Guard and Virginia Defense Force; sermons. Prohibits censorship by state government officials or agencies of the religious messages or other speeches within religious services made by chaplains of the Virginia National Guard while in Title 32 or State Active Duty status or of the Virginia Defense Force, so long as (i) the religious content offered is not in any way a precursor of, introduction to, or part of any official ceremony, gathering, or formation that is not part of the religious service; (ii) the content does not urge disobedience of lawful orders; and (iii) members of the Virginia National Guard or Virginia Defense Force are not required to attend the service or event where such content is delivered. The bill incorporates SB 1295.

Patron - Black

[P]SB848 Governor's Twenty marksmanship award. Establishes the "Governor's Twenty" marksmanship award to

recognize the top 20 competitors in each of the rifle and pistol Excellence-in-Competition matches conducted at the annual Virginia State Championships conducted by the Virginia Shooting Sports Association.

Patron - Stanley

[P]SB930 Virginia Military Family Relief Fund; benefits for state active duty missions. Allows members of the Virginia National Guard and Virginia residents who are members of the reserves of the United States Armed Forces to receive benefits from the Virginia Military Family Relief Fund for missions in support of Virginia civil authorities for periods in excess of 30 days.

Patron - Howell

[P]SB1050 Military and emergency laws; obsolete provisions. Repeals provisions of Title 44 deemed obsolete by the Code Commission. Provisions related to the Naval Militia are repealed as no evidence of the existence of the Naval Militia in Virginia can be found. The bill repeals other provisions related to ancient privileges retained by the Corps, authority of the Adjutant General to adopt a seal, provision of health insurance that is supplied elsewhere, and use of armories. An unused section requiring a loyalty oath by persons employed or associated with an emergency services organization is repealed. Also repealed are several wartime-specific provisions enacted during World War II, including provisions dealing with air raid precautions, issuing agents for the sale of obligations of the United States, health and sanitation rules, and acquisition of motor vehicle tires and a 1944 provision regarding powers of attorney and agency agreements that expired six months after the end of World War II. This bill is a recommendation of the Virginia Code Commission.

Patron - McDougle

[P]SB1238 Department of Emergency Management; electromagnetic pulses and geomagnetic disturbances. Requires the Department of Emergency Management, in carrying out its duties related to disaster preparedness planning and response, to specifically plan for disasters caused by electromagnetic pulses and geomagnetic disturbances.

Patron - Reeves

Failed

[F]SB1239 Statewide drill simulating an electromagnetic pulse disaster. Requires the Governor to designate an attack on the Commonwealth involving an electromagnetic pulse as the disaster scenario for the required 2015 annual statewide drill on large-scale disasters. In conducting the drill, the Governor shall use modeling and simulation technology to assess the effects of the damage with and without mitigation measures in place. The required report on the results of the drill shall include recommendations as to steps that government or private entities might take to mitigate damages in the event of such an attack.

Patron - Reeves

[F]SB1295 Chaplains of the Virginia National Guard and Virginia Defense Force; sermons. Prohibits censorship by state government officials or agencies of the religious content of sermons and other speeches made within religious services by chaplains of the Virginia National Guard while in Title 32 or State Active Duty status or of the Virginia Defense Force, so long as such content does not urge disobedience of lawful orders and members of the National Guard or Defense Force

are not required to attend the service or event. This bill is incorporated into SB 690.

Patron - Barker

Mines and Mining

Passed

[P]HB2058 Coalbed methane gas; release of funds held in escrow or suspense. Requires an operator of a previously pooled coalbed methane gas well to request, by the beginning of 2016, the release of any funds held in escrow or suspense to the person who possesses a claim through a gas title. A coal claimant may halt such a release of funds by providing evidence that the coal and gas claimants have reached an agreement or that a proceeding against the gas claimant is pending. For a well that is pooled after July 1, 2015, the bill requires the operator to pay royalties directly to the gas claimant unless the coal claimant provides evidence of an agreement or a proceeding within a certain time. The Virginia Oil and Gas Board, under certain conditions, is authorized to extend the time for the payment of funds held in escrow and is not required to order payment if the gas claimant fails to provide information needed by the Board in order to distribute the funds. The bill also provides that it shall not create a fiduciary duty or extinguish any cause of action, including an action for an accounting.

Patron - Kilgore

[P]HB2257 Coal mine safety. Eliminates the requirement that every miner receive copies of the mine rules and the Coal Mine Safety Act and requires that the surface mine foreman ensure that miners are aware of hazardous conditions and that the health and safety requirements of the Act are followed. The bill also requires that mine-wide tracking systems, electric equipment, and fire sensor systems be maintained. The bill contains technical amendments and is identical to SB 1366.

Patron - Pillion

[P]SB1366 Coal mine safety. Eliminates the requirement that every miner receive copies of the mine rules and the Coal Mine Safety Act and requires that the surface mine foreman ensure that miners are aware of hazardous conditions and that the health and safety requirements of the Act are followed. The bill also requires that mine-wide tracking systems, electric equipment, and fire sensor systems be maintained. The bill contains technical amendments and is identical to HB 2257.

Patron - Chafin

Failed

[F]HB1650 Renewable energy property grants. Establishes, beginning with fiscal year 2016, grants for placing into service renewable energy property. The grant would equal 35 percent of the costs paid or incurred to place the renewable energy property into service, not to exceed \$2.5 million for any individual piece of renewable energy property. The bill provides that grants in excess of 2.5 percent of the total program appropriation for the relevant fiscal year would be paid in three equal calendar year installments. No grant would be awarded for renewable energy property that generated electricity within the 12 months preceding the date of the grant application or renewable energy property paid for by utility ratepayer funds. The bill defines renewable energy as energy derived from sunlight, wind, falling water, biomass, waste, landfill gas, municipi-

pal solid waste, wave motion, tides, or geothermal power, but not including energy derived from coal, oil, natural gas, or nuclear power. The Department of Mines, Minerals and Energy would administer the grant program. The Department would be authorized, subject to appropriation, to award up to \$10 million in renewable energy property grants each fiscal year.

Patron - Villanueva

Motor Vehicles

Passed

[P]HB1319 Special license plates; CURE CHILDHOOD CANCER. Authorizes the issuance of special license plates for supporters of curing childhood cancer bearing the legend CURE CHILDHOOD CANCER. This bill may be known as "The Mathias Bill." The bill contains an emergency clause.

Patron - Greason

[P]HB1341 Motor vehicle emissions inspection program; autocycles. Exempts autocycles that have not been emissions certified with an on-board diagnostic system by the U.S. Environmental Protection Agency from the motor vehicle emissions inspection program. This bill is identical to SB 1218.

Patron - Scott

[P]HB1342 Following too closely. Includes non-motor vehicles (bicycles, electric assistive mobility devices, electric power-assisted bicycles, and mopeds) among vehicles that the driver of any motor vehicle shall not follow more closely than is reasonable. This bill is identical to SB 1220.

Patron - DeSteph

[P]HB1344 Flashing lights on motor vehicles; "move over" law. Allows vehicles that assist with the management of roadside and traffic incidents or that perform traffic management services along public highways to be equipped with flashing, blinking, or alternating amber warning lights. Virginia's "move over" law applies to such vehicles. A violation of this provision is punishable as a traffic infraction.

Patron - Rasoul

[P]HB1355 Use of photo-monitoring systems to enforce traffic light signals; appeals. Provides that an operator of a motor vehicle found in violation of an ordinance created to enforce photo-monitoring systems for traffic lights has a right to appeal to the circuit court in a civil proceeding. The bill also reduces from \$50 to \$20 the amount of the matter in controversy above which an appeal of right exists in a civil case.

Patron - Ramadan

[P]HB1374 Special license plates; disabled veterans. Permits all veterans who are receiving ongoing disability pensions to be issued disabled veteran license plates.

Patron - Tyler

[P]HB1379 Overtaking stationary mail vehicles; reduce speed. Requires the driver of any motor vehicle overtaking a stationary vehicle used to collect or deliver the United States mail that is displaying a flashing, blinking, or alternating amber light to proceed with due caution and maintain a safe speed.

Patron - Farrell

[P]HB1392 Department of Motor Vehicles; emergency contact program. Provides that DMV may establish an emergency contact program to allow customers to give DMV the name of an emergency contact person and related emergency contact information, which the customer may update or delete electronically at any time, to be kept in the customer's DMV record and made available to law-enforcement officers in emergency situations. The bill has a delayed effective date of January 1, 2016.

Patron - Garrett

[P]HB1531 Speed limits in school zones. Allows counties in Planning District 8 to increase or decrease the speed limits in school zones; current law allows cities and towns to do so. This bill is identical to SB 803.

Patron - Minchew

[P]HB1544 Vehicle illuminated identification systems. Allows emergency vehicles to be equipped with illuminated identification systems that assist aircraft in reading numbers and other identifying markings on the roofs of the emergency vehicles.

Patron - Fariss

[P]HB1549 Coercion of motor vehicle dealers. Prohibits motor vehicle franchisors from coercing motor vehicle dealers to provide access to certain consumer data.

Patron - Greason

[P]HB1551 Antique vehicle exhaust systems. Exempts an antique motor vehicle manufactured prior to 1950, provided that the engine is comparable to that designed as standard factory equipment for that particular vehicle and that the exhaust system in good working order, from the requirement that motor vehicle exhaust systems "prevent excessive or unusual noise." This bill is identical to SB 702.

Patron - Fariss

[P]HB1603 Special identification cards. Allows special identification cards issued by DMV to indicate, when requested by the applicant, his parent if the applicant is a minor, or his guardian, that the applicant (i) is an insulin-dependent diabetic, (ii) is hearing or speech impaired, or (iii) has an intellectual disability, as defined in § 37.2-100, or autism spectrum disorder, as defined in § 38.2-3418.17. Current law allows only the applicant to request a special identification card.

Patron - Marshall, R.G.

[P]HB1649 Passing stationary refuse collection vehicles. Requires that, with due regard to safety and traffic conditions, drivers of motor vehicles overtaking stationary vehicles in the process of refuse collection (i) on a highway of at least four lanes, yield the right of way by a making a lane change into a nonadjacent lane or (ii) on a highway of fewer than four lanes or if changing lanes would be unreasonable or unsafe, decrease speed to 10 mph below the posted speed limit and pass at least two feet to the left of the stationary vehicle.

Patron - Villanueva

[P]HB1662 Transportation network companies. Establishes a process for the licensing of transportation network companies (TNCs) by the Department of Motor Vehicles (DMV), provided that TNCs comply with the requirements for licensure. The bill requires TNCs to screen drivers (TNC partners), ensure that all drivers are at least 21 years old and properly licensed to drive, and conduct background checks on all drivers including a national criminal background check, a driving history report, and status on the state and national sex offender registries.

The bill also requires that TNC partner vehicles be titled and registered personal vehicles; be insured; have a maximum seating capacity of no more than seven persons, excluding the driver; be registered with DMV for TNC use; and display TNC and DMV identification markers. The bill further requires that TNC drivers be covered by a specific liability insurance policy and specifies the nature and limits of the insurance coverage. The bill also imposes several other operational requirements, including requirements that the TNC provide a credential to the driver and disclose information about the TNC partner and TNC policies to passengers.

The bill authorizes DMV to conduct periodic reviews of TNCs to confirm compliance and authorizes fees to cover DMV's costs of administering the program, an initial TNC license fee of \$100,000 and an annual license renewal fee of \$60,000. The bill requires DMV to review the fee structure and report by December 1, 2016. This bill is identical to SB 1025.

Patron - Rust

[P]HB1700 Brake lights on motorcycles and autocycles. Repeals the five-second maximum duration of increased brightness of motorcycle and autocycle brake lights when the vehicle's brakes are applied.

Patron - Wilt

[P]HB1748 Accident reports maintained by DMV. Grants next of kin of any person injured or killed in an accident, except for minors, access to reports of the accident maintained by DMV. Access to reports of accidents involving a minor is only available to the minor's parent or guardian.

Patron - Ransone

[P]HB1824 Unlawful provision of driver's license examination answers. Provides that it is a Class 2 misdemeanor for a person to communicate by any means to a person taking an examination, during the examination, any information purporting to be answers to questions intended to be used by the Department of Motor Vehicles in conducting an examination. Under current law, it is unlawful to receive or furnish written or printed material purporting to be answers to such questions.

Patron - Ward

[P]HB1935 Motor vehicle dealers; coercion by manufacturer affiliates. Prohibits coercion of motor vehicle dealers by franchisors acting through affiliates and clarifies that franchisors or their affiliates may not coerce or require dealers to sell franchisor or affiliate products in connection with sales of vehicles.

Patron - Habeeb

[P]HB1957 Juvenile records; Department of Motor Vehicles. Provides that Department of Motor Vehicles information on juvenile offenses that do not involve the operation of a motor vehicle shall be available only to the person himself, his parent or guardian, law-enforcement officers, attorneys for the Commonwealth, and courts. This bill is a recommendation of the Virginia State Crime Commission.

Patron - McClellan

[P]HB1966 Local vehicle license fees and taxes. Allows counties and adjoining towns to enter into reciprocal agreements to collect each other's nondelinquent vehicle license fees and taxes.

Patron - Rust

[P]HB2038 Commercial motor carriers. Amends several motor carrier and commercial drivers' licensing laws, bringing Virginia into compliance with Federal Motor Carrier

Safety Regulations amendments regarding commercial motor vehicles and exemptions regarding certain farm vehicles and their drivers. The bill lowers the age of eligibility for an escort vehicle driver certification from 21 to 18 years. The bill also authorizes two additional circumstances in which law enforcement may remove for-hire license plates: where the carrier's operating authority has expired and where the plates are being used on a leased vehicle, and the bill makes all license plate removal optional at the discretion of the law-enforcement officer.

Patron - Filler-Corn

[P]HB2072 Overweight permits; forest products. Establishes an overweight permit for hauling forest products and provides for the weight limits and the fee of \$130 for the permit. This bill is identical to SB 989.

Patron - Knight

[P]HB2184 Salvage and rebuilt vehicles; penalty. Enhances and clarifies certain requirements and practices relating to the licensing and activities of vehicle demolishers, rebuilders, salvage dealers, salvage pools, scrap metal processors, and vehicle removal operators. This bill is identical to SB 1259.

Patron - Villanueva

[P]HB2189 Motor Vehicle Dealer Board; authority over recreational, trailer, and motorcycle dealers; penalties. Transfers the oversight of recreational, trailer, and motorcycle dealers from the Department of Motor Vehicles to the Motor Vehicle Dealer Board. The bill also provides for representation by recreational, trailer, and motorcycle dealers on the Board and updates the term "T&M" (travel trailers and motor homes) to "recreational." The bill increases the penalty for dealers' noncompliance with requirements for issuance of temporary license plates from a Class 3 misdemeanor to a Class 1 misdemeanor, and creates a Class 1 misdemeanor for failure to comply with safety inspections or disclosures required before the sale of certain types of trailers.

Patron - McQuinn

[P]HB2289 Auxiliary lights on public utility vehicles. Provides that any electrical service utility vehicle owned and operated by a public utility and having a gross vehicle weight rating greater than 15,000 pounds may be equipped with clear auxiliary lights mounted on the lower portion of the vehicle and aimed downward for the exclusive use of ground lighting.

Patron - Wright

[P]HB2342 Display of salvage license numbers. Prohibits advertising to the public the sale, transport, delivery, removal, or receipt of a salvage or nonrepairable vehicle, or the major component parts of such vehicle, unless the seller is a licensee or an exempt individual. The bill requires a licensee advertiser to display its salvage license number in such advertisement and to state in any such advertisement placed in a newspaper, online, or by other electronic means the company's name, address, and telephone number in addition to its salvage license number. This bill is identical to SB 1430.

Patron - Villanueva

[P]SB702 Antique vehicle exhaust systems. Exempts an antique motor vehicle manufactured prior to 1950, provided that the engine is comparable to that designed as standard factory equipment for that particular vehicle and that the exhaust system in good working order, from the requirement that motor vehicle exhaust systems "prevent excessive or unusual noise." This bill is identical to HB 1551.

Patron - Black

SB781 Passing with a double yellow line. Allows drivers to cross double yellow lines or a solid yellow line immediately adjacent to a broken yellow line in order to pass a pedestrian or a device moved by human power, if such movement can be made safely. The bill also relocates a definition from the end of the section to the beginning for clarity. This bill incorporated SB 1027 and SB 1228.

Patron - Alexander

SB793 Towing vehicles with occupants. Prohibits tow truck drivers and towing and recovery operators from knowingly towing a motor vehicle with occupants.

Patron - Carrico

SB803 Speed limits in school zones. Allows counties in Planning District 8 to increase or decrease the speed limits in school zones; current law allows cities and towns to do so. This bill is identical to HB 1531.

Patron - Favola

SB836 Riding on motorcycles. Allows a operator of a motorcycle to stand on the footpegs, for no longer than is necessary, when dictated by safety concerns.

Patron - Howell

SB839 Special license plates; Newport News Shipbuilding. Authorizes the issuance of special license plates for supporters of Newport News Shipbuilding bearing the legend NEWPORT NEWS SHIPBUILDING.

Patron - Miller

SB878 Motor vehicle dealer buyer's orders. Includes new motor vehicles with a gross vehicle weight rating of 16,000 or more pounds in the category of vehicles that have accumulated mileage in excess of 750 miles that may be sold as new if the motor vehicle dealer provides the required disclosure and exempts tractor trucks, trucks with a gross vehicle weight rating of 16,000 or more pounds, and semitrailers from buyer's orders.

Patron - Cosgrove

SB931 Veterans identification card; definition of veteran. Defines "veteran" for the purposes of issuance of a veterans identification card as a Virginia resident who has served in the United States armed forces or reserves or the Virginia National Guard and was discharged or released from duty under honorable conditions.

Patron - Lewis

SB956 Overheight vehicles on the Hampton Roads Bridge Tunnel. Exempts from penalties applicable to overheight vehicles the driver of any vehicle exceeding the prescribed maximum height who is attempting to drive through the west-bound tunnel of the Hampton Roads Bridge Tunnel and who elects to wait until the end of peak traffic periods so that the Department of Transportation or State Police may safely stop traffic and allow the vehicle to proceed in the opposite direction.

Patron - Lewis

SB979 Special license plates; recipients of Legion of Merit Medal. Authorizes the issuance of special license plates for recipients of the Legion of Merit Medal.

Patron - Ruff

SB989 Overweight permits; forest products. Establishes an overweight permit for hauling forest products and provides for the weight limits and the fee of \$130 for the permit. This bill is identical to HB 2072.

Patron - Cosgrove

SB1003 Titling and registration requirements; off-road motorcycles converted to on-road use; penalty. Establishes titling and registration requirements for off-road motorcycles converted to on-road use and includes off-road motorcycles converted to on-road use in existing titling requirements for nonconventional vehicles. The bill requires individuals who convert off-road motorcycles to on-road use to certify that the vehicle (i) passed Virginia safety inspections, (ii) meets all federal safety standards, and (iii) is properly labeled. The bill makes falsifying the required certification a Class 1 misdemeanor.

Patron - Newman

SB1025 Transportation network companies. Establishes a process for the licensing of transportation network companies (TNCs) by the Department of Motor Vehicles (DMV), provided that TNCs comply with the requirements for licensure. The bill requires TNCs to screen drivers (TNC partners), ensure that all drivers are at least 21 years old and properly licensed to drive, and conduct background checks on all drivers including a national criminal background check, a driving history report, and status on the state and national sex offender registries.

The bill also requires that TNC partner vehicles be titled and registered personal vehicles; be insured; have a maximum seating capacity of no more than seven persons, excluding the driver; be registered with DMV for TNC use; and display TNC and DMV identification markers. The bill further requires that TNC drivers be covered by a specific liability insurance policy and specifies the nature and limits of the insurance coverage. The bill also imposes several other operational requirements, including requirements that the TNC provide a credential to the driver and disclose information about the TNC partner and TNC policies to passengers.

The bill authorizes DMV to conduct periodic reviews of TNCs to confirm compliance and authorizes fees to cover DMV's costs of administering the program, an initial TNC license fee of \$100,000 and an annual license renewal fee of \$60,000. The bill requires DMV to review the fee structure and report by December 1, 2016. This bill is identical to HB 1662.

Patron - Watkins

SB1085 Enforcement of liens; property value. Increases from \$10,000 to \$12,500 the maximum value of property that may be sold for cash at auction to satisfy a lien without petitioning for a court order for the sale of such property. The bill also requires the Commissioner of the Department of Motor Vehicles to determine the value of the property by using the trade-in value of the vehicle as found in a recognized pricing guide and to communicate such value to the bailee.

Patron - Vogel

SB1118 Hearing officer requirements. Requires that reasonable efforts be made to hire hearing officers for hearings regarding franchise dealers of motor vehicles that have at least five years of experience as a hearing officer in administrative hearings in Virginia, have telephone and email capability, and are active members of the Virginia State Bar and requires the Commissioner of the Department of Motor Vehicles to report on the feasibility of hiring hearing officers with these qualifications. The bill also provides for the hearing process to follow the Rules of Supreme Court of Virginia regarding the discovery process, expert reports, and forms of discovery.

Patron - Norment

SB1218 Motor vehicle emissions inspection program; autocycles. Exempts autocycles that have not been

emissions certified with an on-board diagnostic system by the U.S. Environmental Protection Agency from the motor vehicle emissions inspection program. This bill is identical to HB 1341.

Patron - Reeves

[P]SB1220 Following too closely. Includes bicycles, electric personal assistive mobility devices, electric power-assisted bicycles, and mopeds among vehicles that the driver of a motor vehicle shall not follow more closely than is reasonable. This bill is identical to HB 1342.

Patron - Reeves

[P]SB1259 Salvage and rebuilt vehicles; penalty. Enhances and clarifies certain requirements and practices relating to the licensing and activities of vehicle demolishers, rebuilders, salvage dealers, salvage pools, scrap metal processors, and vehicle removal operators. This bill is identical to HB 2184.

Patron - Newman

[P]SB1430 Display of salvage license numbers. Prohibits advertising to the public the sale, transport, delivery, removal, or receipt of a salvage or nonrepairable vehicle, or the major component parts of such vehicle, unless the seller is a licensee or an exempt individual. The bill requires a licensee advertiser to display its salvage license number in such advertisement and to state in any such advertisement placed in a newspaper, online, or by other electronic means the company's name, address, and telephone number in addition to its salvage license number. This bill is identical to HB 2342.

Patron - Cosgrove

Failed

[F]HB1317 Speeding; reckless driving. Raises the threshold for per se reckless driving for speeding from driving in excess of 80 miles per hour to driving in excess of 85 miles per hour. The threshold for per se reckless driving for speeding for driving at or more than 20 miles per hour in excess of the speed limit remains unchanged.

Patron - Campbell

[F]HB1347 Habitual offenders; intervention interview. Eliminates the requirement that a person convicted of a second offense of driving while his privilege to operate a motor vehicle has been suspended or revoked report for an intervention interview with a Virginia Alcohol Safety Action Program. The bill also provides that persons under an obligation to report for an intervention interview on or before July 1, 2015, are no longer required to do so and that the Commissioner of the Department of Motor Vehicles must reinstate any person's privilege to operate a motor vehicle that was suspended for failing to report for an interview.

Patron - Carr

[F]HB1370 Improper driving; jury. Provides that a jury hearing a case involving a person charged with reckless driving where the accused's degree of culpability is slight may find the accused not guilty of reckless driving but guilty of improper driving, which is punishable as a traffic infraction. Currently, only the court hearing the case may find the accused guilty of improper driving.

Patron - Lindsey

[F]HB1373 Special license plates; Arc of North Central Virginia. Authorizes the issuance of revenue-sharing special license plates for members and supporters of the Arc of

North Central Virginia to promote Down syndrome awareness.

Patron - Webert

[F]HB1393 Special license plates; STEM teachers and students. Authorizes the issuance of special license plates for science, technology, engineering, and math (STEM) teachers and students.

Patron - O'Bannon

[F]HB1412 Weighing exemptions for vehicles owned by a locality. Provides an exemption from weighing for vehicles owned by a locality when the locality maintains the highway or roadway adjacent to the weigh station. This bill would apply to the City of Suffolk.

Patron - Morris

[F]HB1431 Truck weight limits. Applies weight limits presently applicable only to coal trucks to trucks hauling other cargoes as well.

Patron - Cole

[F]HB1568 Emergency vehicles; bridge weight limits. Allows emergency vehicles responding to an emergency call to exceed bridge and culvert posted weight limits by up to 20 percent.

Patron - Orrock

[F]HB1579 Vehicle registrations. Provides that vehicle registrations issued on and after July 1, 2015, will be permanent, unless vehicle ownership or the address where the vehicle is principally garaged changes.

Patron - Cole

[F]HB1746 Operation of bicycles on certain bicycle paths and trails, bicycle lanes, and shared-use paths. Provides that wherever a bicycle path or trail designated by the Department of Conservation and Recreation, a bicycle lane, or a shared-use path is available to bicyclists as an alternative to a roadway available for motor vehicles, bicyclists are required use those paths, lanes, and trails and are prohibited from using roadways available for operation of motor vehicles.

Patron - Ingram

[F]HB1774 Special license plates; BOY SCOUTS OF AMERICA. Authorizes the issuance of revenue-sharing special license plates for members and supporters of the Boy Scouts of America bearing the legend BOY SCOUTS OF AMERICA.

Patron - Minchew

[F]HB1832 License plates. Allows owners of motor vehicles not designed to display front license plates the option of having only a single license plate.

Patron - DeSteph

[F]HB1850 Notice or publication of weights of vehicles. Includes DMV as an agency whose notice or publication of vehicle weights must match the Code of Virginia.

Patron - Adams

[F]HB1856 Special license plates for the armed forces. Removes the requirement that existing armed forces special license plates must have 200 active sets of plates; this applies to the Marine Corps, Army, and Coast Guard special license plates and for the veterans of the Asiatic-Pacific Campaign special license plate.

Patron - Adams

[F]HB1926 Handheld personal communications device while driving. Prohibits using a personal communica-

tions device while operating a motor vehicle unless the driver is using a hands-free device and removes the exception that would allow holding such a device while the vehicle is stopped. The bill has a delayed effective date.

Patron - Anderson

HB1933 Transportation network companies; penalties. Provides for the regulation of transportation network companies by the Department of Motor Vehicles.

Patron - Anderson

HB1981 Transportation network companies. Establishes a process for the licensing of transportation network companies (TNCs) by the Department of Motor Vehicles (DMV), provided that TNCs comply with the requirements for licensure. The bill requires TNCs to screen drivers (TNC partners), ensure that all drivers are at least 21 years old and properly licensed to drive, and conduct background checks on all drivers including criminal background, driving history, and status on the sex offender registry.

The bill also requires that TNC partner vehicles be titled and registered personal vehicles; be insured; and have a maximum seating capacity of no more than seven persons, excluding the driver. The bill further requires that TNC drivers be covered by a specific liability insurance policy. The bill also imposes several other operational requirements, including requirements that the TNC provide a credential to the driver and disclose information about the TNC partner and TNC policies to passengers, and specifies the nature and limits of the insurance coverage.

The bill authorizes DMV to conduct periodic reviews of the TNC to confirm compliance and authorizes fees to cover DMV's costs of administering the program, including an initial TNC license fee of \$70,000 and an annual TNC license renewal fee of \$3,000. The bill requires DMV to review the fee structure and report by December 1, 2016.

Patron - Hugo

HB2002 Use of "Jake brakes" in localities. Authorizes counties, cities, and towns to regulate the use of "Jake brakes" when operating motor vehicles within their boundaries.

Patron - Torian

HB2012 Starter interrupt devices. Prohibits requiring the installation of a starter interrupt device as part of any vehicle purchase contract and prohibits anyone other than the title owner of the vehicle to install a starter interrupt device on any noncommercial motor vehicle.

Patron - Surovell

HB2022 Photo-monitoring systems; traffic light signals. Replaces the word "summons" with "notice of violation" to reflect the established practice of localities relating to violations of traffic light signals.

Patron - BaCote

HB2037 Motor carriers; use of passenger personal information. Limits motor carriers' use of personal information of their passengers, including trip data such as pick-up and drop-off locations.

Patron - Bulova

HB2079 Radar detectors. Repeals the ban on the use of radar detectors in motor vehicles.

Patron - LaRock

HB2108 Sale of recalled used motor vehicles; penalty. Prohibits dealer sales or offers for sale of used motor vehicles recalled by their manufacturers. A violation of the prohibition is a Class 1 misdemeanor.

Patron - Futrell

HB2116 Passing stopped school bus; video-monitoring system. Provides that a locality may, by ordinance, provide that a person who commits a violation of unlawfully passing a stopped school bus where such violation is recorded by a video-monitoring system installed on such bus may receive a summons for such violation by mail in the same manner currently employed for red light violations recorded by photo-monitoring systems at traffic lights.

Patron - Mason

HB2145 Garage keepers' liens for vehicle storage, etc. Removes the \$500 cap on liens for storage charges, extends from seven to 15 business days the amount of time a secured party has to reclaim his vehicle, and provides that the lienholder is responsible for towing and storage charges.

Patron - Yancey

HB2159 Pedestrians crossing highways. Clarifies the duties of vehicles to stop to allow pedestrians to cross highways at marked crosswalks.

Patron - Krupicka

HB2163 Use of photo-monitoring systems for traffic lights; repeal. Repeals the authority for localities to operate a photo-monitoring system for traffic light enforcement, colloquially known as a "photo red" program.

Patron - Cline

HB2171 Smoking in vehicle with minor present. Provides that any person who smokes in a motor vehicle, whether in motion or at rest, when a minor under the age of eight is in the motor vehicle is subject to a civil penalty of \$100. The offense may be charged on a uniform traffic summons.

Patron - Pillion

HB2175 Use of photo-monitoring systems to enforce traffic light signals; appeals. Provides that operators found in violation of ordinances created to enforce photo-monitoring systems for traffic lights have a right to appeal to the circuit court in a civil proceeding.

Patron - Joannou

HB2185 Driver's licenses, etc., for certain immigrants. Authorizes DMV to issue temporary driver's licenses, permits, and special identification cards to aliens granted "withholding of removal" status.

Patron - Kory

HB2188 Taxicabs; security cameras. Requires every motor vehicle operating in the Commonwealth as a taxicab or performing a taxicab service to have an operational digital security camera system within the vehicle. The camera system shall be used any time the vehicle is in service. The Department of Motor Vehicles shall promulgate regulations regarding the use of such camera systems.

Patron - Krupicka

HB2234 Driver's licenses; undocumented immigrants. Authorizes DMV to issue temporary driver's licenses to undocumented immigrants.

Patron - Kory

HB2239 Driver's licensees believed incompetent; administration of driving test. Provides that if the DMV has good cause to believe that a driver is incapacitated and unable to drive a motor vehicle safely, after prompt notice to the person by telephone the DMV shall allow the driver to appear at a DMV office in person and submit to a driving test to demonstrate his fitness to drive a motor vehicle.

Patron - Knight

HB2249 "Photo-red" systems. Clarifies that intersections where "photo-red" traffic light enforcement systems are in use must be conspicuously marked to notify motorists.

Patron - Preston

HB2300 Utility terrain vehicles. Exempts utility terrain vehicles being used in farming from road-use restrictions applicable to all-terrain vehicles. The bill contains a technical correction.

Patron - Edmunds

HB2304 Speeding; penalty. Allows localities to apply the \$200 penalty for speeding to an additional classification of highways.

Patron - Lingamfelter

HB2310 Enforcement of toll violations. Provides for increased access to DMV records and other enhanced means of collection of penalties for toll violations.

Patron - James

HB2315 Failure to renew vehicle registration; failure to inspect vehicle; dismissal. Allows the court to dismiss a summons for failure to renew vehicle registration or to have a vehicle inspected if a copy of the current registration or proof of inspection is provided to the court no later than one business day prior to the return date of the summons. The bill also requires all law-enforcement officers issuing such summons to advise each individual of the option to pay and dismiss.

Patron - Wilt

HB2353 Mopeds; speed limits. Prohibits operation of mopeds on highways where the posted speed limit is greater than 45 miles per hour.

Patron - Marshall, D.W.

SB754 Vehicle registration fees; Public Safety Trust Fund established. Raises the vehicle registration fee an additional \$1.25 per year on each July 1 from 2015 through 2024 and allocates the funds to the Public Safety Trust Fund. The bill establishes the Public Safety Trust Fund and provides for the moneys in the Fund to be transferred annually and used for public safety purposes.

Patron - Carrico

SB756 Referenda for traffic light signal photo-monitoring systems. Provides that localities who wish to enact an ordinance providing for the use of traffic light signal photo-monitoring systems must first have voter approval by a referendum. The bill also provides that those localities that have already enacted such ordinances must also provide for a referendum and must repeal their ordinance if not approved by the voters.

Patron - Black

SB787 Special license plates; TO BE MUTUALLY HELPFUL TO ONE ANOTHER. Authorizes the issuance of revenue-sharing special license plates for members and supporters of the Virginia State Police Association, Emergency Relief Fund, Inc., bearing the legend TO BE MUTUALLY HELPFUL TO ONE ANOTHER. The funds shall support the

operations and programs of the Virginia State Police Association, Emergency Relief Fund, Inc., in providing financial relief to State Police officers and other public safety officials during times of need.

Patron - Carrico

SB791 Vehicle safety inspection fees. Increases the price of a vehicle safety inspection by \$1 for each category of vehicle and allocates \$0.50 of the additional \$1 to the Department of State Police toward the Department's costs in administering the motor vehicle safety inspection program; the remaining \$0.50 is retained by the inspection station.

Patron - Carrico

SB797 Photo red; enforcement. Establishes a procedure by which the operator of a traffic light signal violation monitoring system will mail a "notice of violation" to the alleged violator. If the matter is not resolved within 45 days from the mailing of the notice of violation, a summons may be executed and the matter may be enforced in court. Existing provisions for contesting the matter by filing an affidavit stating that the person was not the operator of the vehicle or by so testifying in court are retained.

Patron - Locke

SB829 Court costs; expired inspection sticker. Prohibits the court from assessing court costs if the violation for an expired motor vehicle safety inspection sticker is dismissed.

Patron - Edwards

SB879 Weighing exemptions for vehicles owned by a locality. Provides an exemption from weighing for vehicles owned by a locality when the locality maintains the highway or roadway adjacent to the weigh station. This bill would apply to the City of Suffolk.

Patron - Cosgrove

SB882 Opening and closing motor vehicle doors. Requires drivers to wait for a reasonable opportunity to open vehicle doors on the side adjacent to moving traffic. A violation constitutes a traffic infraction punishable by a fine of not more than \$50.

Patron - Petersen

SB1027 Passing with a double yellow line. Allows drivers to pass a pedestrian, stopped vehicle, or vehicle traveling less than 25 miles per hour by crossing a double yellow line. The bill also relocates a definition from the end of the section to the beginning for clarity. This bill was incorporated into SB 781.

Patron - Garrett

SB1096 Use of "Jake brakes" in localities. Authorizes counties, cities, and towns to regulate the use of "Jake brakes" when operating motor vehicles within their boundaries.

Patron - Vogel

SB1102 Transportation network companies. Establishes a process for the licensing of transportation network companies (TNCs) by the Department of Motor Vehicles (DMV), provided that TNCs comply with the requirements for licensure. The bill requires TNCs to screen drivers (TNC partners), ensure that all drivers are at least 21 years old and properly licensed to drive, and conduct background checks on all drivers including criminal background, driving history, and status on the sex offender registry.

The bill also requires that TNC partner vehicles be titled and registered personal vehicles; be insured; and have a maximum

seating capacity of no more than seven persons, excluding the driver. The bill further requires that TNC drivers be covered by a specific liability insurance policy. The bill also imposes several other operational requirements, including requirements that the TNC provide a credential to the driver and disclose information about the TNC partner and TNC policies to passengers, and specifies the nature and limits of the insurance coverage.

The bill authorizes DMV to conduct periodic reviews of the TNC to confirm compliance and authorizes fees to cover DMV's costs of administering the program, including an initial TNC license fee of \$70,000 and an annual TNC license renewal fee of \$3,000. The bill requires DMV to review the fee structure and report by December 1, 2016.

Patron - Obenshain

SB1216 Transportation network companies; penalties. Provides for the regulation of transportation network companies by the Department of Motor Vehicles.

Patron - Stanley

SB1228 Passing with a double yellow line. Allows drivers to pass a pedestrian, stopped vehicle, or vehicle traveling less than 25 miles per hour by crossing a double yellow line. The bill also relocates a definition from the end of the section to the beginning for clarity. This bill was incorporated into SB 781.

Patron - Reeves

SB1233 Exceeding speed limit; fine. Repeals reckless driving for exceeding the speed limit as a Class 1 misdemeanor and provides a mandatory minimum fine of \$500 for a speed of 20 miles per hour or more in excess of the applicable maximum speed limit.

Patron - Reeves

SB1246 Local regulation of engine idling. Allows certain cities and counties to prohibit engine idling of certain stopped or parked motor vehicles.

Patron - Deeds

SB1279 Use of handheld personal communications devices while driving; penalty. Provides that, subject to certain exceptions, using a handheld personal communications device while operating a moving vehicle, unless such device is used in voice-operated or hands-free mode, is a traffic infraction punishable by a fine of \$125 for a first offense and \$250 for a second or subsequent offense. If a person is using such a device at the same time he (i) violates any traffic offense punishable as a misdemeanor or a felony or (ii) causes an accident as the proximate result of his use of the device, he is guilty of reckless driving, a Class 1 misdemeanor. Currently, only texting while driving is a traffic infraction, subject to the same \$125 and \$250 fines. The bill also eliminates the additional mandatory minimum fine imposed upon a person convicted of reckless driving who was texting while driving at the time of the offense.

Patron - Wexton

SB1348 Fees for off-road motorcycles and all-terrain vehicles. Requires all fees collected by DMV for off-road motorcycles and all-terrain vehicles to be deposited in a special fund to be used for the operation and maintenance of trail systems dedicated to the use of all-terrain vehicles and off-road motorcycles by the Southwest Regional Recreation Authority.

Patron - Chafin

SB1382 Removal and disposition of vehicles. Broadens the allowance for removal of vehicles involved in an

accident by allowing removal of vehicles that are blocking a highway, the width between the boundary lines of a road open to the public, instead of just those vehicles that are blocking a roadway, only the part of the highway between the shoulders. The bill also allows law-enforcement and other transportation and public safety agencies to instruct private entities to remove such vehicles and provides for the disposition of such vehicles.

Patron - Edwards

SB1387 Contract carrier's transportation of railroad employees; civil penalty. Provides for the regulation of transportation of railroad employees by contract carriers and requires that such contract carriers maintain a driver qualification file. The bill also provides that drivers of such contract carriers are disqualified for committing two or more serious traffic violations and have limitations on the number of hours they may be on duty. Drivers must undergo driver testing, and vehicles must be inspected and maintained properly.

Patron - Edwards

SB1454 Driving recklessly with a suspended or revoked license; causing death of another person; penalty. Provides that any person convicted of reckless driving who, when he committed the offense (i) was driving on a suspended or revoked operator's license after having received notice of the suspension or revocation and (ii) as the proximate result of his reckless driving, caused the death of another person is guilty of a Class 6 felony. Currently, a person is only guilty of such felony if his operator's license was suspended or revoked due to a moving violating and his reckless driving was the sole and proximate cause of the other person's death.

Patron - Stanley

Partnerships

Passed

HB2059 Limited partnerships; admission or withdrawal of partners. Provides that a person may be admitted to a limited partnership as a general partner and may receive a partnership interest in it without making, or being required to make, a contribution to the limited partnership. The measure also provides that, unless a partnership agreement otherwise provides, a person may be admitted to a limited partnership as its general partner without acquiring a partnership interest in the limited partnership. Finally, the measure clarifies that the withdrawal of a general partner from a limited partnership does not cause its dissolution (i) when there is at least one other general partner, unless the partnership agreement provides otherwise or all remaining partners agree, or (ii) when all remaining partners agree in writing to continue the business of the limited partnership.

Patron - Pillion

HB2209 General partnerships; formation. Provides that each person to be admitted as a partner to a general partnership may be admitted as a partner and may receive a partnership interest therein without making, or being required to make, a contribution to the partnership. The measure also provides that each person to be admitted as a partner to a partnership may be admitted as a partner without acquiring a transferable interest in the partnership. The measure does not affect provisions that prescribe a partner's liability for obligations of the partnership.

Patron - O'Quinn

Pensions, Benefits, and Retirement

Passed

[P]HB1885 Virginia Retirement System; Town of Damascus allowed to revoke agreement to contribute to VRS for future creditable service. Allows the Town of Damascus, on the basis that it has not made contributions to VRS for 25 consecutive years, to revoke in writing its agreement to contribute to VRS for creditable service rendered by employees subsequent to the revocation. This is an exception to the general rule that election to participate in the Retirement System is irrevocable. This bill is identical to SB 1173.

Patron - O'Quinn

[P]HB1890 Virginia Retirement System; purchase of service credit for prior service. Makes numerous changes to the purchase of service credit program to simplify it and make it more cost-neutral to the fund and more in line with other states' programs. The bill has a delayed effective date of January 1, 2017.

Patron - Jones

[P]HB1969 Virginia Retirement System; cash balance retirement plan. Directs the Virginia Retirement System to develop a proposed cash balance retirement plan and provide the proposal to the General Assembly no later than November 1, 2015.

Patron - Jones

[P]HB1984 Mandatory judicial retirement. Increases the mandatory retirement age under the Judicial Retirement System from 70 years of age to 73 years of age. The provisions of this bill apply to justices of the Supreme Court of Virginia and judges of the Court of Appeals of Virginia effective July 1, 2015 and only to those judges of the circuit, general district, and juvenile and domestic relations district courts who are elected or appointed to an original or subsequent term commencing on or after July 1, 2015. This bill is identical to SB 1196.

Patron - Leftwich

[P]HB1998 Virginia Retirement System work group to develop recommendations to encourage and facilitate saving for retirement. Requires the Virginia Retirement System to convene a work group to review current state and federal programs that encourage citizens of the Commonwealth to save for retirement by participating in retirement savings plans. The review will include an examination of retirement savings options for self-employed individuals, part-time employees, full-time employees whose employers do not offer a retirement savings plan, and groups with a low savings rate. The work group will include representatives of the Department of Taxation, small business, the self-employed, the Virginia College Savings Plan, and other stakeholders. The Virginia Retirement System will report its findings, which may include recommendations for statutory changes or amendments to the general appropriation act, to the Governor and the General Assembly by January 1, 2017.

Patron - Torian

[P]HB2178 Hybrid retirement program; school division deferred compensation and cash match plans. Allows school divisions the option of establishing and administering their own deferred compensation and cash match plans for the

hybrid retirement program. Employees of such school divisions would have the option of participating in such programs. The bill has a delayed effective date of January 1, 2016. This bill is identical to SB 1162.

Patron - Poindexter

[P]HB2204 Line of Duty Act. Revises the Line of Duty Act (the Act) by codifying revisions to the Act in the appropriation act, transferring overall administration of the Act to the Virginia Retirement System (VRS), transferring administration of health insurance benefits under the Act to the Department of Human Resource Management (DHRM), and providing for an administrative appeal process. The bill also directs VRS and DHRM, with the input of all stakeholders, to develop proposals on how to improve the Act and ensure its long-term fiscal viability. Except for the development of proposals by VRS and DHRM, the bill becomes effective July 1, 2016, and only if reenacted by the 2016 Session of the General Assembly.

Patron - Jones

[P]HB2277 Life insurance for retired state employees. Provides that the basic life insurance coverage for retired state employees with 30 or more years of creditable service shall not be reduced to less than \$8,000, indexed to the amount of post-retirement supplements for retirees as calculated for employees hired on or after July 1, 2010.

Patron - Ingram

[P]SB813 Virginia Retirement System; technical amendments. Makes technical amendments to the programs administered by the Virginia Retirement System.

Patron - Watkins

[P]SB942 Virginia Retirement System; purchase of prior service credit. Allows a member of the Virginia Retirement System granted an unpaid leave of absence for the death of a qualifying child to purchase up to one year of service credit per occurrence of leave. Current law allows the purchase of service credit for an unpaid leave of absence related to the birth or adoption of a child.

Patron - Stuart

[P]SB1162 Hybrid retirement program; school division deferred compensation and cash match plans. Allows school divisions the option of establishing and administering their own deferred compensation and cash match plans for the hybrid retirement program. Employees of such school divisions would have the option of participating in such programs. The bill has a delayed effective date of January 1, 2016. This bill is identical to HB 2178.

Patron - Watkins

[P]SB1173 Virginia Retirement System; Town of Damascus allowed to revoke agreement to contribute to VRS for future creditable service. Allows the Town of Damascus, on the basis that it has not made contributions to VRS for 25 consecutive years, to revoke in writing its agreement to contribute to VRS for creditable service rendered by employees subsequent to the revocation. This is an exception to the general rule that election to participate in the Retirement System is irrevocable. This bill is identical to HB 1885.

Patron - Carrico

[P]SB1196 Mandatory judicial retirement. Increases the mandatory retirement age under the Judicial Retirement System from 70 years of age to 73 years of age. The provisions of this bill apply to justices of the Supreme Court of Virginia and judges of the Court of Appeals of Virginia effective July 1, 2015, and only to those judges of the circuit, general district, and juvenile and domestic relations district courts who are

elected or appointed to an original or subsequent term commencing on or after July 1, 2015. This bill incorporates SB 1324 and is identical to HB 1984.

Patron - Norment

Failed

HB1316 Virginia Retirement System; average final compensation. Provides that if an employee receives increases in compensation related to a promotion or new position in the last four years of service that exceed 400 percent of the employee's average annual compensation during the preceding three years, then the employee's service retirement allowance shall be based upon average annual compensation during the employee's final 10 years of service. The provision would not apply to an employee who returns to service after at least a one year gap in service, who receives a judicial appointment, or who is elected Governor or Attorney General.

Patron - Toscano

HB1358 Virginia Retirement System; creditable service. Provides that each year of service in the General Assembly shall be deemed to equal six months of creditable service in the Virginia Retirement System for (i) anyone who becomes a member of the General Assembly on or after July 1, 2015, and (ii) each member and former member of the General Assembly who has less than five years of creditable service as of July 1, 2015.

Patron - Farrell

HB1377 Health insurance credits for retired school division employees. Expands the recipients of the health insurance credits currently being provided to retired teachers to all retired employees of local school divisions.

Patron - McQuinn

HB1480 Virginia Retirement System; creditable service. Provides that each year of service in the General Assembly shall be deemed to equal eight months of creditable service under the Virginia Retirement System for (i) anyone who becomes a member of the General Assembly on or after July 1, 2015, and (ii) each member and former member of the General Assembly who has less than five years of creditable service as of July 1, 2015.

Patron - Rush

HB1546 Virginia Law Officers' Retirement System. Adds sworn members of the enforcement division of the Department of Motor Vehicles to the membership of the Virginia Law Officers' Retirement System.

Patron - Fariss

HB1659 Virginia Retirement System benefits. Provides for an increase, beginning July 1, 2015, of the monthly retirement allowance payable to any person who retired with at least 15 years of creditable service before January 1, 1990, under the Virginia Retirement System or the State Police Officers' Retirement System.

Patron - Rust

HB1883 Virginia Sickness and Disability Program; open enrollment period for members of the State Police Officers' Retirement System. Opens the enrollment into the Virginia Sickness and Disability Program from October 1, 2015, through December 31, 2015 for employees covered by the State Police Officers' Retirement System who are not currently covered by the program. An election to participate in the program must be in writing and is irrevocable. The

sick leave balance of such employees who elect to join the program would be converted to retirement service credit on the basis of one month for every 173 hours of sick leave. The bill also contains technical changes.

Patron - O'Quinn

SB687 Virginia Retirement System; average final compensation. Provides that if an employee receives increases in compensation related to a promotion or new position in the last four years of service that exceed 400 percent of the employee's average annual compensation during the preceding three years, then the employee's service retirement allowance shall be based upon average annual compensation during the employee's final 10 years of service. The provision would not apply to an employee who returns to service after at least a one year gap in service, who receives a judicial appointment, or who is elected Governor or Attorney General.

Patron - Marsden

SB692 Virginia Law Officers' Retirement System; conservation officers. Adds conservation officers of the Department of Conservation and Recreation as members of the Virginia Law Officers' Retirement System. Conservation officers would accrue retirement benefits under the Virginia Law Officers' Retirement System only for creditable service on or after July 1, 2015. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Deeds

SB738 Virginia Sickness and Disability Program; open enrollment period for members of the State Police Officers' Retirement System. Opens the enrollment into the Virginia Sickness and Disability Program from October 1, 2015, through December 31, 2015, for employees covered by the State Police Officers' Retirement System who are not currently covered by the program. An election to participate in the program must be in writing and is irrevocable. The sick leave balance of such employees who elect to join the program would be converted to retirement service credit on the basis of one month for every 173 hours of sick leave. The bill also contains technical changes. The provisions of the bill are contingent on an appropriation of at least \$8.6 million to an unfunded liability special fund in a 2015 general appropriation act.

Patron - Carrico

SB977 Virginia Sickness and Disability Program; open enrollment period. Opens enrollment into the Virginia Sickness and Disability Program between October 1, 2015, and January 1, 2016, for eligible employees not currently participating in the program. Any employee electing to participate in the program would convert his sick leave balances to (i) additional retirement service credit on the basis of one month of service for each 173 hours of sick leave or (ii) disability credits on the basis of one hour of disability credit for each hour of sick leave. An election to participate in the program must be in writing and is irrevocable. The provisions of the bill are contingent on an appropriation of at least \$108.6 million to an unfunded liability special fund in a 2015 general appropriation act.

Patron - Ruff

SB978 Virginia Retirement System; participation in Plan One. Allows an employee hired before July 1, 2010, who did not have at least 60 months of creditable service as of January 1, 2013, to make a one-time, irrevocable election to participate in the Virginia Retirement System as a Plan One employee. The provisions of the bill are contingent on an appropriation of at least \$107.3 million to an unfunded liability special fund in a 2015 general appropriation act.

Patron - Ruff

SB1022 Virginia Retirement System benefits. Provides for an increase, beginning July 1, 2015, of the monthly retirement allowance payable to any person who retired with at least 15 years of creditable service before January 1, 1990, under the Virginia Retirement System or the State Police Officers' Retirement System (or predecessor retirement systems). The provisions of the bill are contingent on an appropriation of at least \$74.5 million to the Unfunded Liability Special Reserve Fund in a 2015 general appropriation act.

Patron - Colgan

SB1135 Adoption leave benefit. Creates a new classification of paid leave for a state employee who adopts an infant. The amount of leave would be equivalent to the amount of paid leave awarded to an employee pursuant to short-term disability for maternity leave. The Department of Human Resource Management is directed to develop guidelines and policies for implementing the adoption leave benefit. The provisions of the bill are contingent on funding in a 2015 general appropriation act.

Patron - Garrett

SB1324 Judges; mandatory retirement. Increases the mandatory retirement age of judges from 70 to 73 if, for any judge who attains 70 years of age, the General Assembly authorizes the judge to continue serving the current term or upon expiration of the current term elects such judge to an additional term. If so authorized or elected, such judge shall be retired 20 days after the convening of the next regular session of the General Assembly that follows the date such judge attains 73 years of age. This bill was incorporated into SB 1196.

Patron - Vogel

Persons with Disabilities

Passed

SB1111 Virginia Board for People with Disabilities; membership; powers and duties. Modifies membership eligibility and the duties of the Virginia Board for People with Disabilities and changes the name of the State Planning Council to the State Council on Developmental Disabilities to align the Code of Virginia with the federal Developmental Disabilities Assistance and Bill of Rights Act of 2000.

Patron - Barker

SB1330 Board for Rights of the Disabled and Board for the Rights of Virginians with Disabilities. Repeals an obsolete section of the Code of Virginia stating that whenever the terms "Board for Rights of the Disabled" and "Board for the Rights of Virginians with Disabilities" are used, the terms shall mean "Virginia Board for People with Disabilities." The terms "Board for Rights of the Disabled" and "Board for the Rights of Virginians with Disabilities" do not appear in the Code of Virginia. This bill is a recommendation of the Code Commission.

Patron - Edwards

Failed

HB1712 Vending stands and other business enterprises operated in public buildings; vacancies for the blind. Provides that when any vending stand or other business enterprise operated in a public building becomes vacant, the Department for the Blind and Vision Impaired, having first priority in assuming the operation of such vending stand or business enterprise through placement of a properly trained blind person, may operate the vending stand or other business enterprise itself until a properly trained blind person is available.

Patron - Pogge

HB2375 Employers; reasonable accommodation for employees with disability caused or contributed to by pregnancy. Requires an employer, upon request from an employee for a reasonable accommodation for a disability caused or contributed to by pregnancy to explore with the employee all possible means of providing the reasonable accommodation. If the employee requests a transfer to a less strenuous or less hazardous position as a reasonable accommodation, the measure requires the employer to transfer the employee for a period of time up to the duration of the employee's pregnancy when, among other circumstances, the employee's health care provider advises the transfer and the employer can provide the reasonable accommodation by transferring the employee without creating additional employment, discharging an employee, transferring any employee with more seniority, or promoting an employee who is not qualified to perform the job. The measure also clarifies that the prohibition on discrimination against otherwise qualified persons with disabilities applies to private employers.

Patron - Surovell

SB1224 Commissioner for Aging and Rehabilitative Services; voluntary certification program for service dogs; penalty. Requires the Commissioner for Aging and Rehabilitative Services to establish a voluntary certification program for service dogs that have completed training from an accredited training provider. No person may represent a dog as a "certified service dog" unless the dog has been granted the certification by the Commission. Under the bill, any person who represents a dog as a "certified service dog" when it is not is guilty of a Class 4 misdemeanor punishable by a fine of not more than \$250.

Patron - Reeves

Police (State)

Passed

SB936 Unclaimed firearms; donation to Department of Forensic Science. Permits localities, the Capitol Police, and the State Police to donate unclaimed firearms to the Department of Forensic Science. The bill also extends from 60 to 120 days the period for which various law-enforcement agencies must retain unclaimed firearms before destroying or donating such firearms.

Patron - Marsden

Failed

HB1494 State Police; reporting hate crimes. Includes within the definition of "hate crime" a criminal act committed against a person because of sexual orientation or gender identification, and requires the reporting of the commission of such crime to the State Police.

Patron - Sullivan

HB1519 Virginia Biased-Based Profiling Statistics Reporting Act. Prohibits the use of biased-based profiling by

state and local law-enforcement officers and requires such officers to record certain data regarding motor vehicle and investigatory stops and report this information to the Department of State Police. The Department of State Police is required to develop a statewide database to analyze the data to determine the existence and prevalence of biased-based profiling in the Commonwealth. The Superintendent of State Police is required to report annually on the findings of the analysis to the Governor, the General Assembly, and the Attorney General.

Patron - Lindsey

HB1534 Use of body-worn camera system by the Department of State Police. Requires the Superintendent of State Police to implement and operate a body-worn camera system, which is defined by the bill as an electronic system for creating, generating, sending, receiving, storing, displaying, and processing audiovisual recordings, including cameras or other devices capable of creating such recordings that may be worn about the person of a law-enforcement officer, and require all officers be equipped with a body-worn camera. The bill provides that the Department of State Police shall, on a daily basis, transmit all recordings made by the system during the previous 24-hour period to a database maintained by the Attorney General. Recordings shall be retained in the database for 30 days but may be retained longer if relevant for the investigation of a crime. The bill also provides that recordings in the database shall not be disclosed except pursuant to a court order or when an allegation that a law-enforcement officer has engaged in unlawful conduct has been made. The bill provides further that any other law-enforcement agency in the Commonwealth may implement and operate a body-worn camera system subject to the same requirements as the system operated by the State Police. Finally, the bill provides that any person who knowingly disseminates any audiovisual recording created through the operation of a body-worn camera system in violation of the limitations on such dissemination is guilty of a Class 6 felony.

Patron - Berg

HB2127 Virginia Biased-Based Profiling Statistics Reporting Act. Prohibits the use of biased-based profiling by state and local law-enforcement officers and requires such officers to record certain data regarding motor vehicle and investigatory stops and report this information to the Department of State Police. The Department of State Police is required to develop a statewide database to analyze the data to determine the existence and prevalence of biased-based profiling in the Commonwealth. The Superintendent of State Police is required to report annually on the findings of the analysis to the Governor, the General Assembly, and the Attorney General.

Patron - Futrell

HB2393 Virginia Community Policing Act; report. Prohibits the use of biased-based profiling or excessive force by state and local law-enforcement officers and requires such officers to record certain data regarding motor vehicle and investigatory stops and complaints alleging the use of excessive force and report this information to the Department of State Police. The Department of State Police is required to develop a statewide database to analyze the data. The Superintendent of State Police is required to report annually on the findings of the analysis to the Governor, the General Assembly, and the Attorney General. The bill requires the Department of Criminal Justice Services to develop a model policy that embodies current best practices for the implementation and operation of a body-worn camera system. Sheriff's offices and police departments that have a high rate of occurrence of engaging in biased-based profiling or using excessive force are required to implement a body-worn camera system.

Patron - Futrell

SB739 Department of State Police; appointment of supervisory officers. Establishes a career progression program for State Troopers and Special Agents based on years of satisfactory service. For State Troopers, the program provides for promotion to the rank of Senior Trooper after 10 years of service and promotion to the rank of Master Trooper after 20 years of service. For Special Agents, the program provides for a salary increase after 10 years and a salary increase and promotion to the rank of Senior Special Agent after 20 years of service. The bill prohibits a sworn employee of the Department of State Police from receiving more than two career progression salary increases, regardless of such employee's assignment or promotion to Special Agent.

Patron - Carrico

SB799 State Police; reporting hate crimes. Includes within the definition of "hate crime" a criminal act committed against a person because of sexual orientation or gender identification and requires the reporting of the commission of such crime to the Department of State Police.

Patron - Favola

SB974 State police training; reduction in local law-enforcement funding. Requires a locality to reimburse the Department of State Police for training costs if the locality hires an officer of the Department of State Police within five years of the officer's completion of basic training at a police school operated and funded by the Department of State Police. The amount of the reimbursement will be reduced by one-fifth for each year that the officer worked for the Department of State Police.

Patron - Ruff

SB1152 Criminal gang files. Allows the Department of Corrections to enter information into state and federal gang files on an offender who is incarcerated for more than one year at any time before the offender is released from incarceration. Current law requires such entry to be made "as soon as practicable" after determining that the person is a member of an organized criminal gang.

Patron - Wexton

SB1155 Confiscation, reporting, and return of firearms by law enforcement. Replaces current requirements that law-enforcement agencies report information regarding confiscated firearms to the Department of State Police with a requirement that information be reported to a firearms tracing system maintained by the U.S. Department of Justice. The bill requires law-enforcement agencies to return stolen firearms to the rightful owner unless the person is prohibited from possessing the firearm or it is needed in a criminal prosecution.

Patron - Edwards

SB1456 Virginia Community Policing Act. Prohibits the use of biased-based profiling by state and local law-enforcement officers and requires such officers to record certain data regarding motor vehicle and investigatory stops and report this information to the Department of State Police. The Department of State Police is required to develop a statewide database to analyze the data to determine the existence and prevalence of biased-based profiling in the Commonwealth. The Superintendent of State Police is required to report annually on the findings of the analysis to the Governor, the General Assembly, and the Attorney General. The bill requires the Department of Criminal Justice Services to develop a model policy that embodies current best practices for the implementation and operation of a body-worn camera system. Beginning July 1, 2018, the Department of State Police, sheriff's offices,

and police departments are required to implement a body-worn camera system.

Patron - McEachin

Prisons and Other Methods of Correction

Passed

[P]HB1958 Board and Director of Department of Corrections; prohibiting inmate possession of obscene materials. Requires the State Board of Corrections to promulgate and the Director and Department of Corrections to enforce regulatory policies prohibiting the possession of obscene materials by prisoners incarcerated in state correctional facilities.

Patron - Landes

[P]HB2043 Inmates; U.S. Immigration and Customs Enforcement; detainers. Allows the custodian of a state or local inmate to transfer custody of an incarcerated alien to U.S. Immigration and Customs Enforcement no more than five days before the date on which such inmate would otherwise be released if the custodian receives a detainer from U.S. Immigration and Customs Enforcement. The bill requires that, upon such transfer of custody, the alien receive credit for the number of days remaining before he would otherwise have been released. This bill is identical to SB 1361.

Patron - Bell, Robert B.

[P]SB1049 Regional jail construction and contracts; state reimbursement. Reduces from one-half to one-fourth the maximum state reimbursement for capital costs for construction, enlargement, or renovation of regional jails and jails where there is a regional contract for cooperative jailing. The Commonwealth shall continue to reimburse up to one-half of the capital costs for (i) the enlargement or renovation of any regional jail created prior to July 1, 2015, and (ii) the construction, enlargement, or renovation of any regional jail approved by the Governor prior to such date.

The bill also prohibits any project to construct, enlarge, or renovate a jail or jail facility that was not approved by the Governor prior to July 1, 2015, or created prior to such date, unless the project is specifically authorized in the general appropriation act.

Patron - McDougale

[P]SB1258 Department of Corrections; interstate transportation of prisoners. Authorizes corrections personnel of other states and the United States to retain jurisdiction over any prisoner they transport within the Commonwealth. The bill also authorizes staff of the Department of Corrections to transport prisoners across state lines and clarifies that they retain authority over such prisoners during such transport. In addition, the bill authorizes the Director of the Department of Corrections to enter into reciprocal agreements with other states' corrections agencies governing such transports.

Patron - Deeds

[P]SB1311 Notice required upon transfer of prisoner. Requires the sheriff, superintendent, or Department of Corrections to give notice to any victim of the offense for which a prisoner was incarcerated as soon as practicable following the

transfer of such prisoner. Under current law, such notice must be given at least 15 days prior to the transfer.

Patron - Deeds

[P]SB1361 Inmates; U.S. Immigration and Customs Enforcement; detainers. Allows the custodian of a state or local inmate to transfer custody of an incarcerated alien to U.S. Immigration and Customs Enforcement no more than five days before the date on which such inmate would otherwise be released if the custodian receives a detainer from U.S. Immigration and Customs Enforcement. The bill requires that, upon such transfer of custody, the alien receive credit for the number of days remaining before he would otherwise have been released. This bill is identical to HB 2043.

Patron - McDougale

Failed

[F]HB1388 Courthouse and courtroom security fee. Increases the maximum local fee on criminal and traffic cases from \$10 to \$20.

Patron - Albo

[F]HB1403 Prisons; telephone systems; Prisoner Reentry Fund established. Provides that inmate phone services commissions paid to the Commonwealth shall not exceed 10 percent of the overall net revenue realized by the provider. All commissions or revenues received by the Commonwealth on prisoner telephone calls shall be paid into the state treasury and credited to the Prisoner Reentry Fund to be used for independent pre-release and post-release reentry and transition services programs.

Patron - Hope

[F]HB1513 Jail authorities; sovereign immunity. Provides that regional jail authorities enjoy sovereign immunity in the performance of government functions.

Patron - Minchew

[F]HB2215 Board of Corrections; notification of tertiary care of prisoner. Requires the Board of Corrections to promulgate regulations for state and local correctional facilities requiring that notification be made to a prisoner's family or stated emergency contact person whenever a prisoner is moved within or without his assigned facility for the purposes of tertiary care.

Patron - Rush

[F]HB2388 Parole board; parole review; required release. Requires the Parole Board to release any person eligible for parole whose time served, including earned sentence credits and good conduct credits, exceeds the midpoint of the most recent discretionary sentencing guidelines for the same or similar offense unless the Board feels there is a substantial risk that such person will not conform to the conditions of parole and issues a reasoned decision explaining the basis for such decision.

Patron - Sickles

[F]SB736 Courthouse security; assessment. Increases from \$10 to \$20 the maximum amount a local governing body may assess against a convicted defendant as part of the costs in a criminal or traffic case in district or circuit court to fund courthouse security.

Patron - Howell

[F]SB804 Weekend jail time. Replaces the provision limiting nonconsecutive days for the purpose of allowing the

defendant to retain gainful employment with a good cause standard and allows the court to sentence the defendant to non-consecutive days in jail only if the active portion of the sentence remaining to be served is 120 days or fewer. The bill allows the court to sentence felons to nonconsecutive days in jail if the felony was not an act of violence as defined in § 19.2-297.1.

Patron - Stanley

[F]SB1164 State Board of Corrections; Department of Corrections; powers and duties. Transfers certain powers and duties of the State Board of Corrections to the Department of Corrections, including establishing procedures for home incarceration, work release, and educational programs for state prisoners; establishing operating procedures for securing the confidentiality of prisoner medical and mental health records; applying good conduct credits for extraordinary assistance; determining the payment of prisoner keep; and determining facilities to be used for Boot Camp Incarceration. The bill gives the Department the authority to determine who may enter a correctional facility, as opposed to the Board granting such approval. The bill grants the Department the authority to issue directives and develop operating procedures in certain instances where current law requires regulations to be promulgated by the Board.

Patron - Watkins

[F]SB1393 Compounding of drugs for use in executions. Empowers the Director of the Department of Corrections to make and enter into contracts with a pharmacy or outsourcing facility to compound the drugs necessary to carry out execution by lethal injection. The bill provides that information relating to the identity of the persons or entities compounding such drugs, the identities of persons or entities engaged to manufacture or supply the materials used to compound the drug products, and the name of the materials or components used to compound drug products for use in an execution are confidential, exempt from the Freedom of Information Act, and not subject to discovery or introduction as evidence in a civil proceeding except for good cause shown. Pharmacists are authorized to compound drugs for lethal injections and the Board of Pharmacy can inspect or investigate a pharmacy or outsourcing facility or person compounding such drugs but any documents related to the inspection or investigation are confidential, exempt from the Freedom of Information Act and are not subject to discovery or introduction as evidence in any civil proceeding unless good cause is shown.

Patron - Saslaw

[F]SB1422 State appropriations for operating costs of local correctional facilities. Provides that the appropriation for operating costs for local correctional facilities, for each fiscal year, contained in the Governor's proposed biennial budget bill shall include an amount for compensating localities for the cost of maintaining prisoners arrested on state warrants in local jails, regional jails, and jail farms and for maintaining convicted state felons in local correctional facilities for a period of incarceration that may not exceed one year unless a longer period of incarceration has been agreed upon in writing by the governing body of the locality or the regional jail authority. Current law requires that the Governor's biennial budget bill contain such amounts but does not impose the limitation of the length of the period of incarceration.

Patron - Colgan

Professions and Occupations

Passed

[P]HB1435 Appointment of physician assistants and nurse practitioners as medical examiners. Adds licensed physician assistants and nurse practitioners to the list of individuals who may be appointed to serve as medical examiners.

Patron - O'Bannon

[P]HB1455 Department of Professional and Occupational Regulation; boxing, martial arts, and professional wrestling events and participants. Provides for the regulation of amateur boxing and martial arts and professional wrestling by the Director of the Department of Professional and Occupational Regulation. The bill authorizes the Director to approve a sanctioning organization to oversee the conduct of amateur boxing and martial arts events. The bill sets out the requirements to be met by the sanctioning organization, including blood testing of the participants. The bill exempts amateur bouts and amateur boxing or martial arts engagements conducted by or held under the sponsorship of (i) any elementary or secondary school or public or private institution of higher education located in the Commonwealth or (ii) the Department of Corrections involving inmates of any state correctional institution. The bill has a delayed effective date of October 1, 2015, and requires the Director to convene a work group of interested parties affected by the provisions of the bill to determine an appropriate method for holding professional-amateur events. This bill is identical to SB 790.

Patron - Miller

[P]HB1457 Direct access to physical therapy. Provides that a physical therapist who has completed a doctor of physical therapy program approved by the Commission on Accreditation of Physical Therapy Education or who has obtained a certificate of authorization may evaluate and treat patients for up to 30 days after an initial evaluation without a referral if (i) the patient is not receiving care from a licensed health care provider for the symptoms giving rise to the presentation at the time of his presentation to the physical therapist for physical therapy services or (ii) the patient is receiving care from a licensed health care provider at the time of his presentation to the physical therapist for the symptoms giving rise to the presentation for physical therapy services and (a) the patient identifies a health care provider from whom he is currently receiving care, (b) the patient gives written consent for the physical therapist to release all personal health information and treatment records to the identified practitioner, and (c) the physical therapist notifies the identified practitioner no later than 14 days after treatment commences and provides the practitioner with a copy of the initial evaluation along with a copy of the patient history obtained by the physical therapist. The bill allows a physical therapist who has not completed a doctor of physical therapy program approved by the American Physical Therapy Association or received a certificate of authorization to conduct a one-time evaluation of a patient who has not met the criteria for evaluation and treatment without a referral and direction, provided the physical therapist does not provide treatment. The bill eliminates the requirement for continuing education for physical therapists who have received a certificate of authorization and eliminates the advisory committee established to consult with the Board of Physical Therapy in promulgating regulations for minimum education, training, and experience criteria. This bill is identical to SB 776.

Patron - O'Bannon

HB1458 Naloxone; administration in cases of opiate overdose. Provides that a pharmacist may dispense naloxone or other opioid antagonist used for overdose reversal pursuant to an oral, written, or standing order in accordance with protocols developed by the Board of Pharmacy in consultation with the Board of Medicine and the Department of Health, that a person may possess and administer naloxone or other opioid antagonist used for overdose reversal to a person who is believed to be experiencing or about to experience a life-threatening opiate overdose, and that firefighters and law-enforcement officers who have completed a training program may possess and administer naloxone. The bill also provides that a person who in good faith prescribes, dispenses, or administers naloxone or other opioid antagonist used for overdose reversal in an emergency to an individual who is believed to be experiencing or about to experience a life-threatening opioid overdose shall not be liable for any civil damages for ordinary negligence in acts or omissions resulting from the rendering of such treatment if acting in accordance with the provisions of § 54.1-3408 or in his role as a member of an emergency medical services agency.

Patron - O'Bannon

HB1564 Schedule I drugs. Adds N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)indazole-3-carboxamide (other name: AB-CHMINACA), N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)indazole-3-carboxamide (other name: 5-fluoro-AMB), and 3,4-methylenedioxy-N,N-dimethylcathinone (other names: Dimethylone, bk-MDDMA) to Schedule I of the Drug Control Act, in accordance with the action of the Board of Pharmacy adding these substances to Schedule I pursuant to § 54.1-3443. This bill is identical to SB 1380.

Patron - Garrett

HB1632 Common Interest Community Board; duties. Requires the Common Interest Community Board to develop and publish best practices for the content of declarations consistent with the requirements of the Property Owners' Association Act.

Patron - Bulova

HB1657 Advance directives; directions about life-prolonging procedures during pregnancy. Adds a section to the suggested form of written advance directives that allows a declarant to add specific instructions for life-prolonging procedures in case the declarant is pregnant when her attending physician determines that she has a terminal condition.

Patron - Rust

HB1733 Delivery of prescription drug orders; PACE programs. Provides that prescription drug orders dispensed to a patient and delivered to a program of all-inclusive care for the elderly (PACE) site licensed by the Department of Social Services and overseen by the Department of Medical Assistance Services may be stored, retained, and repackaged at the facility on behalf of a patient for subsequent delivery or administration. The bill requires that repackaging of dispensed prescription drugs retained by the PACE site be performed by a pharmacist, pharmacy technician, nurse, or other person who has successfully completed a Board-approved training program for such purpose. The bill directs the Board of Pharmacy to promulgate regulations related to training, packaging, labeling, and recordkeeping for such repackaging.

Patron - Hodges

HB1735 TPA-certified optometrists; administration of certain Schedule II drugs. Allows TPA-certified optometrists to administer Schedule II drugs consisting of hydrocodone in combination with acetaminophen, in accor-

dance with federal law. The bill contains technical amendments.

Patron - Hodges

HB1736 Wholesale distributors; notice to Board of Pharmacy when ceasing distribution to a dispenser due to suspicious ordering. Requires a wholesale distributor or non-resident wholesale distributor that ceases distribution of Schedule II through V drugs to a pharmacy, licensed physician dispenser, or licensed physician dispensing facility located in the Commonwealth due to suspicious orders of controlled substances to notify the Board of Pharmacy within five days of the cessation. The bill defines "suspicious orders of controlled substances," provides that a wholesale distributor or nonresident wholesale distributor shall be immune from civil liability for notifying the Board of Pharmacy unless such notice was given in bad faith or with malicious intent, and prohibits the Board of Pharmacy from imposing any disciplinary or enforcement action against a licensee or permit holder solely on the basis of such notice received from a wholesale distributor or nonresident wholesale distributor.

Patron - Hodges

HB1737 Outsourcing facilities and nonresident outsourcing facilities and compounding for office-based administration. Creates a new regulatory framework for permitting of outsourcing facilities that compound drugs and are located within the Commonwealth and for registering nonresident outsourcing facilities in the Commonwealth.

Patron - Hodges

HB1750 Expanded access to investigational drugs, biological products, and devices. Expanded access to investigational drugs, biological products, and devices. Provides that a manufacturer of an investigational drug, biological product, or device may make such drug, product, or device available to a person who has a terminal illness when (i) the person has, in consultation with his treating physician, considered all other treatment options currently approved by the U.S. Food and Drug Administration and the treating physician has determined that no reasonable opportunity exists for him to participate in an ongoing clinical trial; (ii) the potential benefits of use of the investigational drug, biological product, or device to treat his terminal condition are greater than the potential risks of use of the investigational drug, biological product, or device, (iii) the person has received a recommendation from his treating physician for use of an investigational drug, biological product, or device for treatment of his terminal illness; and (iv) the person has provided written informed consent. The bill provides that a manufacturer that provides such drug, product, or device may provide it free of charge or may require the person to pay costs associated with its manufacture and provides that health insurance providers may, but are not required to, provide coverage for costs associated with use of such drug, product, or device. The bill also provides immunity from civil liability for a health care provider who recommends an investigational drug, biological product, or device and for a manufacturer, distributor, administrator, health care provider, sponsor, or physician who manufactures, supplies, distributes, administers, prescribes, or recommends an investigational drug, biological product, or device shall exist in any state court for claims of property, personal injury, or death caused by, arising out of, or relating to the design, developmental, clinical testing, or investigation, manufacture, labeling, distribution, sale, purchase, donation, dispensing, prescription, recommendation, administration, efficacy, or use of such investigational

drug, biological product, or device. The bill provides that no health care provider who recommends, prescribes, administers, distributes, or supplies an investigational drug, biological product, or device shall be deemed to have engaged in unprofessional conductor shall be adversely affected in any decision relating to licensure on such grounds, and provides that nothing shall require any person to violate or act in contravention of any federal or state law as such law related to the prescribing, dispensing, administration or use of an investigational drug, biological product, or device.

Patron - Ransone

HB1795 Virginia Real Estate Board; exemptions from licensure. Provides that the exemption from licensure provided for the owner of property extends in the case of property governed by the Virginia Real Estate Time-Share Act to affiliated entities of the owner where (i) the owner has a controlling interest in the affiliated entity or (ii) the affiliated entity and the owner have a common parent company. This bill is identical to SB 1016.

Patron - Knight

HB1803 Surface transportation and removal service; manager of record. Requires any applicant for registration as a surface transportation and removal service to include the name of a manager of record on its application for registration and to notify the Board of Funeral Directors and Embalmers within 30 days of any change in the manager of record.

Patron - Villanueva

HB1810 Prescription monitoring program; subpoenas. Provides that records in possession of the Prescription Monitoring Program shall not be available for civil subpoena, nor shall such records be disclosed, discoverable, or compelled to be produced in any civil proceeding, nor shall such records be deemed admissible as evidence in any civil proceeding for any reason.

Patron - Herring

HB1818 Regulation of health professions; updated terminology. Changes the term "respiratory care practitioner" to "respiratory therapist" throughout the Code of Virginia. The bill also changes the term "x-ray" to "ionizing radiation" in the context of the practice of radiologic technology and updates the definition of "radiologic technologist."

Patron - Stolle

HB1839 Scheduling of certain controlled substances. Removes hydrocodone combination products from Schedule III and classifies alfaxalone, suvorexant, and tramadol as Schedule IV controlled substances.

Patron - Robinson

HB1841 Prescription Monitoring Program; requirements for dispensers. Requires the Department of Health Professions to register every dispenser licensed by the Board of Pharmacy with the Prescription Monitoring Program and eliminates the requirement that such registration occur upon filing of an application for licensure or renewal of a license. The bill also limits the requirement that a prescriber who prescribes benzodiazepine or an opiate request information from the Director of the Department of Health Professions to determine what other covered substances are currently prescribed to a patient in cases in which the course of treatment is anticipated at the onset of treatment to last more than 90 days. The provisions of the bill relating to registration of dispensers become effective on January 1, 2016.

Patron - Herring

HB1914 Pharmacists; oxygen and epinephrine. Provides that a prescriber may authorize pharmacists to possess epinephrine and oxygen for administration in treatment of emergency medical conditions.

Patron - Hodges

HB1963 Department of Health Professions; disclosure of confidential information. Allows the Director of the Department of Health Professions to disclose information about a suspected violation of state or federal law or regulation to other agencies within the Health and Human Resources Secretariat or to federal law-enforcement agencies having jurisdiction over the suspected violation or to request an inspection or investigation of a licensee by such state or federal agency when the Director has reason to believe that a possible violation of federal or state law has occurred.

Patron - O'Bannon

HB1965 Department of Professional and Occupational Regulation; Virginia Real Estate Transaction Recovery Fund. Clarifies the eligibility requirements for citizens to make a claim under either the Virginia Contractor Transaction Recovery Fund or the Virginia Real Estate Transaction Recovery Fund and conforms the provisions of the Virginia Real Estate Transaction Recovery Fund to the provisions of the Virginia Contractor Transaction Recovery Fund. The bill contains technical amendments.

Patron - Rust

HB2063 Telemedicine services; prescriptions. Amends the definition of telemedicine services to encompass the use of electronic technology or media, including interactive audio or video, for the purpose of diagnosing or treating a patient or consulting with other health care providers regarding a patient's diagnosis or treatment. The measure also provides that for the purpose of prescribing a Schedule VI controlled substance to a patient via telemedicine services, a prescriber may establish a bona fide practitioner-patient relationship by an examination through face-to-face interactive, two-way, real-time communications services or store-and-forward technologies when certain conditions are met. This bill is identical to SB 1227.

Patron - Kilgore

HB2103 Virginia Board for Asbestos, Lead, and Home Inspectors; new home inspections; penalty. Makes it unlawful for any person who is not a certified home inspector to perform and who has not successfully completed the training module required by § 54.1-517.2 to conduct a home inspection on any new residential structure. The bill also authorizes the Board to issue a certificate to practice as a certified home inspector to any applicant who, in addition to other requirements, has submitted satisfactory evidence that he has successfully completed a training module developed by the Board in conjunction with the Department of Housing and Community Development based on the International Residential Code component of the Virginia Uniform Statewide Building Code. The bill requires the Virginia Board for Asbestos, Lead, and Home Inspectors to develop, in conjunction with the Department of Housing and Community Development, this training module. The bill has a delayed effective date of July 1, 2016, except for the provisions relating to the development of the training module.

Patron - Peace

HB2192 Board of Pharmacy; practitioners dispensing controlled substances. Prohibits a practitioner of the healing arts from dispensing controlled substances unless licensed by the Board of Pharmacy to sell controlled substances. The bill requires facilities from which practitioners of

the healing arts dispense controlled substances to obtain a permit from the Board but exempts facilities in which only one practitioner of the healing arts is licensed by the Board to sell controlled substances from fees associated with obtaining and renewing such permit. The bill also requires the Board of Pharmacy to promulgate regulations to implement the provisions of this act within 280 days of its enactment.

Patron - Garrett

HB2243 Psychologists; continuing education requirements. Allows a psychologist who completes more than 14 hours of continuing education in a single year to carry up to seven hours forward to meet the requirements for the next year.

Patron - Robinson

HB2295 Real Estate Board; educational requirements for brokers and salespersons. Requires curricula for brokers and salespersons who are new licensees of the Real Estate Board and continuing education curricula for salespersons to include information on flood hazard areas and the National Flood Insurance Program. The bill contains a technical amendment.

Patron - Stolle

SB732 Expanded access to investigational drugs, biological products, and devices. Provides that a manufacturer of an investigational drug, biological product, or device may make such drug, product, or device available to a person who has a terminal illness when (i) the person has, in consultation with his treating physician, considered all other treatment options currently approved by the U.S. Food and Drug Administration and the treating physician has determined that no reasonable opportunity exists for him to participate in an ongoing clinical trial; (ii) the potential benefits of use of the investigational drug, biological product, or device to treat his terminal condition are greater than the potential risks of use of the investigational drug, biological product, or device; (iii) the person has received a recommendation from his treating physician for use of an investigational drug, biological product, or device for treatment of his terminal illness; and (iv) the person has provided written informed consent. The bill provides that a manufacturer that provides such drug, product, or device may provide it free of charge or may require the person to pay costs associated with its manufacture and provides that health insurance providers may, but are not required to, provide coverage for costs associated with use of such drug, product, or device. The bill also provides immunity from civil liability for a health care provider who recommends an investigational drug, biological product, or device and for a manufacturer, distributor, administrator, health care provider, sponsor, or physician who manufactures, supplies, distributes, administers, prescribes, or recommends an investigational drug, biological product, or device shall exist in any state court for claims of property, personal injury, or death caused by, arising out of, or relating to the design, developmental, clinical testing, or investigation, manufacture, labeling, distribution, sale, purchase, donation, dispensing, prescription, recommendation, administration, efficacy, or use of such investigational drug, biological product, or device. The bill provides that no health care provider who recommends, prescribes, administers, distributes, or supplies an investigational drug, biological product, or device shall be deemed to have engaged in unprofessional conductor shall be adversely affected in any decision relating to licensure on such grounds, and provides that nothing shall require any person to violate or act in contravention of

any federal or state law as such law related to the prescribing, dispensing, administration or use of an investigational drug, biological product, or device. This bill incorporates SB 1149 and SB 1222.

Patron - Stanley

SB776 Direct access to physical therapy. Provides that a physical therapist who has completed a doctor of physical therapy program approved by the Commission on Accreditation of Physical Therapy Education or who has obtained a certificate of authorization may evaluate and treat patients for up to 30 days after an initial evaluation without a referral if (i) the patient is not receiving care from a licensed health care provider for the symptoms giving rise to the presentation at the time of his presentation to the physical therapist for physical therapy services or (ii) the patient is receiving care from a licensed health care provider at the time of his presentation to the physical therapist for the symptoms giving rise to the presentation for physical therapy services and (a) the patient identifies a health care provider from whom he is currently receiving care, (b) the patient gives written consent for the physical therapist to release all personal health information and treatment records to the identified practitioner, and (c) the physical therapist notifies the identified practitioner no later than 14 days after treatment commences and provides the practitioner with a copy of the initial evaluation along with a copy of the patient history obtained by the physical therapist. The bill allows a physical therapist who has not completed a doctor of physical therapy program approved by the American Physical Therapy Association or received a certificate of authorization to conduct a one-time evaluation of a patient who has not met the criteria for evaluation and treatment without a referral and direction, provided the physical therapist does not provide treatment. The bill eliminates the requirement for continuing education for physical therapists who have received a certificate of authorization and eliminates the advisory committee established to consult with the Board of Physical Therapy in promulgating regulations for minimum education, training, and experience criteria. This bill is identical to HB 1457.

Patron - Newman

SB790 Department of Professional and Occupational Regulation; boxing, martial arts, and professional wrestling events and participants. Provides for the regulation of amateur boxing and martial arts and professional wrestling by the Director of the Department of Professional and Occupational Regulation. The bill authorizes the Director to approve a sanctioning organization to oversee the conduct of amateur boxing and martial arts events. The bill sets out the requirements to be met by the sanctioning organization, including blood testing of the participants. The bill exempts amateur bouts and amateur boxing or martial arts engagements conducted by or held under the sponsorship of (i) any elementary or secondary school or public or private institution of higher education located in the Commonwealth or (ii) the Department of Corrections involving inmates of any state correctional institution. The bill has a delayed effective date of October 1, 2015, and requires the Director to convene a work group of interested parties affected by the provisions of the bill to determine an appropriate method for holding professional-amateur events. This bill is identical to HB 1455.

Patron - Carrico

SB817 Prescription Monitoring Program; disclosure of information. Requires the Director of the Department of Health Professions to disclose information from the Prescription Monitoring Program relevant to a specific investigation, supervision, or monitoring of a specific recipient for purposes of the administration of criminal justice to a probation or parole officer or local community-based probation offi-

cer who has completed the Virginia State Police Drug Diversion School designated by the Director of the Department of Corrections or his designee.

Patron - Howell

SB895 Board of Funeral Directors and Embalmers. Clarifies the definition of embalming to include details on the process and its purpose; eliminates the requirement that the Board of Funeral Directors and Embalmers offer examinations for licensure at least quarterly; adds mental or physical incapacity to practice his profession with safety to the public to the list of causes for which the Board may refuse to admit a candidate to an examination or may suspend, revoke, or refuse to issue a license; eliminates the requirement that all licenses be signed by the president and secretary of the Board and stamped with the seal of the Board; and makes other technical changes to provisions related to the Board.

Patron - Alexander

SB901 Restricted volunteer license for registered and practical nurses and nurse practitioners. Creates a new restricted volunteer license for registered and practical nurses and nurse practitioners who practice in public health or community free clinics that provide services to underserved populations.

Patron - Lucas

SB944 Home health and hospice organizations; reporting requirements concerning health professionals. Requires a director of a licensed home health organization, a director of a licensed hospice organization, and a director of an accredited home health organization exempt from licensure to report certain disciplinary actions against and certain disorders of health professionals to the Office of Licensure and Certification at the Department of Health.

Patron - Favola

SB1016 Virginia Real Estate Board; exemptions from licensure. Provides that the exemption from licensure provided for the owner of property extends in the case of property governed by the Virginia Real Estate Time-Share Act to affiliated entities of the owner where (i) the owner has a controlling interest in the affiliated entity or (ii) the affiliated entity and the owner have a common parent company. This bill is identical to HB 1795.

Patron - Cosgrove

SB1018 Board of Nursing; criminal history record check for applicants for licensure. Establishes state and federal criminal history background check requirements for applicants for licensure as a practical nurse or registered nurse. The bill has a delayed effective date of January 1, 2016. This bill incorporates SB 1294.

Patron - Dance

SB1045 Board of Medicine; information about autism spectrum disorder. Requires the Board of Medicine to make information about the identification, diagnosis, and treatment of autism spectrum disorder and the role of health care providers in identifying, diagnosing, and treating autism spectrum disorder available to licensees on a website maintained by the Board.

Patron - Hanger

SB1058 Chiropractic schools; student training and practice. Authorizes students enrolled in chiropractic schools to (i) participate in preceptorship programs that are a part of the training program of the chiropractic school or (ii) practice in clinics, hospitals, educational institutions, private medical offices, or other health facilities, in a program approved by the

school, under the direct tutorial supervision of a licensed chiropractor who holds an appointment on the faculty of a chiropractic school approved by the Board of Medicine.

Patron - Martin

SB1106 Unclaimed cremains of veterans; eligible dependents; veterans service organizations. Authorizes a funeral director to notify a veterans service organization as an alternative to notifying the Department of Veterans Services (Department) when cremains remain unclaimed. The bill also requires the Department or a veterans service organization, in addition to determining if unclaimed cremains are those of a veteran as provided under current law, to determine if unclaimed cremains are those of a veteran's eligible dependent. The bill also authorizes a funeral director to transfer the cremains of an eligible veteran or his eligible dependent to a veterans service organization or the Department for the purpose of disposition of such cremains and provides that absent bad faith or malicious intent no funeral director or veterans service organization is liable for civil negligence for actions permitted under the law. The bill also changes from 30 days to 45 days the time in which the Department or veterans service organization is required to notify the funeral director if the cremains are those of a veteran or eligible dependent. The bill contains technical amendments.

Patron - Alexander

SB1120 Board of Medicine; requirements for licensure. Requires applicants for licensure to practice medicine, osteopathy, or podiatry to receive at least 12 months of the required supervised clinical training in one program or institution approved by an accrediting agency recognized by the Board of Medicine (the Board) and allows supervised clinical training that is received in the United States as part of the curriculum of an international medical school to fulfill the requirements for licensure by the Board if the clinical training is in a program acceptable to the Board and deemed a substantially equivalent experience. The bill removes the Board's authority to grant a temporary license to practice chiropractic to interns and residents and repeals certain other requirements for licensure for students who studied in international medical schools. This bill incorporates SB 959.

Patron - Barker

SB1125 Board of Accountancy; technical updates to conform with recently updated professional standards and requirements for out-of-state CPA firms. Clarifies that out-of-state certified public accountant (CPA) firms practicing in Virginia must adhere to the same requirements as CPA firms licensed in Virginia. The bill defines financial statement preparation services and adds such services to the current services that may be provided by out-of-state CPA firms.

Patron - Barker

SB1174 Cemetery Board; perpetual care trust fund; preneed trust account; report of independent certified public accountant. Requires a cemetery company, for each fiscal year, to engage an independent certified public accountant to apply procedures specified by the Cemetery Board to the company's total receipts that are subject to provisions governing perpetual care trust funds and preneed trust accounts and provide the independent certified public accountant's report to the Board. The procedures established by the Board must be in accordance with standards established by the American Institute of Certified Public Accountants or any successor standard authority.

Patron - Obenshain

SB1227 Telemedicine services; prescriptions. Amends the definition of telemedicine services to encompass

the use of electronic technology or media, including interactive audio or video, for the purpose of diagnosing or treating a patient or consulting with other health care providers regarding a patient's diagnosis or treatment. The measure also provides that for the purpose of prescribing a Schedule VI controlled substance to a patient via telemedicine services, a prescriber may establish a bona fide practitioner-patient relationship by an examination through face-to-face interactive, two-way, real-time communications services or store-and-forward technologies when certain conditions are met. This bill is identical to HB 2063.

Patron - McWaters

[P]SB1380 Schedule I drugs. Adds N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)indazole-3-carboxamide (other name: AB-CHMINACA), N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)indazole-3-carboxamide (other name: 5-fluoro-AMB), and 3,4-methylenedioxy-N,N-dimethylcathinone (other names: Dimethylone, bk-MDDMA) to Schedule I of the Drug Control Act, in accordance with the action of the Board of Pharmacy adding these substances to Schedule I pursuant to § 54.1-3443. This bill is identical to HB 1564.

Patron - Obenshain

[P]SB1417 Board of Counseling; client notification. Requires any person licensed by the Board of Counseling and operating in a nonhospital setting to post a copy of his license in a conspicuous place. The posting shall also provide clients with (i) the number of the toll-free complaint line at the Department of Health Professions, (ii) the website address of the Department for the purposes of accessing the licensee's record, and (iii) notice of the client's right to report to the Department if he believes the licensee may have engaged in unethical, fraudulent, or unprofessional conduct.

Patron - Petersen

[P]SB1445 Appraisal management companies; compensation of appraisers. Provides for an appraisal management company to compensate appraisers in compliance with § 129E(i) of the federal Truth in Lending Act (15 U.S.C. § 1601 et seq.).

Patron - Martin

Failed

[F]HB1385 Sexual orientation change efforts prohibited. Prohibits any health care provider from engaging in sexual orientation change efforts with any person under 18 years of age. The bill defines "sexual orientation change efforts" as including the provision of treatment, interventions, counseling, or services intended to change a person's sexual orientation, gender identity, or gender expressions, but not including treatment, interventions, counseling, or services provided to persons seeking to transition from one gender to another or that provide acceptance, social support, and identity exploration and development.

Patron - Hope

[F]HB1395 Board of Nursing; licensure of applicant with previous conviction. Provides that if an applicant for issuance or renewal of a license, certificate, or registration has been previously convicted of a felony or misdemeanor involving moral turpitude and the applicant has previously been issued a license, certificate, or registration by the Board of Nursing after such conviction, the Board shall not require the applicant to appear before a special conference committee, informal fact-finding panel, or formal hearing panel for the

purpose of a hearing regarding the previous conviction unless new information about the previous conviction that may affect the outcome of the special conference, informal fact-finding, or formal hearing has been made available to the Board.

Patron - Lindsey

[F]HB1414 Obtaining or renewing government-issued licenses, etc.; conscience clause. Provides that a person shall not be required to perform, assist, consent to, or participate in any action or refrain from performing, assisting, consenting to, or participating in any action as a condition of obtaining or renewing a government-issued license, registration, or certificate where such condition would violate the religious or moral convictions of such person with respect to same-sex marriage or homosexual behavior.

Patron - Marshall, R.G.

[F]HB1436 Dispensing of interchangeable biosimilars; sunset. Extends by one year, through July 1, 2016, the requirement that a pharmacist who dispenses an interchangeable biosimilar in the place of a prescribed biological product provide electronic, written, or telephonic notification of the substitution to the prescriber within five business days of dispensing or as set forth in a collaborative practice agreement. This provision is currently set to expire on July 1, 2015.

Patron - O'Bannon

[F]HB1541 Birth control; definition. Adds a definition of birth control. "Birth control" means contraceptive methods that are approved by the U.S. Food and Drug Administration. Birth control shall not be considered abortion for the purposes of Title 18.2.

Patron - Watts

[F]HB1580 Bar exam; preservation of examination papers; copies available to applicant. Allows an applicant who failed the bar exam to obtain copies of the essay questions and his answers by written request within 60 days after notice of failure and for a reasonable fee.

Patron - Watts

[F]HB1583 Certified nurse aides; education programs. Increases the minimum duration of education programs to prepare nurse aides for certification from 120 to 200 hours.

Patron - Watts

[F]HB1647 Reporting of medical aid or treatment for drug overdoses. Requires a physician or other person who renders any medical aid or treatment to any person for an overdose that he knows or has reason to believe is an overdose of a controlled substance classified in Schedule I or II of the Drug Control Act to report such aid or treatment and the patient's name and address, if known, to local law enforcement.

Patron - Miller

[F]HB1695 Powers and duties of health regulatory boards; health care practitioners with mental illness. Prohibits health regulatory boards from revoking, suspending, restricting, or refusing to issue or renew a registration, certificate, license, or multistate licensure privilege or otherwise discipline a health care practitioner, including a holder of a multistate licensure privileged to practice nursing, solely on the grounds that the health care practitioner has mental illness absent evidence indicating that the health care practitioner's mental illness renders the health care practitioner unable to practice with reasonable skill and safety to patients.

Patron - Yost

[F]HB1719 Department of Professional and Occupational Regulation; Virginia Contractor Transaction Recov-

ery Fund and Virginia Real Estate Transaction Recovery Fund. Conforms the provisions of the Virginia Real Estate Transaction Recovery Fund to the provisions of the Contractor Transaction Recovery Fund. The bill also makes filing a claim under either fund more consumer friendly and (i) provides a means for the Real Estate Board to determine what constitutes improper or dishonest conduct based on the facts of the case (in the verified claim), if the judgment order is otherwise silent, rather than be forced to deny claimants relief because their attorney or the judge failed to use the correct words; (ii) defines "verified claim," which serves as the basis for determining eligibility and payment from the funds; (iii) requires only certified mail, rather than formal legal service, to file a claim; (iv) clarifies when the clock starts for determining the one-year deadline for filing a claim after a consumer obtains a court judgment; and (v) specifies consumers' necessary legal prerequisites to submitting a claim, including taking all legally available action to collect on the judgment debt. The bill contains technical amendments.

Patron - LeMunyon

[F]HB1801 Display or distribution of information at firearms shows. Requires a vendor or exhibitor at firearms shows to display at his booth or table a sign that contains his full legal name, the name and address of the business, if applicable, and his telephone number. The bill also provides that no vendor or exhibitor in the show may advertise that he is not required to obtain criminal history record information for potential customers or any other substantially similar statement.

Patron - Spruill

[F]HB1802 Signing medical certification of death; penalty. Provides that willfully failing, refusing, or neglecting to complete and sign a medical certification of death in a timely manner constitutes a Class 1 misdemeanor.

Patron - Villanueva

[F]HB1813 Practice of veterinary medicine. Eliminates the exception to licensure requirements for veterinarians licensed in other states who are called to attend a case in the Commonwealth and who do not open an office or appoint a place to practice within the Commonwealth. The bill allows the Board of Veterinary Medicine (Board) to grant or renew a license or registration to an applicant who has had a license to practice veterinary medicine, a license to practice as a veterinary technician, or registration to practice as an equine dental technician revoked or suspended due to nonrenewal. The bill also repeals (i) provisions allowing the Board to issue temporary licenses to certain applicants and (ii) provisions related to penalties for violations of statutes governing the practice of veterinary medicine.

Patron - Bloxom

[F]HB1816 Department of Professional and Occupational Regulation; Board for Barbers and Cosmetology. Clarifies the services that are reserved solely to either a licensed cosmetologist or a licensed esthetician and which services may be performed by either licensee. The bill also (i) excludes threading from the practice of esthetics and (ii) streamlines definitions by eliminating the separate definitions for schools and instructors of barbering, cosmetology, esthetics, nail care, tattooing, and waxing and consolidating them into single definitions of approved school and instructor.

Patron - Kory

[F]HB1825 Board for Barbers and Cosmetology; regulations for nail technicians. Expands the definition of nail care and provides that in adopting regulations for the practice of nail care, the Board shall ensure that the requirements for

licensure of nail technicians are equivalent to or greater than the requirements of other jurisdictions that adjoin the Commonwealth. The bill further requires the Board to enter into agreements with such other jurisdictions for the recognition of Board-licensed nail technicians.

Patron - Kory

[F]HB1864 Firearms show; State Police list of vendors or exhibitors. Requires a promoter of a firearms show to include in his list of vendors or exhibitors submitted to State Police information regarding whether a vendor or exhibitor was selling or transferring a firearm and the vendor or exhibitor's dealer identification number, if applicable.

Patron - Rasoul

[F]HB1995 Pawnbrokers; records to be maintained. Requires a pawnbroker to maintain at his place of business an electronic record of each transaction involving goods, articles, or things pawned, pledged, or purchased.

Patron - Morrissey

[F]HB2050 Expanded access to investigational drugs, biological products, and devices. Provides that a manufacturer of an investigational drug, biological product, or device may make such drug, product, or device available to a person who has a terminal illness when (i) the person has a terminal condition; (ii) the person has, in consultation with his physician, considered all other treatment options currently approved by the U.S. Food and Drug Administration; (iii) the person's physician has recommended treatment with an investigational drug, biological product, or device; and (iv) the person has provided written informed consent. The bill provides that a manufacturer that provides such drug, product, or device may provide it free of charge or may require the person to pay costs associated with its manufacture.

Patron - Sickles

[F]HB2091 Board for Barbers and Cosmetology; master estheticians; laser hair removal. Limits the practice of laser hair removal to individuals licensed as master estheticians by the Board for Barbers and Cosmetology. The bill has a delayed effective date of July 1, 2016.

Patron - Keam

[F]HB2123 Practice of funeral services; exception for sale of caskets. Provides that the sale of caskets by a wholesale distributor that operates a retail establishment for the purpose of selling caskets directly to the public does not constitute the practice of funeral services.

Patron - Head

[F]HB2136 Prescription Monitoring Program; opiate prescriptions. Requires a prescriber, at the time of initiating a new course of treatment for a patient that includes the prescribing of benzodiazepine or an opiate anticipated to last more than 30 consecutive days and for which a treatment agreement is entered into, to request information from the Director of the Department of Health Professions to determine what, if any, other covered substances are currently being prescribed to the patient. The bill also requires a prescriber to request such information at least once annually if such prescription remains part of the patient's treatment. The current law, which takes effect July 1, 2015, only requires a prescriber to request such information if the treatment with benzodiazepine or an opiate is anticipated to last more than 90 days and does not require additional requests for such information.

Patron - Taylor

[F]HB2153 Medically or ethically inappropriate care; cessation of care. Provides that, in cases in which a physician

determines that medical care requested by a patient, his agent, or a person authorized to make decisions on the patient's behalf, an advance directive, or a Durable Do Not Resuscitate Order is medically or ethically inappropriate, the physician may cease to provide such care after making reasonable efforts for a 14-day period to transfer the patient to another physician who will provide the requested care.

Patron - Stolle

HB2166 Reporting of medical aid or treatment for drug overdoses. Requires a physician or other person who renders any medical aid or treatment to any person for an overdose that he knows or has reason to believe is an overdose of a controlled substance classified in Schedule I or II of the Drug Control Act to report such aid or treatment and the patient's name and address, if known, to local law enforcement.

Patron - Pillion

HB2358 Continuing education for prescribers; substance abuse, addiction, and related pain management and prescribing practices. Includes a requirement for continuing education for prescribers on substance abuse, addiction, and other related pain management and prescribing practices.

Patron - Rasoul

SB694 Transfer of firearms; criminal history record information check; penalties. Requires that a criminal history record information check be performed on a prospective transferee before a firearms show vendor may transfer firearms at a gun show. The bill defines a "firearms show vendor" as a person who (i) is not a licensed dealer in Virginia; (ii) exhibits, sells, offers for sale, transfers, or exchanges any firearm at a firearms show; and (iii) has paid or given some other thing of value to the promoter for the opportunity to sell guns at the gun show. Under current law, only licensed dealers must obtain such a check. The bill also requires the promoter of a firearms show to provide firearms show vendors access to licensed dealers who will conduct the criminal history record information check.

Patron - Marsden

SB959 Board of Medicine; licensure. Provides that supervised clinical training that is received in the United States as part of the curriculum of an international medical school may fulfill the requirements for licensure by the Board of Medicine if the clinical training is in a program acceptable to the Board and deemed a substantially equivalent experience. Current law requires such clinical training to be received in a hospital, institution, or school that offers an approved residency program in the specialty area for the relevant clinical training. This bill was incorporated into SB 1120.

Patron - Newman

SB993 Transfer of firearms; criminal history record information check; penalties. Adds a definition of "firearms show vendor" or "vendor" and requires that a criminal history record information check be performed on the prospective transferee before the vendor may transfer firearms at a gun show. Under current law, only licensed dealers must obtain such a check. The bill also requires that the promoter of a firearms show provide vendors access to licensed dealers who will conduct the criminal history record information check.

Patron - Lucas

SB1149 Expanded access to investigational drugs, biological products, and devices. Provides that a manufacturer of an investigational drug, biological product, or device may make such investigational drug, biological product, or device available to a person who has a terminal illness when (i)

no comparable or satisfactory alternative treatment options approved by the U.S. Food and Drug Administration are available to treat his terminal illness; (ii) the potential benefits of the use of the investigational drug, biological product, or device outweigh the risks of use of the investigational drug, biological product, or device; (iii) his treating physician has recommended use of the investigational drug, biological product, or device; and (iv) the person has provided informed written consent to use of the investigational drug, biological product, or device. The bill provides that a manufacturer that provides an investigational drug, biological product, or device for treatment of a person's terminal illness may provide the investigational drug, biological product, or device free of charge or may require the person to pay costs associated with manufacture of the investigational drug, biological product, or device. The bill also provides that health insurance providers may, but are not required to, provide coverage for costs associated with use of the investigational drug, biological product, or device. This bill was incorporated into SB 732.

Patron - Stuart

SB1167 Possession and administration of epinephrine auto-injectors. Requires the Commissioner of Health to identify and publish a list of certain entities or categories of entities that are located in or conduct activities in a setting where allergens capable of causing anaphylaxis may be present. The bill authorizes a prescriber to issue an order or a standing protocol in the name of such entities and authorizes an employee or agent of such entities to possess, provide, and administer epinephrine, provided such employee is trained in the administration of epinephrine. The bill also requires the Department of Health, in conjunction with the Department of Health Professions, to adopt policies and guidelines for the recognition and treatment of anaphylaxis in connection with such entities.

Patron - Hanger

SB1221 Health care institutions; assisted living facilities; reporting requirements. Requires the chief executive, chief of staff, or administrator of a hospital, other health care institution, or assisted living facility who becomes aware of information indicating that a health care professional is in need of treatment or has been committed or admitted as a patient for the treatment of substance abuse or psychiatric illness to determine that the health care professional is a danger to himself, his patients, or others before reporting such information to the Department of Health Professions. Current law requires reporting such information to the Department if the substance abuse or psychiatric illness may render the health professional a danger.

Patron - McWaters

SB1222 Expanded access to investigational drugs, biological products, and devices. Provides that a manufacturer of an investigational drug, biological product, or device may make such investigational drug, biological product, or device available to a person who has a terminal illness when (i) no comparable or satisfactory alternative treatment options approved by the U.S. Food and Drug Administration are available to treat his terminal illness; (ii) the potential benefits of the use of the investigational drug, biological product, or device outweigh the risks of use of the investigational drug, biological product, or device; (iii) his treating physician has recommended use of the investigational drug, biological product, or device; and (iv) the person has provided informed written consent to use of the investigational drug, biological product, or device. The bill provides that a manufacturer that provides an investigational drug, biological product, or device for treatment of a person's terminal illness may provide the investigational drug, biological product, or device free of charge or may

require the person to pay costs associated with manufacture of the investigational drug, biological product, or device. The bill also provides that health insurance providers may, but are not required to, provide coverage for costs associated with use of the investigational drug, biological product, or device. This bill was incorporated into SB 732.

Patron - Reeves

[F]SB1244 Practice of chiropractic; scope. Expands the scope of practice of chiropractic to include performing the physical examinations required of applicants for a new commercial driver's license or commercial driver's learner's permit or a renewal of such license or permit.

Patron - Newman

[F]SB1294 Board of Nursing; criminal history record check for applicants for licensure. Establishes state and federal criminal history background check requirements for applicants for licensure as a practical nurse or registered nurse, beginning January 1, 2016. This bill was incorporated into SB 1018.

Patron - Martin

[F]SB1310 Practitioner-owned distributorships. Prohibits a practitioner from using a medical device in the provision of services to a patient if the medical device was supplied directly or indirectly by a medical device distributor in which the practitioner or an immediate family member of the practitioner has a direct or indirect ownership interest if the services provided to the patient are paid for by the Commonwealth. The bill also provides certain exceptions to the prohibition.

Patron - Martin

[F]SB1398 Board of Counseling; criminal history records check for applicants for licensure. Establishes state and federal criminal history background check requirements for applicants for licensure as a professional counselor, marriage and family therapist, or licensed substance abuse treatment practitioner.

Patron - Petersen

Property and Conveyances

Passed

[P]HB1451 Landlord and tenant laws. Provides that in cases of a change in use, the 120-day termination notice shall not be waived, except in the case of a tenancy from month to month, which may be terminated by the landlord by giving the tenant 30 days' written notice prior to the next rent due date of the landlord's intention to terminate the tenancy. The bill, among other things, (i) allows an owner, manager, or operator of a commercial or residential building or campground to include water, sewer, electrical, natural gas, or other utilities in the amount of rent or additional rent as specified in the rental agreement or lease; (ii) prohibits a landlord from photocopying a U.S. government-issued identification under certain circumstances; (iii) allows a landlord and a tenant to agree in a rental agreement that the tenant pay prepaid rent; and (iv) allows a landlord or managing agent to enter into an agreement with a third-party service provider to maintain tenant records in electronic form or other medium. In such case, the landlord and managing agent shall not be liable in the event of a breach of the electronic data of such third-party service provider, except in the case of gross negligence or intentional act. The bill also provides that nothing shall be construed to require a landlord or

managing agent to indemnify such third-party service provider. The bill contains technical amendments.

Patron - Miller

[P]HB1452 Landlord and tenant law; who may recover rent and possession. Adds an employee who has proper written authorization by a manager, general partner, or trustee of a family trust to sign pleadings as the agent of the business entity to obtain a judgment for possession or for rent or damages.

Patron - Miller

[P]HB1642 Virginia Residential Property Disclosure Act; representations related to special flood hazard zones. Requires the owner's representation to a prospective purchaser of residential property under the Virginia Residential Property Disclosure Act that the owner makes no representations with respect to whether the property is located in one or more special flood hazard areas and purchasers are advised to exercise whatever due diligence they deem necessary, including (i) obtaining a flood certification or mortgage lender determination of whether the property is located in one or more special flood hazard areas, (ii) review of any map depicting special flood hazard areas, and (iii) whether flood insurance is required, in accordance with terms and conditions as may be contained in the real estate purchase contract, but in any event, prior to settlement pursuant to such contract. The bill contains technical amendments. This bill is identical to SB 775.

Patron - Stolle

[P]HB1739 Landlord and tenant laws; applicability to campgrounds. Provides that campgrounds are not subject to the landlord and tenant law or the Virginia Residential Landlord and Tenant Act. The bill contains technical amendments.

Patron - Hodges

[P]HB1794 Advertisement of foreclosure sale by a trustee or trustees in execution of a deed of trust; time-share properties. Allows the optional streamlined advertisement of a time-share property being foreclosed upon, requiring publication of the time, place, and date of sale; identification of the time-share being sold; contact information for obtaining further information about the sale; and a website address where more complete information and documentation can be obtained. The bill is a recommendation of the Virginia Housing Commission. This bill is identical to SB 1015.

Patron - Knight

[P]HB1867 Virginia Residential Landlord and Tenant Act; visible mold remediation. Provides that where there is visible evidence of mold in a dwelling unit, the landlord shall promptly remediate the mold conditions in accordance with the requirements for visible mold remediation and reinspect the dwelling unit to confirm that there is no longer any visible evidence of mold in the dwelling unit. The bill requires the landlord to make available to the tenant copies of any available written information related to the remediation of mold.

Patron - Krupicka

[P]HB1905 Landlord and tenant law; retaliatory conduct by landlord. Removes the requirement in the Virginia Residential Landlord and Tenant Act that the court determine that the "primary" reason for a landlord taking an action for possession or termination of a rental agreement is retaliation. The tenant continues to have the burden of proving retaliatory intent. The bill also adds in landlord and tenant law a provision prohibiting retaliatory conduct by the landlord.

Patron - Lopez

HB1921 Virginia Self-Service Storage Act; notice of default. Provides that the required notices of default may be sent by the owner of a self-storage facility by electronic means if (i) expressly provided for in the rental agreement and (ii) the sender retains sufficient proof of the electronic delivery, which may be an electronic receipt of delivery, a confirmation that the notice was sent by facsimile, or a certificate of service prepared by the sender confirming the electronic delivery. The bill also adds that any such notice shall be presumed delivered when it is sent by such electronic means, provided that the sender retains sufficient proof of the electronic delivery. The bill provides that in the event of a dispute, the sender shall have the burden to demonstrate delivery of the notice of default. The bill adds a definition of verified mail that adds the option of using a private delivery service that provides evidence of mailing.

Patron - Anderson

HB2055 Condominium Act; suspension of voting rights prohibited. Provides that except to the extent that the condominium instruments provide otherwise, the voting interest allocated to the unit or member that has been suspended by the unit owners' association or the executive organ pursuant to the condominium instruments shall not be counted in the total number of voting interests used to determine the quorum for any meeting or vote under the condominium instruments. The bill contains a technical amendment.

Patron - Pogge

HB2080 Condominium Act and Property Owners' Association Act; notice of sale under deed of trust. Clarifies that the required notice of a sale under a deed of trust applies to individual residential lots located in a development subject to the Property Owners' Association Act. The bill also provides that upon receipt of such notice, the governing body of a unit owners' association or of a property owners' association, on behalf of the association, shall exercise whatever due diligence it deems necessary with respect to the unit or lot subject to such sale to protect the interests of the association. In addition, the bill (i) amends the definition of "unit owner" in the Virginia Condominium Act to include any purchaser of a condominium unit at a foreclosure sale, regardless of whether the deed is recorded in the land records where the unit is located, and (ii) adds a definition of "lot owner" in the Virginia Property Owners' Association Act. This bill is identical to SB 1157.

Patron - Leftwich

HB2100 Condominium and Property Owners' Association Acts; allowable charges; rental of units. Confirms the Condominium Act to the Property Owners' Association Act with regard to the prohibition on a unit owners' association's charging any fees not expressly authorized by law or in the declaration. The bill also (i) provides that an association may not limit or prohibit an owner from renting his unit or lot and may not charge fees for any rental or other processing fee in excess of \$50 as a condition of approval of the rental, (ii) sets new rules for providing association disclosure documents electronically, and (iii) requires an association to maintain a website link for 90 days if the disclosure packet is provided electronically by that link. The bill contains technical amendments.

Patron - Peace

SB762 Tenancy by the entireties; property held in trust. Clarifies that the proceeds of the sale of property held as tenants by the entireties in a trust retain the same immunity from a separate creditor of one spouse as is provided for the property itself. The bill also clarifies that property held in trust where both spouses are beneficiaries of one trust or where each spouse is a beneficiary of a separate trust and the two separate

trusts together hold the entire property is a tenancy by the entireties, provided that the other requirements for such a tenancy are met. Finally, the bill clarifies that the creditor protection provided under current law may be waived. The provisions of this bill apply to any property of a husband and wife that is held by them as tenants by the entireties and conveyed to their joint revocable or irrevocable trusts, or to their separate revocable or irrevocable trusts, regardless of whether such conveyance occurred before or after the effective date of this bill.

Patron - Edwards

SB775 Virginia Residential Property Disclosure Act; representations related to special flood hazard zones. Requires the owner's representation to a prospective purchaser of residential property under the Virginia Residential Property Disclosure Act that the owner makes no representations with respect to whether the property is located in one or more special flood hazard areas and purchasers are advised to exercise whatever due diligence they deem necessary, including (i) obtaining a flood certification or mortgage lender determination of whether the property is located in one or more special flood hazard areas, (ii) review of any map depicting special flood hazard areas, and (iii) whether flood insurance is required, in accordance with terms and conditions as may be contained in the real estate purchase contract, but in any event, prior to settlement pursuant to such contract. The bill contains technical amendments.

Patron - Locke

SB1008 Condominium and Property Owners' Association Acts; statement of unit and lot owner rights. Provides that every unit owner under the Virginia Condominium Act and every lot owner under the Property Owners' Association Act who is a member in good standing of the unit owners' association or property owners' association has the right (i) of access to all books and records kept by or on behalf of the association, (ii) to cast a vote on any matter requiring a vote by the association's membership in proportion to the unit or lot owner's ownership interest, (iii) to have notice of any meeting of the executive organ or board of directors and to record and participate in such meeting, (iv) to have notice of any proceeding conducted against the unit or lot owner to enforce any rule or regulation of the association and the opportunity to be heard and represented by counsel at such proceeding, and (v) to serve on the executive organ or board of directors if duly elected.

Patron - Petersen

SB1015 Advertisement of foreclosure sale by a trustee or trustees in execution of a deed of trust; time-share properties. Allows the optional streamlined advertisement of a time-share property being foreclosed upon, requiring publication of the time, place, and date of sale; identification of the time-share being sold; contact information for obtaining further information about the sale; and a website address where more complete information and documentation can be obtained. The bill is a recommendation of the Virginia Housing Commission. This bill is identical to HB 1794.

Patron - Cosgrove

SB1157 Condominium Act and Property Owners' Association Act; notice of sale under deed of trust. Clarifies that the required notice of a sale under a deed of trust applies to individual residential lots located in a development subject to the Property Owners' Association Act. The bill also provides that upon receipt of such notice, the governing body of a unit owners' association or of a property owners' association, on behalf of the association, shall exercise whatever due diligence it deems necessary with respect to the unit or lot subject to such

sale to protect the interests of the association. In addition, the bill (i) amends the definition of "unit owner" in the Virginia Condominium Act to include any purchaser of a condominium unit at a foreclosure sale, regardless of whether the deed is recorded in the land records where the unit is located, and (ii) adds a definition of "lot owner" in the Virginia Property Owners' Association Act. This bill is identical to HB 2080.

Patron - Cosgrove

[P]SB1312 Private roads; covenants; maintenance and improvements. Provides that notwithstanding any provision of a recorded deed or plat to the contrary, a private road serving a subdivision of 50 or fewer lots may be dedicated for public use and may be taken into the secondary state highway system, if the owner of the fee interest in such private road obtains the written consent of every lot owner in the subdivision whose lot is served by the private road and the holder of any restrictive covenant or easement rights over and concerning the private road prior to making such dedication and before requirements for acceptance of the road into the secondary state highway system are met. Such consent shall be recorded in the land records of the clerk's office of the circuit court of the county wherein the private road is located.

Patron - Lewis

[P]SB1390 Virginia Condominium Act; meetings of the unit owners' association; quorum. Provides for a unit owners' association or unit owner to petition the circuit court to order a meeting of the unit owners' association for the purpose of the election of officers if (i) no annual meeting has been held due to the failure to obtain a quorum of unit owners as specified in the condominium instruments and (ii) the unit owners' association has made good faith attempts to convene a duly called annual meeting of the unit owners' association in three successive years that have been unsuccessful due to the failure to obtain a quorum.

Patron - Marsden

Failed

[F]HB1447 Foreclosure procedures; assignment of deed of trust; penalty. Provides that the trustee under any deed of trust or mortgage shall not proceed with any sale of the property unless the land records of the county or city in which the property is located contain a duly recorded assignment to the person who asserts that he is the holder of the obligation. The trustee may proceed with the sale (i) upon the recordation of any assignments not recorded or, if an intervening assignment cannot be located, upon the receipt of an affidavit from the party secured that he is the party secured by the deed of trust and (ii) upon the payment by the person who asserts that he is the holder of the obligation of any fees and taxes for recording the assignment. The bill also provides that a nominee of a grantee or mortgagee for a deed of trust or mortgage has no authority to request that the trustee proceed with any sale of the property conveyed to him by the deed of trust or mortgage. The bill also requires that the party secured by the deed of trust or mortgage provide notice of his intent to foreclose to the property owner at least 45 days before any proposed sale. The bill provides further that a person who (a) knowingly makes, uses, or causes to be made or used any false or fraudulent record, document, or statement or (b) knowingly swears or affirms falsely to any matter in support of any foreclosure is liable for a civil penalty of \$5,000, which shall be paid into the local treasury. The bill also creates a civil cause of action for such a violation in favor of the owner of the property foreclosed on.

Patron - McQuinn

[F]HB1450 Virginia Residential Property Disclosure Act; representations related to special flood hazard areas and stormwater facility maintenance agreements. Requires the residential property disclosure statement provided by a property owner to a prospective purchaser under the Virginia Residential Property Disclosure Act to include explanation that the owner makes no representation with respect to the presence of any maintenance agreement for any stormwater detention facility on the property or with respect to whether the property resides in any special flood hazard area. The bill requires the statement to advise prospective purchasers to exercise whatever diligence they deem necessary to determine the presence of any such agreement or location of any such special flood hazard areas prior to settlement.

Patron - Miller

[F]HB1658 Property Owners' Association Act; procedures for amending declaration and bylaws. Sets out requirements to be followed by a property owners' association when amending its declaration or bylaws.

Patron - Rust

[F]HB2093 Virginia Residential Landlord and Tenant Act; door locks. Adds the requirement for landlords to install new locks or rekey existing locks in any exterior swinging entrance door to a dwelling unit when there is a change in tenancy in such unit under certain circumstances.

Patron - Keam

[F]HB2341 Disposition of unclaimed property; contents of reports; notice published by State Treasurer. Adds a requirement for the inclusion of the estimated value of the unclaimed property in the report submitted by a holder of funds or property presumed abandoned. The bill also requires the State Treasurer to include in the notices published by him the date of delivery of such property.

Patron - Davis

[F]HB2398 Escheat of unclaimed U.S. savings bonds. Establishes a procedure for the escheat to the Commonwealth of unclaimed U.S. savings bonds. The measure declares that U.S. savings bonds held or owing in the Commonwealth by any person, issued or owed in the course of a holder's business, or held by a state or other government, governmental subdivision, agency, or instrumentality are presumed to be abandoned in the Commonwealth if (i) the last known address of the owner is in the Commonwealth and (ii) the savings bond has remained unclaimed and unredeemed for five years after final maturity. Such bonds that are presumed abandoned shall escheat to the Commonwealth one year after such bonds are presumed abandoned, provided that the administrator obtains a court judgment affirming the escheat. The administrator is required to redeem such bonds that have escheated to the Commonwealth, and the balance of proceeds shall be deposited into the Literary Fund pursuant to Article VIII, Section 8 of the Constitution of Virginia.

Patron - Ware

[F]SB1087 Option contracts for the purchase of residential property; required provisions. Establishes required contract provisions whenever an owner of residential property enters into an option contract with another party to purchase the residential property. The bill also provides that any residential rental agreement that is entered into will be subject to the Virginia Residential Landlord and Tenant Act. Under the bill, if the required provisions are not included in the contract, the other party to the contract shall have the right to cancel the contract at any time and shall be entitled to (i) a full refund of any amount paid to the seller under the contract; (ii) actual

damages or \$500, whichever is greater; and (iii) reasonable attorney fees.

Patron - Vogel

[F]SB1305 Unclaimed property; funds owed under a life insurance policy, annuity, or retained asset account; use of the master death master file. Requires insurance companies to perform a semiannual comparison of their in-force policies, annuities, and retained asset accounts issued in the Commonwealth after January 1, 2016, against the U.S. Social Security Administration death master file or its equivalent to identify potential death master file matches. If a match between information contained in the death master file and an in-force policy, annuity, or account is found, the measure requires the insurance company, within 90 days of obtaining such information, to complete a good faith effort to verify the death of the individual through other available records and information. If the individual's death is confirmed and a beneficiary or authorized representative has not communicated with the insurance company within the 90-day period, it shall take reasonable steps to locate and contact the beneficiary or beneficiaries or authorized representative. If the beneficiaries or owners cannot be found, the benefits are presumed abandoned and the insurance company is required to report and remit the benefits to the State Treasurer under the Uniform Disposition of Unclaimed Property Act. The requirements do not apply to any life or endowment insurance policy, annuity, or retained asset account for which the insurance company is receiving premiums outside of the policy account value by check, bank draft, payroll deduction, or any other similar method of active premium payment within the 18 months immediately preceding death master file comparison. The measure also (i) includes provisions allowing an insurance company to report and remit the proceeds to the State Treasurer on an early reporting basis, without further notice to or consent by the State Treasurer, after attempting to contact the beneficiary, and (ii) provides that the terms of any resolution agreement, regulatory settlement agreement, or voluntary disclosure agreement that an insurance company has entered into regarding the use of the master death file to terminate annuity payments but not to locate life insurance beneficiaries shall supersede the requirements of the established by the bill.

Patron - Reeves

[F]SB1465 Escheat of unclaimed U.S. savings bonds. Establishes a procedure for the escheat to the Commonwealth of unclaimed U.S. savings bonds. The measure declares that U.S. savings bonds held or owing in the Commonwealth by any person, issued or owed in the course of a holder's business, or held by a state or other government, governmental subdivision, agency, or instrumentality are presumed to be abandoned in the Commonwealth if (i) the last known address of the owner is in the Commonwealth and (ii) the savings bond has remained unclaimed and unredeemed for 10 years after final maturity. Such bonds that are presumed abandoned shall escheat to the Commonwealth one year after such bonds are presumed abandoned, provided that the administrator obtains a court judgment affirming the escheat. The administrator is required to send notice of the escheat to the former owner of each escheated bond, if known, and to include the name and address of former owners in any published notice of unclaimed property. The administrator is required to redeem such bonds that have escheated to the Commonwealth, and the balance of proceeds shall be deposited into the Literary Fund pursuant to Article VIII, Section 8 of the Constitution of Virginia. A person making a claim for an escheated savings bond may file a claim with the administrator and the administrator shall pay the claim upon receipt of proof of the validity of the claim.

Patron - Watkins

Public Service Companies

Passed

[P]HB1475 Natural gas utilities; recovery of system expansion infrastructure costs. Establishes a procedure under which a natural gas utility may seek State Corporation Commission (SCC) approval of a system expansion plan that includes, among other things, a schedule for recovery of eligible system expansion infrastructure costs through a system expansion rider and a methodology for deferral of unrecovered eligible system expansion costs. A system expansion plan and system expansion rider shall allocate and charge costs in accordance with cost causation principles in order to avoid any undue cross-subsidization between rate classes. The SCC is barred from examining other revenue requirement or ratemaking issues in its consideration of the natural gas utility's application. Costs recovered under this measure shall be in addition to all other costs that the natural gas utility is permitted to recover, shall not be considered an offset to other approved costs of service or revenue requirements, and shall not be included in any computation relative to a performance-based regulation plan revenue-sharing mechanism. The measure does not apply to interstate pipeline companies regulated by the Federal Energy Regulatory Commission. Construction projects undertaken pursuant to this measure are required to be completed in accordance with standards filed with the Department of Environmental Quality. This bill is identical to SB 1163.

Patron - Ware

[P]HB1950 Electric utilities; net energy metering. Increases, from 500 kilowatts to one megawatt, the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's nonresidential customer that may be eligible for participation in the utility's net energy metering program. In addition, the capacity of any generating facility installed under this section after July 1, 2015, shall not exceed the expected annual energy consumption based on the previous 12 months of billing history or an annualized calculation of billing history if 12 months of billing history is not available. The measure also (i) requires any eligible customer-generator seeking to participate in net energy metering to notify its supplier and receive approval to interconnect prior to installation of an electrical generating facility and (ii) clarifies requirements regarding the customer-generator's obligation to bear the costs of equipment required for the interconnection to the supplier's electric distribution system. The change to the definition of an eligible customer-generator affects the definition of a qualified energy project as used in the Virginia Small Business Financing Act. This bill is identical to SB 1395.

Patron - McClellan

[P]HB2237 Electric utilities; costs of solar energy facilities. Authorizes an investor-owned electric utility that purchases a generation facility consisting of at least one megawatt of generating capacity using energy derived from sunlight and located in the Commonwealth and that utilizes goods or services sourced, in whole or in part, from one or more Virginia businesses, to recover the costs of acquiring the facility, with an enhanced rate of return on equity, through a rate adjustment clause. A utility filing a petition for approval of such a project may propose a rate adjustment clause based on a market index in lieu of a cost of service model for such facility. The measure also states that (i) the construction or purchase by a utility of one or more generation facilities with at least one megawatt of generating capacity, and with an aggregate rated capacity that does not exceed 500 megawatts, that use energy

derived from sunlight and are located in the Commonwealth, regardless of whether any of such facilities are located within or without the utility's service territory, and (ii) planning and development activities for a new utility-owned and utility-operated generating facility or facilities utilizing energy derived from sunlight with an aggregate capacity of 500 megawatts, are in the public interest.

Patron - Yancey

SB1163 Natural gas utilities; recovery of system expansion infrastructure costs. Establishes a procedure under which a natural gas utility may seek State Corporation Commission (SCC) approval of a system expansion plan that includes, among other things, a schedule for recovery of eligible system expansion infrastructure costs through a system expansion rider and a methodology for deferral of unrecovered eligible system expansion costs. A system expansion plan and system expansion rider shall allocate and charge costs in accordance with cost causation principles in order to avoid any undue cross-subsidization between rate classes. The SCC is barred from examining other revenue requirement or ratemaking issues in its consideration of the natural gas utility's application. Costs recovered under this measure shall be in addition to all other costs that the natural gas utility is permitted to recover, shall not be considered an offset to other approved costs of service or revenue requirements, and shall not be included in any computation relative to a performance-based regulation plan revenue-sharing mechanism. The measure does not apply to interstate pipeline companies regulated by the Federal Energy Regulatory Commission. Construction projects undertaken pursuant to this measure are required to be completed in accordance with standards filed with the Department of Environmental Quality. This bill is identical to HB 1475.

Patron - Saslaw

SB1331 Natural Gas Conservation and Ratemaking Efficiency Act; cost-effective programs. Requires the State Corporation Commission, when determining whether a natural gas conservation or energy efficiency program is cost-effective, to assign administrative costs associated with the conservation and ratemaking efficiency plan to the portfolio as a whole. The measure requires the assignment of education and outreach costs associated with each program in a portfolio of programs to such program, and not to individual measures within a program, when such administrative, education, or outreach costs are not otherwise directly assignable. The measure also provides that a cost-effective conservation and energy efficiency program shall not include a program designed to convert propane customers to natural gas.

Patron - Petersen

SB1334 Electric utilities; cost recovery. Permits investor-owned electric utilities to recover from certain customers, through a rate adjustment clause, the projected and actual costs of designing, implementing, and operating State Corporation Commission-approved programs that accelerate the vegetation management of distribution rights-of-way. The measure provides that these costs shall not be allocated to or recovered from certain classes of large customers.

Patron - Chafin

SB1349 Electric utility regulation; suspension of reviews of earnings. Bars the State Corporation Commission (SCC) from conducting a biennial review of the rates, terms, and conditions for any service of (i) Dominion Virginia Power for the five test periods beginning January 1, 2015, and ending December 31, 2019, and (ii) Appalachian Power for the four test periods beginning January 1, 2014, and ending December 31, 2017 (the Transitional Rate Period). An investor-owned incumbent electric utility's existing tariff rates shall not be

adjusted between the beginning of the Transitional Rate Period and the conclusion of the first biennial review after the conclusion of the Transitional Rate Period, except as permitted for fuel factor and purchased power cost adjustments, rate adjustment clauses, and emergency temporary rate increases. During the Transitional Rate Period, the SCC shall have the right to inspect the books, papers, and documents of any such utility and to require it to provide special reports and statements concerning its business. The SCC is directed to conduct two biennial proceedings for each such utility during the Transitional Rate Period to determine what constitutes the utility's fair rate of return on common equity for use in connection with rate adjustment clauses. Dominion Virginia Power is prohibited from recovering from customers 50 percent of certain deferred fuel expenses, and the SCC is required to reduce the utility's fuel factor rate. Except for early retirement plans identified in an integrated resource plan filed by September 1, 2014, an electric utility shall not permanently retire an electric power generation facility from service during the Transitional Rate Period without first obtaining the SCC's approval, which may be granted if the SCC determines that the retirement is reasonable and prudent. During the Transitional Rate Period, an electric utility shall recover the costs associated with asset impairments related to early retirement determinations for utility generation facilities resulting from the implementation of carbon emission guidelines for existing electric power generation facilities issued pursuant to § 111(d) of the Clean Air Act, costs associated with severe weather events, and costs associated with natural disasters, only through its existing tariff rates for generation or distribution services. During the Transitional Rate Period, the SCC and Department of Environmental Quality shall provide reports that address issues related to the implementation of such carbon emission guidelines issued pursuant to the federal Clean Air Act. The measure also (i) authorizes a utility to recover, through a rate adjustment clause, the costs of constructing or purchasing solar energy facilities and (ii) requires Dominion Virginia Power and Appalachian Power to conduct and fund pilot programs for energy assistance and weatherization for low income, elderly, and disabled individuals in their respective service territories in the Commonwealth. The measure also requires each electric utility to file updated integrated resource plans by July 1, 2015, and thereafter each May 1; currently, such updates are required to be filed biennially. Such plans are required to consider options for maintaining and enhancing rate stability, energy independence, economic development including retention and expansion of energy-intensive industries, and service reliability. In preparing a plan, a utility is required to evaluate the effect of current and pending environmental regulations upon the continued operation of existing electric generation facilities or options for construction of new electric generation facilities and the most cost effective means of complying with current and pending environmental regulations.

Patron - Wagner

SB1395 Electric utilities; net energy metering. Increases, from 500 kilowatts to one megawatt, the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's nonresidential customer that may be eligible for participation in the utility's net energy metering program. In addition, the capacity of any generating facility installed under this section after July 1, 2015, shall not exceed the expected annual energy consumption based on the previous 12 months of billing history or an annualized calculation of billing history if 12 months of billing history is not available. The measure also (i) requires any eligible customer-generator seeking to participate in net energy metering to notify its supplier and receive approval to interconnect prior to installation of an electrical generating facility and (ii) clarifies requirements regarding the customer-generator's obligation to

bear the costs of equipment required for the interconnection to the supplier's electric distribution system. The change to the definition of an eligible customer-generator affects the definition of a qualified energy project as used in the Virginia Small Business Financing Act. This bill is identical to HB 1950.

Patron - Dance

Failed

HB1622 Electric utilities; net energy metering. Increases the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's residential customer that may be eligible for participation in the utility's net energy metering program from 20 kilowatts to 40 kilowatts. The measure also increases the maximum generating capacity of such a facility owned or operated by a nonresidential customer that may be eligible for participation in such a program from 500 kilowatts to one megawatt. This change to the definition of an "eligible customer-generator" also affects the definition of a "qualified energy project" as used in the Virginia Small Business Financing Act.

Patron - Sullivan

HB1636 Electric utilities; net energy metering; community subscriber organizations. Directs the State Corporation Commission to establish by regulation a program that affords community subscribers and community subscriber organizations the opportunity to participate in net energy metering. A community subscriber is a retail customer of an electric utility who owns a subscription in a community generation facility and receives on-bill credits for each kilowatt hour of energy produced by their portion of the community generation facility. The subscriber's premises is required to be located in the service territory of the utility in which the community generation facility is located and in the county in which the community generation facility is located or a neighboring county. A community generation facility is an electrical generating facility that uses as its total source of fuel renewable energy and has a capacity of not more than two megawatts. The measure also increases the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's nonresidential customer, or a customer that operates a generation facility as part of an agricultural operation, that may be eligible for participation in the utility's net energy metering program from 500 kilowatts to two megawatts.

Patron - Minchew

HB1696 Public service corporations; access to public records. Makes a public service corporation subject to the public records provisions of the Virginia Freedom of Information Act with respect to any project or activity for which it may exercise the power of eminent domain and has filed or prefiled for a certificate or other permitting document.

Patron - Bell, Richard P.

HB1729 Distributed electric generation; community solar gardens. Authorizes the establishment of community solar gardens, which are required to be owned by a subscriber organization that has at least 10 subscribers. Subscribers will receive credits on their utility bills from energy generated at the solar facility in proportion to the size of their subscription. The output and renewable energy credits from a solar garden shall be purchased by the utility in the form of net metering credits allocated to the subscribers. To the extent that a subscriber's net metering credit exceeds the subscriber's electric bill in any billing period, the credit will be applied against future bills. If the electricity output of the community solar garden is not fully subscribed, the utility is required to pur-

chase the unsubscribed renewable energy at a rate equal to the utility's average hourly incremental cost of electricity supply over the immediately preceding calendar year.

Patron - Sullivan

HB1730 Electric and natural gas utilities; energy efficiency goals. Requires investor-owned electric utilities, cooperative electric utilities, and investor-owned natural gas distribution utilities to meet incremental annual energy efficiency goals. Electric utilities are required to implement cost-effective energy efficiency measures to achieve the goal of two percent savings by 2030, with interim goals that start at 0.5 percent for 2016 and increase incrementally to 2030. Gas utilities are required to achieve the goal of one percent savings by 2030, with interim goals that start at 0.25 percent for 2016 and increase incrementally to 2030. The utilities are required to submit energy efficiency plans with the State Corporation Commission. The Commission shall (i) require utilities to report annually on their efforts and progress in meeting the incremental annual energy efficiency goals; (ii) establish requirements for programs implemented by utilities to comply with the incremental annual energy efficiency goals; and (iii) design performance incentives that shall reward utilities for meeting or exceeding efficiency goals. The Commission may consider a penalty for failing to meet efficiency goals.

Patron - Sullivan

HB1911 Electric utilities; net energy metering; standby charges. Requires the State Corporation Commission, before approving a supplier's proposed standby charge methodology, to find that a value of solar analysis demonstrates that the standby charges reflect the supplier's net costs or benefits properly associated with serving the customers that have installed a net metered generation facility. The bill specifies that a value of solar analysis determines such net costs or benefits by subtracting the value of all benefits provided to the supplier or the electric grid as a result of the installation and operation of the solar generation facility from the portion of the supplier's infrastructure costs that are properly associated with serving such customers.

Patron - Lopez

HB1912 Electric utilities; net energy metering. Increases, from 500 kilowatts to two megawatts, the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's nonresidential customer that may be eligible for participation in the utility's net energy metering program. This change to the definition of an "eligible customer-generator" also affects the definition of a "qualified energy project" as used in the Virginia Small Business Financing Act.

Patron - Lopez

HB1913 Electric utilities; renewable energy resources and energy efficiency goals. Revises the existing voluntary renewable energy portfolio standard program to require participating utilities to make investments in solar energy generation, onshore wind generation, offshore wind generation, and cumulative energy efficiency savings by calendar year 2030, but does not provide sanctions on a utility that fails to meet this goal. The measure (i) deletes provisions of the existing renewable energy portfolio standard program that provide credits for qualified investments by a participating utility in research and development programs and activities; (ii) deletes the double and triple credits for certain types of renewable energy generation while retaining the double credit for energy from on-shore wind obtained under power purchase agreements entered into prior to January 1, 2013; and (iii) requires participating utilities, through the implementation of energy efficiency and demand-side management programs, by

calendar year 2022 to reduce the consumption of electric energy by retail customers by an amount equal to 10 percent of the amount of electric energy consumed by retail customers in 2006. The measure also provides that for compliance with any RPS Goal for calendar years 2015 through 2025, a utility may only apply renewable energy generated from renewable energy generation facilities owned by the utility, renewable energy purchased or acquired by the utility from a non-utility generator, renewable energy certificates purchased or acquired by the utility from customer-generators participating in net energy metering, or renewable energy certificates purchased or acquired by the utility from generators in the interconnection region of the regional transmission entity, except that a utility may not apply such renewable energy certificates to meet more than 20 percent of the sales requirement for the RPS Goal in any year.

Patron - Lopez

[F]HB1925 Renewable energy; third party power purchase agreements. Replaces the pilot program enacted in 2013 that authorized certain third party power purchase agreements providing financing of certain renewable generation facilities. The measure requires the State Corporation Commission to establish third party power purchase agreement programs for eligible customer-generators in the service territories of Dominion Virginia Power and AEP. This measure differs from the existing pilot program in that (i) the existing pilot program applies only to Dominion Virginia Power and (ii) the maximum size of a renewable generation facility is increased from one megawatt to two megawatts.

Patron - Lopez

[F]HB2073 Electric utilities; net energy metering; energy balancing devices. Directs the State Corporation Commission to establish a program for eligible energy balancing customers, which are customers that own an energy balancing device that provides value to the electric utility or regional transmission entity in the form of spinning reserve, frequency regulation, distribution system support, reactive power, demand response, or other electric grid services. An energy balancing device means either a grid-integrated electric vehicle or an electric battery that absorbs and returns energy to the electric grid on either a second-to-second response basis that provides frequency regulation or on a longer-term daily response basis that returns that energy to the electric grid during peak periods of demand. An energy balancing device does not add net electricity to the grid over a net metering period. An eligible energy balancing customer will be credited for the electricity it adds to the grid at the rate charged for the customer's usage of electricity.

Patron - Toscano

[F]HB2075 Renewable energy portfolio standard program; solar renewable energy certificate registration system. Requires the State Corporation Commission to establish and maintain a registry for solar renewable energy certificates (SRECs). The SREC registry shall include pertinent information regarding all available SRECs and SREC transactions among electric suppliers in the Commonwealth, including (i) the creation and application of SRECs, (ii) the number of SRECs sold or transferred, and (iii) the price paid for the sale or transfer of SRECs.

Patron - Toscano

[F]HB2155 Energy diversification requirement. Establishes a schedule by which Virginia's two largest investor-owned electric utilities are required to achieve certain percentages of quantified energy diversification (QED). QED consists of energy generated at new zero-emitting energy facilities and energy savings achieved through demand-side efficiency. The

required amounts of QED start at 0.25 percent of a utility's retail sales in calendar year 2016 and ramp up in ensuing years to 35 percent of its retail sales in 2030 and thereafter. The measure requires that not less than 40 percent of the required amount of QED that a utility is required to achieve be from demand-side efficiency, which consists of distributed generation, demand response, and energy efficiency programs. If a utility fails to meet the required percentage of sales in a calendar year from these sources, it is required to make a noncompliance payment of \$200 per megawatt hour short of the requirement. The measure provides for the issuance of certain credits by the Department of Mines, Minerals and Energy or its appointee. A utility establishes that it has met a requirement by submitting credits that evidence compliance. Noncompliance payments will be deposited in the Deployment Investment Fund created by the bill. A utility is entitled to recover its costs of compliance with the requirements, including noncompliance payments if they are less than the cost of available credits, through a rate adjustment clause.

Patron - Sickles

[F]HB2219 Utility-scale solar energy facilities. Declares that the construction by Appalachian Power or Dominion Virginia Power of utility-scale solar energy facilities with an aggregate rated capacity that does not exceed 500 megawatts is in the public interest. The bill authorizes these utilities to petition the State Corporation Commission for a certificate of public convenience and necessity to construct such a facility that has a rated capacity of not less than 20 megawatts, regardless of whether the facility will be located in the utility's service territory. The costs of the facility are recoverable through a rate adjustment clause, provided that the total rated capacity added by these facilities does not exceed 500 megawatts. The measure sunsets on January 1, 2019.

Patron - Yost

[F]HB2244 Electric utilities; integrated resource plans. Requires electric utilities serving two million or more customers in the Commonwealth to file an integrated resources plan (IRP) by September 1 of each year. Currently, they are required to file an IRP at least every two years. The measure requires copies of the IRP to be provided to the Chairmen of the House and Senate Committees on Commerce and Labor and to the chairman of the Commission on Electric Utility Regulation. The measure also requires that IRPs evaluate compliance options to minimize effects on customer rates of pending federal environmental rules.

Patron - James

[F]HB2274 Electric utilities; cost recovery. Permits investor-owned electric utilities to recover from certain customers, through a rate adjustment clause, the projected and actual costs of designing, implementing, and operating State Corporation Commission-approved programs that accelerate the vegetation management of distribution rights-of-way. The measure provides that these costs shall not be allocated to or recovered from certain classes of large customers.

Patron - Kilgore

[F]HB2325 Utility pole attachments; broadband service providers. Requires each public utility, including electric cooperatives, to provide broadband service providers with neutral and nondiscriminatory access to any pole, duct, conduit, or right-of-way it owns or controls. The State Corporation Commission (SCC) is authorized to determine just and reasonable rates, terms, conditions, and costs for such attachments to its poles. The existing provisions that address pole attachments by telecommunications service providers and cable television systems are conformed to these new provisions for broadband service providers. The SCC is directed, in implementing the

provisions of this measure, to rely on interpretations by the Federal Communications Commission and the federal judiciary of terms and concepts included in this measure that are used or defined in the pole attachments section of the federal Communications Act.

Patron - Minchew

[F]HB2333 Underground electrical line; pilot program. Establishes a pilot program for the placement of a new electrical line of 230 kilovolts or more to be placed underground. The bill establishes criteria for participation in the project. The costs of the project shall be recoverable through a rate adjustment clause and entirely assigned to the utility's Virginia jurisdictional customers.

Patron - Marshall, R.G.

[F]HB2334 Electrical transmission lines; underground placement. Requires the State Corporation Commission (SCC), when making a determination about the method of installation of an electrical transmission line of 138 kilovolts or more, to require that the line be installed underground if the SCC determines that the incremental costs of placing or installing the line underground are less than the damage to affected properties. The damage to affected properties is the aggregate of the net diminution in the fair market value of all parcels of real property located within one-half mile of any point on the proposed route or corridor resulting from the overhead installation of the line. If the SCC requires the line to be installed underground, the utility may recover the costs of the underground placement of the line through a rate adjustment clause that provides that such costs shall be assigned to its Virginia jurisdictional customers.

Patron - Marshall, R.G.

[F]HB2344 Dulles Greenway. Amends the powers and responsibilities of the State Corporation Commission (SCC) to regulate toll road operators under the Virginia Highway Corporation Act of 1988. The measure adds requirements that toll rates not materially discourage the public's use of the toll road, that the cost of operating the toll road be reasonably apportioned across all toll road users based on the relative distance each class of user travels on the toll road such that the toll rates are established in a reasonable and nondiscriminatory manner in relation to the benefit obtained, and that toll rates shall provide the operator with no more than a reasonable return. In addition, the measure (i) requires the SCC, by October 1, 2015, to initiate an investigation into the tolls charged by all operators subject to the Act and to issue a ruling by April 1, 2016, on its investigation as to whether the current tolls charged by the operator comply with such new requirements; (ii) prohibits the SCC from using the fact that any incremental return resulting from increased traffic related to a relative change in potential toll users that is greater than zero on a cumulative basis as the sole basis for finding that the operator's return exceeds a reasonable level as specified in such new requirements, during any future complaint proceeding; (iii) requires the SCC, in its initial investigation, to develop a baseline from which it can measure the relative change in potential toll users and directs how the incremental return shall be computed; (iv) prohibits an operator from seeking a toll increase that attempts to raise its return above the reasonable level; (v) requires the full disclosure, in public financial reports to the SCC, of the details of any related party transactions; and (vi) establishes a presumption that any related party transactions shall be presumed to be imprudent and excluded from costs used for any purpose, including but not limited to costs of lobbyists, excessive compensation, and entertainment expenses, unless the operator provides information showing that at least three separate

competitive bids demonstrate that the operator could not have achieved better contract terms from a third party.

Patron - Ramadan

[F]HB2356 Underground transmission lines; pilot program. Establishes a pilot program for the placement of three or more new electrical lines of 230 kilovolts or more to be placed underground. The bill establishes criteria for participation in the project. The costs of the projects shall be recoverable through a rate adjustment clause and entirely assigned to the utility's Virginia jurisdictional customers. The measure has an emergency clause.

Patron - Marshall, R.G.

[F]SB764 Electric utilities; net energy metering. Increases, from 500 kilowatts to two megawatts, the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's nonresidential customer that may be eligible for participation in the utility's net energy metering program. This change to the definition of an "eligible customer-generator" also affects the definition of a "qualified energy project" as used in the Virginia Small Business Financing Act.

Patron - Edwards

[F]SB833 Electric utilities; net energy metering. Increases, from 500 kilowatts to two megawatts, the maximum generating capacity of an electrical generating facility owned or operated by an electric utility's nonresidential customer that may be eligible for participation in the utility's net energy metering program. This change to the definition of an "eligible customer-generator" also affects the definition of a "qualified energy project" as used in the Virginia Small Business Financing Act.

Patron - Edwards

[F]SB1160 Renewable energy; third party power purchase agreements. Replaces the pilot program enacted in 2013 that authorized certain third party power purchase agreements providing financing of certain renewable generation facilities. The measure requires the State Corporation Commission to establish third party power purchase agreement programs for eligible customer-generators in the service territories of Dominion Virginia Power and AEP. This measure differs from the existing pilot program in that (i) the existing pilot program applies only to Dominion Virginia Power and (ii) the maximum size of a renewable generation facility is increased from one megawatt to two megawatts.

Patron - Edwards

[F]SB1166 Public service corporations; access to public records. Makes a public service corporation subject to the public records provisions of the Virginia Freedom of Information Act with respect to any project or activity for which it may exercise the power of eminent domain and has filed or prefiled for a certificate or other permitting document.

Patron - Hanger

[F]SB1169 Natural gas companies; right to enter upon property. Conditions a natural gas utility's exercise of its authority to enter upon the property of a landowner without his permission upon the adoption by the local governing body of the city or county in which the property is located expressing support for the gas line or works. The governing body may only adopt such a resolution if it finds that locating the line or works within the locality is consistent with its comprehensive plan and that there exists a demonstrated public need for the line or works.

Patron - Hanger

SB1338 Natural gas companies; right of entry upon property. Repeals a provision, enacted in 2004, that allows interstate natural gas companies to enter upon property to make examinations, tests, land auger borings, appraisals, and surveys without the written consent of the owner under certain circumstances.

Patron - Hanger

SB1353 Toll rate increases under Virginia Highway Corporation Act of 1988 by State Corporation Commission. Removes the provisions within the Virginia Highway Corporation Act of 1988 requiring the State Corporation Commission to approve toll increases upon request by an operator that are equal to one percent over and above the increase in the consumer price index or equal to the increase in the real gross domestic product from the date the Commission last approved a toll increase. The bill retains provisions requiring toll increases equal to the increase in the consumer price index from the date the Commission last approved a toll increase or equal to 2.8 percent, whichever is greater.

Patron - Black

SB1365 Clean Power Plan; state implementation plan; General Assembly approval. Requires the Department of Environmental Quality (the Department) to consider certain factors, seek input from the State Corporation Commission, and meet with interested members of the General Assembly as the Department develops a state implementation plan to regulate carbon dioxide emissions from existing power plants prior to submitting the plan to the U.S. Environmental Protection Agency for approval. The bill also requires the Department to report to the Governor and the General Assembly on the status of the plan by December 1, 2015, and each year thereafter until December 1, 2019.

Patron - Watkins

SB1437 Underground electrical line; pilot program. Establishes a pilot program for the placement of a new electrical line of 230 kilovolts or more to be placed underground. The bill establishes criteria for participation in the project. The costs of the project shall be recoverable through a rate adjustment clause and entirely assigned to the utility's Virginia jurisdictional customers.

Patron - Black

Religious and Charitable Matters; Cemeteries

Passed

HB1860 Solicitation of contributions; collection receptacles. Provides that no (i) business as defined in § 58.1-3700.1, other than a charitable or civic organization to which contributions are deductible under § 170 of the Internal Revenue Code, or (ii) professional solicitor shall place or maintain a receptacle in public view for the purpose of collecting donated clothing, household items, or other items for future resale unless such person or professional solicitor places on the receptacle a permanent sign or label that includes certain disclosure information printed in letters that are no less than three inches in height and no less than one-half inch in width and in a color that contrasts with the color of the receptacle, which sign or label shall be placed immediately below the opening in the receptacle used to deposit donations. The bill provides that the

penalty for violation is limited to the civil penalties contained in the solicitation of contributions law.

Patron - Rasoul

Failed

HB1437 Prayer at public events. Provides that a deliberative public body, by ordinance, resolution, or written policy statement, may adopt a policy to permit a public invocation before each meeting of the public body, for the benefit of the public body. The policy may allow for an invocation to be offered on a voluntary basis, at the beginning of the meeting, by (i) a chaplain elected by the public officials of the deliberative public body or (ii) an invocation speaker selected on an objective and rotating basis from among a wide pool of the religious leaders serving established religious congregations in the local community in which the deliberative public body meets. The bill also defines deliberative body and public invocation.

Patron - Bell, Richard P.

SB864 Cemeteries; access when located on private property. Adds to a lessee of private property on which a cemetery is located the duty to provide access. Currently, the duty is on only the owner of such property. The bill also provides that if a locked gate controls entry to a cemetery located on private property, the owner or lessee shall either provide the persons permitted access with a key or ensure that the gate is unlocked as needed to permit such access as required by law.

Patron - Chafin

State Corporation Commission

Passed

HB1640 State Corporation Commission; certificates of fact. Removes several provisions relating to corporations that the clerk of the State Corporation Commission currently is required, upon request, to certify. The measure also allows the clerk's signature to be a facsimile and authorizes the clerk to issue a certificate of good standing regarding foreign corporations. The measure includes several technical corrections.

Patron - Marshall, D.W.

Failed

HB2013 State Corporation Commission; availability of records. Expands the scope of what constitutes administrative activities of the State Corporation Commission (SCC) to include matters relating to comments filed by the SCC or its staff with federal or state agencies or other governmental bodies that relate to federal or state policy proposals, rules, orders, or regulations. Such administrative activities do not include any such comments filed in a regulatory or legal proceeding docketed by the SCC. The SCC is required to make available for public inspection records related to its administrative activities.

Patron - Surovell

HB2352 Pipeline; broadband conduit. Requires any person that installs pipeline that crosses more than one county or the Commonwealth's border to equip such pipeline

with conduit capable of housing fiber optic cable or other wiring and equipment necessary to provide broadband service. The bill requires the person installing such pipeline to bear the cost of installing broadband conduit and allows such person to thereafter lease the conduit to broadband providers for such consideration as the State Corporation Commission deems appropriate.

Patron - Marshall, D.W.

[P]SB1080 State Corporation System; secure online system. Reverses a measure enacted in the 2014 Session prohibiting the State Corporation Commission (SCC) from accepting through its eFile electronic registration system articles of dissolution of a business entity or data or documents that contain officer or director changes until the SCC has implemented a system, to be implemented by July 1, 2018, that ensures that such documents are capable of being submitted electronically only by a user designated to make such submissions on behalf of the business entity and whose identity has been established satisfactorily through a verification process. This measure permits such articles of dissolution and other data or documents to be filed electronically through the eFile system commencing July 1, 2015. This measure also removes the July 1, 2018, deadline and in its place directs the SCC to use diligent efforts to incorporate capabilities into the system that ensure that such articles, data, and documents are capable of being submitted by such a designated user whose identity has been verified.

Patron - Vogel

Taxation

Passed

[P]HB1279 Motor vehicle sales and use tax; exemption. Expands the exemption from payment of the motor vehicle sales and use tax for gifts of vehicles to certain family members to include gifts to a parent.

Patron - Garrett

[P]HB1286 Individual income tax refunds; payment. Requires the Tax Commissioner and State Comptroller to implement procedures to allow an individual to elect to have his income tax refund paid by check mailed to his address. The bill applies to individual income tax returns relating to taxable year 2015 and taxable years thereafter. This bill is identical to SB 701.

Patron - Ware

[P]HB1291 Real property tax; notice of assessments. Clarifies that the information required on the notice of assessment regarding assessments in the immediately prior two tax years refers to the immediately prior two tax years' final assessments. This bill is identical to SB 678.

Patron - Ware

[P]HB1297 Machinery and tools tax; production of renewable energy. Classifies machinery and tools owned by a business and used directly in producing or generating renewable energy as a separate class of property for tax rate purposes. The bill authorizes each locality to impose a tax on such machinery and tools at a rate less than that generally applicable in the locality to machinery and tools.

Patron - Rasoul

[P]HB1340 Tangible personal property tax relief; autocycles. Adds autocycles to those motor vehicles that qual-

ify for tangible personal property tax relief. Beginning in 2016, certain localities would be required to apply tangible personal property tax relief to autocycles used for nonbusiness purposes. This bill is identical to SB 1219.

Patron - Scott

[P]HB1345 Sales and use tax exemption; certain light bulbs. Expands the list of qualified products that are exempt from sales and use tax during the Energy Star and WaterSense tax holiday to include all Energy Star light bulbs. Under current law, only Energy Star compact fluorescent light bulbs are exempt.

Patron - Carr

[P]HB1459 Neighborhood assistance tax credits; eligibility of physician specialists. Makes physician specialists who donate specialty medical services to patients who are referred from a nonprofit organization whose sole purpose is to provide specialty medical referrals to such patients eligible for neighborhood assistance tax credits regardless of where the physician specialist performs the specialty medical services.

Patron - O'Bannon

[P]HB1483 Real property assessment; valuation for land preservation. Permits localities to set acreage requirements less than the current five-acre requirement for agricultural property to qualify for land use valuation.

Patron - Rush

[P]HB1489 Local taxes; payment by a third party. Increases from 24 months to 96 months the maximum reimbursement time period for third-party tax payment agreements, in which a taxpayer repays a third party who paid local taxes on the taxpayer's behalf.

Patron - Habeeb

[P]HB1554 Recyclable materials tax credit. Changes the recyclable materials tax credit by (i) extending the expiration date of the credit by five years to January 1, 2020; (ii) increasing the credit allowed from 10 to 20 percent of the purchase price of qualifying machinery and equipment; (iii) prohibiting denial of the credit based solely on another person's use of tangible personal property produced by the credit applicant from recyclable materials; (iv) clarifying that no credit will be allowed for machinery and equipment that does not manufacture, process, compound, or produce items of tangible personal property from recyclable materials; and (v) establishing an annual cap of \$2 million in recyclable materials tax credits that may be issued by the Department of Taxation. The provisions of the bill are effective for taxable years beginning on or after January 1, 2015. This bill is identical to SB 1205.

Patron - Marshall, D.W.

[P]HB1567 Multijurisdictional sale of tax-delinquent property. Provides a method for the sale of tax-delinquent real property that is located in more than one locality. The consent of the treasurer of each locality within which the property is located is required.

Patron - Orrock

[P]HB1589 Personal property tax relief; certain motor vehicles. Requires each locality receiving personal property tax reimbursement from the Commonwealth to ensure that the reimbursement covers all of the tax attributable to the first \$20,000 of value on each qualifying vehicle leased by an active duty member of the United States military, his spouse, or both, pursuant to a contract requiring the active duty member to pay the tangible personal property tax on such vehicle, if the vehicle would not be taxed in Virginia if it were owned.

Patron - Krupicka

HB1648 Sales and use tax exemption; bullion. Exempts from sales and use tax gold, silver, and platinum bullion whose sales price exceeds \$1,000. The provisions of the bill expire January 1, 2019. This bill is identical to SB 1336.
Patron - Miller

HB1701 Neighborhood assistance tax credits; tax credit percentage. Provides that a business firm or an individual making a qualified donation may by written agreement accept a tax credit of less than 65 percent for such donation. Under current law, a business firm and an individual are allowed a tax credit equal to 65 percent of the value of any qualifying donation made to a neighborhood organization. If a business firm or individual accepts a tax credit of less than 65 percent, the neighborhood organization must include the written agreement in the tax credit certification materials it provides to the Superintendent of Public Instruction or the Commissioner of the Department of Social Services. The bill also provides that no credit will be granted for any donation with a value of less than \$616. The provisions of the bill are effective beginning with the 2015 taxable year.
Patron - Wilt

HB1704 Transient occupancy tax; Bland County. Adds Bland County to the list of counties that may impose the transient occupancy tax at a rate up to five percent, with any amount over two percent designated solely for tourism and travel promotion purposes.
Patron - Morefield

HB1705 Gas severance tax. Extends the sunset date from December 31, 2015, to January 1, 2018, for the local gas severance tax that is dedicated to (i) the local Coal and Gas Road Improvement Fund, (ii) the Virginia Coalfield Economic Development Fund, and (iii) water, sewer, and natural gas systems and lines. This bill incorporates HB 2282 and is identical to SB 1308.
Patron - Morefield

HB1711 Real property tax; nonjudicial sale of certain tax-delinquent property. Clarifies that the person who administers a locality's zoning ordinance, and therefore the person who makes determinations whether certain tax-delinquent real property meets the requirements for a nonjudicial sale, does not have to have "zoning administrator" as his official title.
Patron - Yost

HB1716 Individual income tax subtraction; discharge of student loan. Establishes beginning January 1, 2015, an individual income tax subtraction for income attributable to the discharge of a student loan solely by reason of the death of the student. This bill is identical to SB 933.
Patron - LeMunyon

HB1721 Real property tax exemption; surviving spouses of members of armed forces killed in action. Exempts from taxation the dwelling of the principal residence of a surviving spouse of a member of the armed forces of the United States killed in action. If the value of the dwelling is in excess of the average assessed value of dwellings in the locality situated on property zoned as single family residential, then the portion of the value in excess of such average assessed value shall be subject to taxation. Pursuant to subdivision (b) of Section 6-A of Article X of the Constitution of Virginia, which was adopted by the voters in 2014, the General Assembly previously enacted legislation exempting from taxation the principal residence of such surviving spouse only if the assessed value of the residence was not in excess of the averaged assessed value. This bill exempts the portion of the resi-

dence below the average assessed value, regardless of the full assessed value of the dwelling.

Patron - Ramadan

HB1724 Forest products tax. Makes several changes to the forest products tax, including (i) revising the definition of a taxable "forest product" as wood derived from trees severed for commercial purposes; (ii) revising the definition of "manufacturer" liable for the tax as any person that uses, consumes, processes, or stores forest products for commercial purposes at a fixed place of business; (iii) providing that the first manufacturer using, consuming, processing, or storing the forest product is liable for the tax and that severers of wood are liable for the tax on sales to unregistered manufacturers; (iv) changing the forest products tax on wood chips, currently assessed per 100 pounds of roundwood, and mulch to \$0.20 per ton for pine, \$0.04 per ton for other species, and \$0.10 per ton for loads consisting of both pine and other species; (v) changing the alternative forest products tax on wood chips, currently assessed per 100 pounds of roundwood, and mulch to \$0.026 per ton for pine, \$0.04 per ton for other species, and \$0.03 per ton for loads consisting of both pine and other species; and (vi) requiring severers of wood to file tax returns and retain records relating to the tax.
Patron - Fariss

HB1727 Commonwealth's tax code; conformity with federal law; emergency. Advances conformity with the federal tax code from January 2, 2013, to December 31, 2014. The bill contains an emergency clause. This bill is identical to SB 1044.
Patron - Ware

HB1741 Income tax subtraction for long-term capital gains; extends investment period. Extends from June 30, 2015, to June 30, 2020, the date by which investments in certain technology businesses must be made in order to claim an income tax subtraction for any long-term capital gain or investment services partnership interest income from such investments. Currently, a taxpayer investing in a technology business between April 1, 2010, and June 30, 2015, may claim an income tax subtraction for any long-term capital gain or investment services partnership interest income attributable to such investment if the business has its principal office or facility in the Commonwealth and had less than \$3 million in annual revenues in the fiscal year prior to the investment. Under the bill, the Department of Taxation is required to record and, upon request, report the fiscal savings accruing to individuals and corporations claiming the subtraction. This bill is identical to SB 904.
Patron - Hugo

HB1756 Tourism zones; tax revenues for tourism projects. Decreases from 80 percent to 70 percent the share of the total cost of a tourism project that the project must have in place before being eligible to receive a percentage of the state and local sales and use tax revenues generated on the premises of the project, to be used toward debt service to bridge the gap between available debt and equity capital and the expected costs of the project.
Patron - James

HB1766 Real property tax exemption; certain leasehold interests. Authorizes localities to exempt from real property tax the leasehold interest in property in which the lessor is exempt from real property tax and the lessee is entitled to federal rehabilitation tax credits related to the property and uses the property for charitable, literary, scientific, cultural, or educational purposes. This bill is identical to SB 1031.
Patron - Loupassi

HB1784 Virginia Port Authority; capital projects. Restricts expenditures by the Virginia Port Authority on capital projects, except certain specified projects, to those located on real property that is owned, leased, or operated by the Virginia Port Authority.

Patron - Massie

HB1807 Cigarettes; possession with intent to distribute contraband; fraudulent purchase; penalties. Lowers the felony threshold for possession with intent to distribute tax-paid cigarettes from 500 cartons to 200 cartons and creates a criminal offense and civil penalties for purchasing cigarettes using a forged business license, a forged or invalid Virginia sales and use tax exemption certificate, or a business license or sales and use tax exemption certificate obtained under false pretenses. This bill is a recommendation of the Virginia State Crime Commission and is identical to SB 1231.

Patron - Herring

HB1828 Land preservation tax credit. Makes several changes to the land preservation tax credit by (i) reducing the maximum amount of tax credits that may be issued in each calendar year from \$100 million to \$75 million beginning in 2015; (ii) with the exception of credits issued for fee simple interest donations, reducing the maximum amount of the land preservation tax credit that may be claimed in any year from \$100,000 in taxable year 2014 to \$20,000 in taxable years 2015 and 2016 and \$50,000 for each taxable year thereafter; (iii) requiring that a complete application for the tax credit with regard to a conveyance be filed with the Department of Taxation by December 31 of the year following the calendar year of the conveyance; and (iv) prohibiting the Department of Taxation from issuing any tax credit for a donation from any allocation or pool of tax credits attributable to a calendar year prior to the year in which the complete tax credit application for the donation was filed. This bill is identical to SB 1019.

Patron - Ware

HB1843 Green job creation tax credit; sunset. Extends the green job creation tax credit for three years, through taxable year 2017. This bill is identical to SB 1037.

Patron - James

HB1844 Major business facility job tax credit. Makes permanent the provision requiring a qualified major business facility to spread the credit allowed per qualified full-time employee over two taxable years, i.e., to take 50 percent of the credit in each year, instead of over three taxable years. Under current law, this requirement applied only to taxable years beginning January 1, 2009, through December 31, 2014.

Patron - James

HB1879 Coal tax credits. Limits the aggregate amount of credits that may be allocated or claimed for the coal employment and production incentive tax credit to \$7.5 million. An electricity generator must file an application with the Department of Taxation each year to determine the amount of credits that it may claim or allocate, including credits earned in prior taxable years. If the total amount of credits earned in a taxable year exceeds \$7.5 million, the Department of Taxation shall apportion the credits on a pro rata basis. The bill also extends the sunset date of the coalfield employment enhancement tax credit through taxable year 2019. This bill is identical to SB 1161.

Patron - Kilgore

HB1955 Administration and enforcement of cigarette laws. Modifies several provisions relating to the administration and enforcement of Virginia's cigarette laws by prohibiting persons convicted of certain offenses from being

authorized holders, requiring the Office of the Attorney General to place on its website a list of individuals ineligible to be an authorized holder, and authorizing additional entities to audit and inspect records of persons receiving, storing, selling, handling, or transporting cigarettes. This bill is a recommendation of the Virginia State Crime Commission and is identical to SB 1232.

Patron - McClellan

HB2047 Voluntary contributions of income tax refunds; Federation of Virginia Food Banks. Adds the Federation of Virginia Food Banks to the list of organizations and funds that may receive contributions of taxpayer refunds. The Federation of Virginia Food Banks will be added to the bottom of the list of other organizations and funds waiting to appear on the income tax return. The bill requires the Federation of Virginia Food Banks to make an equitable distribution of all such moneys to Blue Ridge Area Food Bank, Capital Area Food Bank, Feeding America Southwest Virginia, FeedMore, Inc., Foodbank of Southeastern Virginia and the Eastern Shore, Fredericksburg Area Food Bank, or Virginia Peninsula Foodbank.

Patron - Filler-Corn

HB2098 Tangible personal property; miscellaneous and incidental property. Declares miscellaneous and incidental property used in a trade or business with an original cost of less than \$250 as a separate classification of tangible personal property, thereby permitting localities to impose a lower tax rate on such property. The bill also authorizes localities to permit taxpayers to provide an aggregate estimate of the total value of such property instead of an itemized list. This bill is identical to SB 1127.

Patron - Toscano

HB2161 State recordation taxes and fees. Clarifies and makes substantive and technical changes to state recordation taxes and fees, including requiring that the recordation tax on any deed of trust that is supplemental to an existing deed of trust be calculated only on that portion of the debt that is in addition to the original debt on which the tax has been paid. Under current law, such calculation of the recordation tax is restricted to supplemental deeds of trust with the same lender. This bill incorporates HB 1968 and is identical to SB 999.

Patron - Minchew

HB2162 Apportionment of corporate income tax; taxpayers with enterprise data center operations. Requires taxpayers with certain enterprise data center operations to use a formula for apportioning taxable income to the Commonwealth based on multiplying their incomes by the sales factor. The apportionment formula would apply only to taxpayers that have entered into a memorandum of understanding with the Virginia Economic Development Partnership Authority to make a new capital investment of at least \$150 million in an enterprise data center on or after July 1, 2015, and such taxpayer would begin using the formula in the taxable year that the Virginia Economic Development Partnership Authority certifies that the investment has been completed. The provisions of the bill would be effective for taxable years beginning July 1, 2016, and would be phased in with the apportionment formula having a 100 percent sales factor by July 1, 2017. This bill is identical to SB 1142.

Patron - Hugo

HB2173 Real property tax; waiver of delinquent taxes. Authorizes any locality to waive delinquent taxes on real property in exchange for the owner's donating the property

to a nonprofit organization that builds, renovates, or revitalizes affordable housing for low-income families.

Patron - Orrock

HB2307 Payment of withholding taxes. Provides that the Tax Commissioner may grant a waiver from the biweekly payment of withholding taxes to employers with five or fewer employees subject to withholding. Under current law, an employer whose average monthly liability can reasonably be expected to be at least \$1,000 with an aggregate amount required to be withheld exceeding \$500 must pay the withholding tax biweekly. If the Tax Commissioner grants the waiver, the employer would be authorized to file the withholding return and pay the withholding tax monthly, on or before the twenty-fifth day of the following month.

Patron - Sullivan

SB678 Real property tax; notice of assessments. Clarifies that the information required on the notice of assessment regarding assessments in the immediately prior two tax years refers to the immediately prior two tax years' final assessments. This bill is identical to HB 1291.

Patron - Watkins

SB701 Individual income tax refunds; payment. Requires the Tax Commissioner and State Comptroller to implement procedures to allow an individual to elect to have his income tax refund paid by check mailed to his address. The bill applies to individual income tax returns relating to taxable year 2015 and taxable years thereafter. This bill incorporates SB 1005 and is identical to HB 1286.

Patron - Barker

SB759 Transient occupancy tax. Adds the County of Isle of Wight to the list of counties authorized to impose a transient occupancy tax of up to five percent, with any excess over two percent to be designated and spent solely for tourism purposes.

Patron - Lucas

SB872 Assessment of real property; explanation of increased assessment. Requires an assessing officer of a governing body to provide, upon taxpayer request, a written explanation of or justification for an increase in the assessed value of the taxpayer's property.

Patron - Cosgrove

SB904 Income tax subtraction for long-term capital gains; extends investment period. Extends from June 30, 2015, to June 30, 2020, the date by which investments in certain technology businesses must be made in order to claim an income tax subtraction for any long-term capital gain or investment services partnership interest income from such investments. Currently, a taxpayer investing in a technology business between April 1, 2010, and June 30, 2015, may claim an income tax subtraction for any long-term capital gain or investment services partnership interest income attributable to such investment if the business has its principal office or facility in the Commonwealth and had less than \$3 million in annual revenues in the fiscal year prior to the investment. Under the bill, the Department of Taxation is required to record and, upon request, report the fiscal savings accruing to individuals and corporations claiming the subtraction. This bill is identical to HB 1741.

Patron - McDougle

SB933 Individual income tax subtraction; discharge of student loan. Establishes beginning January 1, 2015, an individual income tax subtraction for income attributable to the

discharge of a student loan solely by reason of the student's death. This bill is identical to HB 1716.

Patron - Howell

SB999 State recordation taxes and fees. Clarifies and makes substantive and technical changes to state recordation taxes and fees, including requiring that the recordation tax on any deed of trust that is supplemental to an existing deed of trust be calculated only on that portion of the debt that is in addition to the original debt on which the tax has been paid. Under current law, such calculation of the recordation tax is restricted to supplemental deeds of trust with the same lender. This bill is identical to HB 2161.

Patron - Stuart

SB1010 Disclosure of information. Authorizes the Department of Taxation to disclose (i) whether a person, firm, or corporation is registered as a retail sales and use tax dealer and whether a certificate of registration number for such tax is valid, (ii) to the developer or the economic development authority of a tourism project tax information facilitating the repayment of gap financing, and (iii) tax information to a private entity with which the Department has contracted to assist in the administration of the refund process. The bill also allows the Attorney General and the Tax Commissioner to disclose tax information relating to sellers and purchasers of cigarettes or other tobacco products to a federal, state, or local agency.

Patron - Howell

SB1012 Income tax subtraction; sale of land for open-space use. Eliminates the income tax subtraction available for the gain derived from the sale of land for open-space use for taxable years beginning on or after January 1, 2015.

Patron - Watkins

SB1019 Land preservation tax credit. Makes several changes to the land preservation tax credit by (i) reducing the maximum amount of tax credits that may be issued in each calendar year from \$100 million to \$75 million beginning in 2015; (ii) with the exception of credits issued for fee simple interest donations, reducing the maximum amount of the land preservation tax credit that may be claimed in any year from \$100,000 in taxable year 2014 to \$20,000 in taxable years 2015 and 2016 and \$50,000 for each taxable year thereafter; (iii) requiring that a complete application for the tax credit with regard to a conveyance be filed with the Department of Taxation by December 31 of the year following the calendar year of the conveyance; and (iv) prohibiting the Department of Taxation from issuing any tax credit for a donation from any allocation or pool of tax credits attributable to a calendar year prior to the year in which the complete tax credit application for the donation was filed. This bill is identical to HB 1828.

Patron - Watkins

SB1031 Real property tax exemption; certain leasehold interests. Authorizes localities to exempt from real property tax the leasehold interest in property in which the lessor is exempt from real property tax and the lessee is entitled to federal rehabilitation tax credits related to the property and uses the property for charitable, literary, scientific, cultural, or educational purposes. The bill is identical to HB 1766.

Patron - Watkins

SB1037 Green job creation tax credit; sunset. Extends the green job creation tax credit for three years, through taxable year 2017. This bill is identical to HB 1843.

Patron - Hanger

SB1040 License tax; businesses ceasing operations. Allows a person, firm, or corporation that ceases business in

one year, but attempts to settle existing, outstanding accounts in the next year, to pay a license tax based on the estimate of the current year's gross receipts instead of the previous year's gross receipts. At the time all accounts are closed, the amount paid shall be adjusted for actual gross receipts. Penalties apply if the person, firm, or corporation provides an unreasonable estimate, or if the person, firm, or corporation continues to operate the business during such a year.

Patron - Hanger

SB1044 Commonwealth's tax code; conformity with federal law; emergency. Advances conformity with the federal tax code from January 2, 2013, to December 31, 2014. The bill contains an emergency clause. This bill is identical to HB 1727.

Patron - Stosch

SB1070 Virginia Commercial Space Flight Authority; dedicated revenues. Extends through fiscal year 2016 the dedication of certain income tax revenues to the Authority. Current law dedicates the income tax revenues attributable to the sale of commercial human spaceflights or commercial spaceflight training, or incidental to the sale of commercial human spaceflights, to the Authority through fiscal year 2015. This bill incorporates SB 1432.

Patron - Lewis

SB1119 Sales and use tax; gross proceeds. Provides that "gross proceeds," as it relates to the collection of sales and use tax on the lease or rental of tangible personal property, does not include finance, interest, or other similar charges.

Patron - Norment

SB1127 Tangible personal property; miscellaneous and incidental property. Declares miscellaneous and incidental property employed in a trade or business with an original cost of less than \$250 as a separate classification of tangible personal property. A locality may allow a taxpayer reporting such property to provide an aggregate estimate of the total value of such property instead of an itemized list. The bill also authorizes a locality to tax such property at a separate rate of taxation not to exceed the rate imposed on general tangible personal property. The bill incorporates SB 1243 and is identical to HB 2098.

Patron - Hanger

SB1142 Apportionment of corporate income tax; taxpayers with enterprise data center operations. Requires taxpayers with certain enterprise data center operations to use a formula for apportioning taxable income to the Commonwealth based on multiplying their incomes by the sales factor. The apportionment formula would apply only to taxpayers that have entered into a memorandum of understanding with the Virginia Economic Development Partnership Authority to make a new capital investment of at least \$150 million in an enterprise data center on or after July 1, 2015, and such taxpayer would begin using the formula in the taxable year that the Virginia Economic Development Partnership Authority certifies that the investment has been completed. The provisions of the bill would be effective for taxable years beginning July 1, 2016, and would be phased in with the apportionment formula having a 100 percent sales factor by July 1, 2017. This bill is identical to HB 2162.

Patron - McDougle

SB1161 Coal tax credits. Limits the aggregate amount of credits that may be allocated or claimed for the coal employment and production incentive tax credit to \$7.5 million. An electricity generator must file an application with the Department of Taxation each year to determine the amount of

credits that it may claim or allocate, including credits earned in prior taxable years. If the total amount of credits earned in a taxable year exceeds \$7.5 million, the Department of Taxation shall apportion the credits on a pro rata basis. The bill also extends the sunset date of the coalfield employment enhancement tax credit through taxable year 2019. This bill is identical to HB 1879.

Patron - Colgan

SB1177 Commissioners of the revenue; production of documents by taxpayer. Authorizes a commissioner of the revenue to require a taxpayer to produce documents related to his tax liability. Current law authorizes a treasurer to summon a taxpayer and require the production of documents, but authorizes a commissioner of the revenue only to summon a taxpayer.

Patron - Norment

SB1205 Recyclable materials tax credit. Changes the recyclable materials tax credit by (i) extending the expiration date of the credit by five years to January 1, 2020, (ii) increasing the credit allowed from 10 to 20 percent of the purchase price of qualifying machinery and equipment, (iii) prohibiting denial of the credit based solely on another person's use of tangible personal property produced by the credit applicant from recyclable materials, (iv) clarifying that no credit will be allowed for machinery and equipment that does not manufacture, process, compound, or produce items of tangible personal property from recyclable materials, and (v) establishing an annual cap of \$2 million in recyclable materials tax credits that may be issued by the Department of Taxation. The provisions of the bill are effective for taxable years beginning on or after January 1, 2015. This bill is identical to HB 1554.

Patron - Wagner

SB1219 Tangible personal property tax relief; automobiles. Adds automobiles to those motor vehicles that qualify for tangible personal property tax relief. Beginning in 2016, certain localities would be required to apply tangible personal property tax relief to automobiles used for nonbusiness purposes. This bill is identical to HB 1340.

Patron - Reeves

SB1229 Real estate with delinquent taxes or liens; appointment of special commissioner; City of Fredericksburg. Adds Fredericksburg to the list of cities with heightened requirements for the appointment of a special commissioner to execute the necessary deed to convey property with delinquent taxes or liens to the locality in lieu of a sale at public auction.

Patron - Reeves

SB1231 Cigarettes; possession with intent to distribute contraband; fraudulent purchase; penalties. Lowers the felony threshold for possession with intent to distribute tax-paid cigarettes from 500 cartons to 200 cartons and creates a criminal offense and civil penalties for purchasing cigarettes using a forged business license, a forged or invalid Virginia sales and use tax exemption certificate, or a business license or sales and use tax exemption certificate obtained under false pretenses. This bill is a recommendation of the Virginia State Crime Commission and is identical to HB 1807.

Patron - Reeves

SB1240 Transient occupancy tax. Adds Bland County and Russell County to the list of counties authorized to impose a transient occupancy tax of up to five percent, with any excess over two percent to be designated solely for tourism purposes.

Patron - Chafin

SB1308 Gas severance tax. Extends the sunset date from December 31, 2015, to January 1, 2018, for the local gas severance tax that is dedicated to (i) the local Coal and Gas Road Improvement Fund, (ii) the Virginia Coalfield Economic Development Fund, and (iii) water, sewer, and natural gas systems and lines. This bill is identical to HB 1705.

Patron - Chafin

SB1319 Temporary exemption periods from retail sales and use taxes for qualifying items. Combines the three existing "sales tax holidays" into one three-day holiday that begins on the first Friday in August and ends at 11:59 p.m. the following Sunday. Currently, the sales tax holidays for Energy Star or WaterSense products, school supplies, and hurricane preparedness equipment take place at different times during the calendar year and for differing lengths of time. The bill also sunsets the sales tax holiday for school supplies on July 1, 2017.

Patron - Saslaw

SB1336 Sales and use tax exemption; bullion. Exempts from sales and use tax gold, silver, and platinum bullion whose sales price exceeds \$1,000. The provisions of the bill expire January 1, 2019. This bill is identical to HB 1648.

Patron - Wagner

SB1401 Entitlement to tax revenues; tourism project of regional significance. Entitles a tourism project of regional significance to the revenues generated by a 1.5 percent state sales and use tax on transactions taking place on its premises, to be used for debt service on gap financing for the project. To qualify for the revenues, the project must meet a deficiency identified in a local tourism plan approved by the Virginia Tourism Authority. The private developer and the locality in which the project is located must each contribute funds equal to the 1.5 percent sales and use tax contribution, which are also to be used for the gap financing payment. Current law allows certain tourism projects to qualify for revenues generated by a one percent state sales and use tax. The bill provides that a project would be eligible for the increased revenues if it involves a new private, capital investment of at least \$100 million and supports increased hotel occupancy, job creation, and out-of-state visitors. This bill incorporates SB 975.

Patron - Norment

Failed

HB1294 Churches and other religious bodies. Exempts churches, religious associations, and religious denominations from all state and local taxes, fees, and other charges.

Patron - Morris

HB1310 Taxes on electronic cigarettes and other vapor products. Creates a state tax on electronic cigarettes, electronic cigars, electronic cigarillos, and similar products and devices (vapor products) and authorizes cities and towns and certain counties to impose a tax on vapor products. The state tax would be imposed at a rate \$0.40 per milliliter of nicotine liquid solution or other material containing nicotine that is depleted as the vapor product is used. All revenues from the state tax on vapor products would be deposited into the Virginia Health Care Fund, into which all revenues from the state tax on cigarettes are currently deposited.

Counties, cities, and towns that are currently authorized to tax cigarettes would be authorized to also tax vapor products at rates determined by the local governing bodies. The bill

requires a local governing body imposing the tax to base the tax upon the per milliliter content of nicotine liquid solution or other material containing nicotine that is depleted as the vapor product is used. The bill authorizes Arlington and Fairfax Counties to impose a vapor products tax, but at a rate that does not exceed the state tax on vapor products created under the bill. Under current law, Arlington and Fairfax Counties may impose a tax on cigarettes at a rate that does not exceed the state cigarette tax.

Any local government imposing a vapor products tax would be required to use the revenues from the tax solely for making grant payments to or funding in support of center-based pre-kindergarten programs or preschool programs designed for child development and kindergarten preparation.

The bill has a delayed effective date of January 1, 2016.

Patron - Krupicka

HB1326 Income tax credit; donations to nonprofits preserving historical battlefields. Establishes beginning January 1, 2015, an individual and corporate income tax credit for monetary or marketable securities donations made by a person to a nonprofit organization organized to acquire and preserve a historical battlefield in the Commonwealth and related artifacts. The credit would equal 35 percent of the value of the donation. The Department of Historic Resources would administer the credit and would be authorized to issue up to \$1.5 million in such tax credits each fiscal year. Any person issued a tax credit would be allowed to claim up to \$15,000 in such credit for the taxable year but not to exceed the amount of Virginia income tax imposed upon the person. Any unused credit could be carried forward for five taxable years. The tax credit program would expire on January 1, 2020.

Patron - Leftwich

HB1337 Recordation tax; exemption for bail bondsmen. Exempts from recordation tax any deed of trust given by a property bail bondsman as security on a bond.

Patron - Spruill

HB1346 Individual income tax refunds; payment. Requires the Tax Commissioner and State Comptroller to implement procedures to allow an individual to elect to have his income tax refund paid by check mailed to his address. If the individual makes no election on his income tax return as to the method of payment of his refund, the refund would be paid by check mailed to the address provided on his return. The bill applies to individual income tax returns relating to taxable year 2015 and taxable years thereafter.

Patron - Carr

HB1352 BPOL tax; deduction for amounts paid under subcontracts. Allows a deduction from gross receipts for amounts paid by the licensee to persons who are not employees pursuant to a subcontract between the licensee and such other persons. The deduction would become effective beginning with the 2016 license year.

Patron - Ramadan

HB1378 Real property tax; notice of assessments. Clarifies that the information required on the notice of assessment regarding assessments in the immediately prior two tax years refers to the immediately prior two tax years' final assessments.

Patron - Yost

HB1410 Motor fuels tax rate. Reduces the motor fuels tax on gasoline and gasohol from 5.1% to 3.5% of the statewide average wholesale price of a gallon of unleaded reg-

ular gasoline. The rate increased from 3.5% to 5.1% on January 1, 2015, as required by Chapter 766 of the Acts of Assembly of 2013, because Congress did not pass a law permitting the Commonwealth to require out-of-state sellers to collect and remit sales and use tax.

Patron - Marshall, R.G.

HB1416 Real property tax assessment; appeal to circuit court. Provides that neither the taxpayer nor the locality shall have the burden of proof in an appeal of a real property assessment to the circuit court.

Patron - Taylor

HB1492 Recordation tax; exemption. Exempts from recordation tax (i) certain deeds of partition and (ii) deeds transferring property pursuant to a divorce decree. Under current law, the tax on such deeds is \$0.50.

Patron - Simon

HB1525 Department of Taxation's costs in administering certain taxes; Northern Virginia Transportation Authority. Requires the Department of Taxation to provide to the Northern Virginia Transportation Authority (NVTa) the methodology it uses in calculating, and an itemized accounting of, the amount of revenue it retains in costs incurred for administering the collection of sales tax revenue otherwise due to the NVTa.

Patron - Minchew

HB1555 Providers of Medicaid waiver services tax credit. Creates an individual and corporate income tax credit for health insurance premiums paid by a business providing Medicaid waiver services equal to the percentage of the business's gross earned revenues attributable to such services multiplied by the difference of (i) the health insurance premiums paid by the business in the current year for its full-time direct care employees providing Medicaid waiver services and (ii) the health insurance premiums paid by the business in 2014 for the same employee group.

The bill provides for any unused credit to be carried forward for five years.

The provisions of the bill would be effective beginning with taxable year 2016. The credit would expire on January 1, 2021.

Patron - Head

HB1576 Real property tax assessments; arbitration. Permits the taxpayer to submit the valuation of an owner-occupied dwelling to binding arbitration in lieu of an appeal to court.

Patron - Pogge

HB1590 State tax on cigarettes and other tobacco products; tax rate. Increases the state (i) cigarette tax rate from \$0.30 per pack to \$2.00 per pack, (ii) the cigarette excise tax on roll-your-own tobacco from 10 percent of the manufacturer's sales price to 60 percent, and (iii) tax rate on certain other tobacco products by the same percentage. The additional revenue attributable to the increase in taxes is dedicated to public education.

Patron - Krupicka

HB1621 Real property tax; notice of assessments. Clarifies that the information required on the notice of assessment regarding assessments in the immediately prior two tax years refers to the immediately prior two tax years' final assessments.

Patron - Rush

HB1624 Membership in Multistate Tax Commission. Requires the Tax Commissioner to take such steps as are necessary for Virginia to become an associate member of the Multistate Tax Commission and to participate in Multistate Tax Commission discussions and meetings concerning model tax legislation and uniform tax policies. The Commission was formed in 1967 and charged under the Multistate Tax Compact with, among other things, facilitating the proper determination of state and local tax liability of multistate taxpayers, promoting uniformity or compatibility in significant components of tax systems, and avoiding duplicative taxation.

Patron - Davis

HB1651 Tax credit for public access to natural gas fueling stations. Provides for a tax credit for owners of new natural gas fueling stations that are open to the public on or after January 1, 2016, but before January 1, 2021. The amount of the credit is equal to 50 percent of the fuels tax on gallons purchased for resale.

Patron - Taylor

HB1664 Sales and use tax exemption; holiday tree sales by nonprofits. Exempts from sales and use tax holiday tree sales made by a § 501(c)(4) nonprofit organization during the period beginning November 20 and ending January 1 of the following year so long as the proceeds from the sales are primarily used for charitable purposes benefiting persons or organizations other than the nonprofit organization.

Patron - Fowler

HB1728 Renewable energy property tax credit. Establishes beginning in 2015 a tax credit for renewable energy property placed in service. The bill defines renewable energy property as certain biomass equipment that uses renewable biomass resources, combined heat and power systems using waste heat to produce electricity or thermal or mechanical energy, certain geothermal equipment, hydroelectric generators located at existing dams or in free-flowing waterways, solar energy equipment, and wind equipment that is required to capture and convert wind energy into electricity or mechanical power.

The credit would equal 35 percent of the installed cost of the renewable energy property. However, the aggregate amount of credit allowed to each person for placing into service renewable energy property during the taxable year would not exceed the lesser of (i) 50 percent of the amount of the state corporate income tax, license tax on certain public utility companies, or license tax on insurance companies imposed upon the person for the year or (ii) \$15,000. Only the ultimate consumer or user of the renewable energy property would be allowed to claim the credit.

The credit would be required to be claimed in five equal annual installments beginning with the taxable year in which the property was placed in service. The credit would expire and no further credit could be claimed if the renewable energy property was disposed of, taken out of service, or moved out of the Commonwealth during any of the installment years.

The Department of Taxation would issue the tax credits. The Department would be authorized to issue \$5 million in tax credits each fiscal year. Any unused credit could be carried forward for five taxable years. The credit would sunset in 2020.

Patron - Sullivan

HB1743 Research and development expenses income tax credit. Provides that beginning with taxable year 2015, the credit will equal 10 percent of the difference of (i) a taxpayer's Virginia qualified research and development

expenses for the current taxable year and (ii) 50 percent of such taxpayer's average Virginia qualified research and development expenses for the immediately preceding three taxable years. If the taxpayer did not pay or incur Virginia qualified research and development expenses in one or more of the immediately preceding three years, the credit will equal seven percent of the taxpayer's Virginia qualified research and development expenses for the current taxable year. Under current law, the credit equals (a) 15 percent of the first \$234,000 of the taxpayer's Virginia qualified research and development expenses that exceed a base amount or (b) if the research and development was conducted in conjunction with a Virginia college or university, 20 percent of the taxpayer's first \$234,000 in Virginia qualified research and development expenses that exceed a base amount. The bill also eliminates the \$6 million annual cap on credits awarded and the requirement to apply to the Department of Taxation for the tax credit.

Patron - Hugo

HB1762 Retail sales and transient occupancy taxes on room rentals. Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill would require the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room.

Patron - Watts

HB1777 Recyclable Materials Processing Equipment Tax Credit; sunset. Extends the Recyclable Materials Processing Equipment Tax Credit for five years, through taxable year 2019.

Patron - Kory

HB1778 Clean-Fuel Vehicle and Advanced Cellulosic Biofuels Job Creation Tax Credit; sunset. Extends the Clean-Fuel Vehicle and Advanced Cellulosic Biofuels Job Creation Tax Credit for five years, through taxable year 2019.

Patron - Kory

HB1831 Low-income taxpayer tax credit. Allows low-income individuals and married persons to claim a refundable income tax credit equal to 10 percent of the federal earned income tax credit claimed by the individual or married persons for the year in lieu of the current options available for claiming the credit. Under current law, low-income individuals and married persons may claim (i) a nonrefundable income tax credit equal to \$300 for each of the individual, his spouse, and any dependents or (ii) a nonrefundable income tax credit equal to 20 percent of the federal earned income tax credit claimed by the individual or married persons for the year. The changes in the bill would become effective beginning with taxable year 2015.

Patron - Plum

HB1877 Expiration of certain coal tax credits; dedication of additional revenues. Sunsets the Virginia coal employment and production incentive tax credits and the coal-field employment enhancement tax credit on January 1, 2016. An amount equal to the additional annual revenue anticipated to be received in the state treasury from the expiration of the tax credits would be deposited into the Additional Guaranteed Assistance Fund (the Fund), a special fund created under the bill for providing grants to eligible students enrolled in or accepted for enrollment in a public institution of higher educa-

tion in Virginia. The Tax Commissioner would determine the amount to be deposited into the Fund, which would be the same amount in each fiscal year. The amount to be deposited would equal the average annual amount claimed or redeemed by all persons under the expiring tax credits for the three most recent taxable years for which the Department of Taxation has data. Deposits would be made into the Fund by July 31 of each year, beginning in 2016. One-half of the moneys deposited into the Fund each year by the Comptroller would be reserved and awarded to eligible students who have as a domicile the County of Lee, County of Wise, County of Scott, County of Buchanan, County of Russell, County of Tazewell, County of Dickenson, or the City of Norton. These counties and city comprise the Virginia Coalfield Economic Development Authority.

Patron - Krupicka

HB1900 Virginia Housing Trust Fund; revenue deposits. Requires the deposit of certain recordation tax revenue into the Virginia Housing Trust Fund.

Patron - Lopez

HB1939 Neighborhood assistance tax credits. Changes the Neighborhood Assistance Act Tax Credit Program by (i) reducing the tax credit from 65 to 60 percent of the value of donations to neighborhood organizations and (ii) increasing the annual cap on the value of donations by individuals that are eligible for credit from the first \$125,000 of value to the first \$135,500 of value. The provisions of the bill would become effective beginning with taxable year 2016.

Patron - Toscano

HB1949 County food and beverage tax; referendum. Provides that a county shall not hold a referendum proposing the imposition of a food and beverage tax more often than every three years.

Patron - Poindexter

HB1968 Recordation tax; open line deeds of trust. Requires that the recordation tax on a deed of trust securing an open line of credit when the amount of the line of credit is increased be paid only on the difference between the amount of the original line of credit and the new amount. This bill was incorporated into HB 2161.

Patron - DeSteph

HB1994 Local cigarette tax; counties. Permits all counties to impose a local cigarette tax. Current law provides that Arlington and Fairfax Counties may impose such a tax.

Patron - Morrissey

HB2044 Income tax subtraction for long-term capital gains. Extends from June 30, 2015, to June 30, 2020, the date by which investments in certain technology businesses must be made in order to claim an income tax subtraction for any long-term capital gain or investment services partnership interest income from such investments. Currently, a taxpayer investing in a technology business between April 1, 2010, and June 30, 2015, may claim an income tax subtraction for any long-term capital gain or investment services partnership interest income attributable to such investment if the business has its principal office or facility in the Commonwealth and had less than \$3 million in annual revenues in the fiscal year prior to the investment.

Patron - Filler-Corn

HB2053 Income tax; motion picture tax credit. Modifies the motion picture income tax credit by (i) increasing the maximum amount of tax credits available in each fiscal year after fiscal year 2016 from \$6.5 million to \$15 million and

(ii) extending the sunset date from January 1, 2019, to January 1, 2020.

Patron - Kilgore

HB2095 Real property tax on commercial and industrial property. Requires counties to appropriate 30 percent of the revenue from the special tax on commercial and industrial property attributable to property located within any town that constructs and maintains its streets to such town, unless the county and town agree otherwise.

Patron - Keam

HB2109 Expiration of tax credits. Provides that any tax credit that does not otherwise indicate an expiration date will expire on January 1, 2025, absent General Assembly action to continue the credit. The automatic expiration will not apply to the credit for taxes paid in other states or the credit for low-income taxpayers.

Patron - Futrell

HB2117 Retail sales and transient occupancy taxes on room rentals. Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill would require the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room.

Patron - Mason

HB2124 Neighborhood assistance tax credits. Reduces the amount of the tax credit from 65 percent of the value of donations to neighborhood organizations for taxable years 2012 through 2015 to (i) 60 percent for taxable year 2016, (ii) 55 percent for taxable year 2017, and (iii) 50 percent for taxable year 2018 and taxable years thereafter.

Patron - Mason

HB2135 Income tax credit; food crop donations to a food bank. Establishes an individual and corporate income tax credit beginning in 2015 for food crops that are grown and donated by a person to a nonprofit food bank. The credit would equal 30 percent of the fair market value of the food crops donated by the person during the taxable year, not to exceed an aggregate of \$5,000 for any taxable year. The bill defines food crops as grains, fruits, nuts, or vegetables. The bill provides for any unused credit to be carried forward for five years. The credit would sunset on January 1, 2020.

Patron - Cline

HB2160 Sales and use tax exemption; computer equipment and software used in certain data centers. Removes the June 30, 2020, sunset date for the sales and use tax exemption for computer equipment and software used in certain data centers. The bill also increases from \$150 million to \$500 million the minimum amount of new capital investment a data center must make to be eligible for the sales and use tax exemption, effective June 30, 2020.

Patron - Hugo

HB2165 Property tax exemptions in Frederick County. Repeals the property tax exemption in Frederick County for: the Potomac Appalachian Trail Club, the Nature Conservancy, The People-to-People Health Foundation, Inc., Cedar Creek Battlefield Foundation, Inc., Frederick United Methodist Housing Development, Northern Shenandoah Val-

ley Association for Retarded Citizens, Northwestern Workshop, Inc., Robert E. Rose Memorial Foundation, Inc., Shalom Et Benedictus, Inc., Shenandoah Valley Community Residences, Inc., Special Love, Inc., the National Wildlife Federation, The Stone House Foundation, Wayside Foundation for the Arts, Inc., Wayside Museum of American History and Arts, Winchester Chapter of The Izaak Walton League of America, Westminster-Canterbury of Winchester, Inc., and Windy Hill Foundation.

Patron - LaRock

HB2167 Income tax and sales and use tax; expiration dates for credits and exemptions. Places two-year expiration dates on various income tax credits and sales and use tax exemptions. The bill requires the revenue attributable to the expiration of these credits and exemptions to be used to lower the corporate income tax rate.

Patron - Hugo

HB2168 Sales and use tax rate on food. Reduces the state sales and use tax rate on food from 1.5 percent to one percent; eliminating the 0.5 percent sales and use tax on food that is currently paid into the Transportation Trust Fund.

Patron - Cline

HB2179 Release of certain tax information. Permits the Department of Taxation to provide information subpoenaed by a grand jury without first submitting it to a court for a determination that the value of the information to the grand jury outweighs the value of confidentiality.

Patron - Herring

HB2181 Coal tax credits. Updates the Virginia coal employment and production incentive tax credit.

Patron - Toscano

HB2217 Bank franchise tax. Changes the bank franchise tax by (i) requiring banks doing business within and without the Commonwealth to apportion their net capital to the Commonwealth using core deposits, which are defined as deposits assigned to a branch location in the Commonwealth, deposits of customers located in the Commonwealth associated with a main office, and deposits of customers located in the Commonwealth that were opened using the Internet, the telephone, or other electronic means; (ii) allowing affiliated banks to file a combined bank franchise tax return; and (iii) authorizing the use of alternative methods to equitably apportion the net capital of banks to the Commonwealth and its localities for purposes of the tax. The provisions in the bill would become effective on January 1, 2016.

Patron - Habeeb

HB2225 Tax credit; principal paid on business loans. Establishes an individual income tax credit for the amount of principal paid by an eligible business on a loan during the taxable year. The credit would equal the lesser of (i) the product of .0575 and 75 percent of the principal paid on all business loans during the year, but not to exceed an aggregate of \$3,500, or (ii) the amount of individual income tax imposed for the year.

Eligible businesses are defined as businesses (a) having at least \$100,000 but not in excess of \$5 million in gross receipts or gross revenues for the year, (b) with at least three full-time employees for at least six continuous months of the year, and (c) that have not been operating for more than five years.

Patron - Davis

HB2282 Gas severance tax. Eliminates the expiration date for the local gas severance tax that is dedicated to (i)

the local Coal and Gas Road Improvement Fund, (ii) the Virginia Coalfield Economic Development Fund, and (iii) water, sewer, and natural gas systems and lines. This bill was incorporated HB 1705.

Patron - O'Quinn

HB2311 Education improvement scholarships tax credit; reporting requirement. Makes the required report of contributions qualifying for the credit and scholarships awarded from such contributions a calendar year report. The report currently is based on each scholarship foundation's fiscal year. This change will enable the Department of Education to determine whether a scholarship foundation has complied with the statutory requirement to disburse at least 90 percent of its tax-credit-derived funds received during each 12-month period ending on June 30 by the following June 30 for educational scholarships.

Patron - Massie

HB2348 Local cigarette tax; Montgomery and Pulaski Counties. Adds Montgomery and Pulaski Counties to the list of counties authorized to impose a local cigarette tax and requires that the revenue from such tax in those counties be used solely for school maintenance and construction. Current law provides that Arlington and Fairfax Counties may impose a local cigarette tax. The bill expires on June 30, 2025.

Patron - Yost

HB2371 Sales and use tax; exemption for certain nonprofit entities. Provides a sales and use tax exemption for entities exempt from federal income taxation under § 501(c)(19) of the Internal Revenue Code, which is an exemption for veterans organizations that meet certain requirements.

Patron - Fariss

HB2381 Individual income tax rate. Reduces the top marginal individual income tax rate, currently 5.75 percent, whenever an individual income tax credit expires. The 5.75 percent rate would be reduced by an amount that generates approximately the same amount of additional annual revenue anticipated to be received from the expiration of the credit. The Tax Commissioner would determine the amount of the reduction rounded to the nearest 0.05 percent. The adjusted tax rate would become effective beginning with the taxable year immediately following the first taxable year for which the credit is no longer allowable. If the 5.75 percent rate is ever reduced to a 0.00 percent rate for a taxable year, then the five percent marginal income tax rate would be imposed on all taxable income in excess of \$5,000. Currently, the five percent marginal income tax rate is imposed on income in excess of \$5,000 but not in excess of \$17,000. The provisions of the bill would become effective beginning with the 2015 taxable year.

Patron - Cline

HB2382 Land preservation tax credits for individuals and corporations. Provides land preservation tax credits for individuals and corporations.

Patron - Fariss

SB705 Virginia Lottery; sale of lottery tickets over Internet. Repeals the prohibition against the sale of lottery tickets over the Internet.

Patron - Favola

SB741 Coalfield employment enhancement tax credit; expiration. Extends the expiration date of the credit from January 1, 2017, to January 1, 2019.

Patron - Carrico

SB774 Admissions tax in counties. Extends the authorization to levy a tax on admissions charged for attendance at any event to all counties and removes specific authorizations deemed unnecessary as a result of this bill.

Patron - Lucas

SB784 Local cigarette taxes. Allows all localities to impose a cigarette tax by removing the requirement that they had such authority prior to 1977. The bill sets a maximum rate on the cigarette tax imposed by counties of five cents per pack or the amount levied under state law, whichever is greater.

Patron - Lucas

SB796 County food and beverage tax; referendum requirement. Removes the requirement that a county food and beverage tax be approved by a referendum before the county may pass an ordinance.

Patron - Lucas

SB807 Corporate income tax; lower rate for certain businesses. Reduces the corporate income tax rate from six percent to three percent for the first three years after a business located outside Virginia opens a satellite office in a Virginia locality with a population of 200,000 or fewer or after a business located in a Virginia locality with a population exceeding 200,000 opens a satellite office or operation in a Virginia locality with a population of 200,000 or fewer, for taxable years beginning on or after January 1, 2015. The capital investment made by the corporation must be \$250,000 or more, and the tax reduction may not exceed the amount of that capital investment.

Patron - Stanley

SB810 Low-income tax credit; refundable. Changes the low-income tax credit to make any amount that exceeds the taxpayer's income tax liability refundable to the taxpayer beginning in tax year 2015.

Patron - Edwards

SB886 Plastic bag tax in the Chesapeake Bay Watershed. Imposes a five-cent bag tax on plastic bags provided to customers by certain retailers in localities located wholly within the Chesapeake Bay Watershed and directs revenues to be used to support the Chesapeake Bay Watershed Implementation Plan. The bill also allows every retailer that collects the tax to retain one cent of the five-cent tax.

Patron - Petersen

SB887 Real property tax on commercial and industrial property. Requires counties to appropriate 30 percent of the revenue from the special tax on commercial and industrial property attributable to property located within any town that constructs and maintains its streets to such town, unless the county and town agree otherwise.

Patron - Petersen

SB905 Educational improvement scholarships tax credit; eligible schools; requirements. Requires that any national norm-referenced achievement test used by a nonpublic school that is not accredited by the Virginia Council for Private Education be approved by the Board of Education in order to receive funds derived from the education improvement scholarships tax credit. Current law does not require such norm-referenced tests to be Board approved.

Patron - Howell

SB949 Tax credit for hybrid vehicle registration. Creates a \$64 tax credit for the 2015 tax year for hybrid vehicle owners who paid the \$64 annual license tax between July 1,

2013, and July 1, 2014. The bill has a July 1, 2018, expiration date.

Patron - Stuart

SB975 Tourism zones; tax revenues for tourism projects. Decreases from 80 percent to 70 percent the share of the total cost of a tourism project that the project must have in place before being eligible to receive a percentage of the state and local sales tax revenues generated on the premises of the project, to be used towards debt service to bridge the gap between available debt and equity and the expected costs of the project. This bill was incorporated into SB 1401.

Patron - Ruff

SB1004 Taxes on electronic cigarettes and other vapor products. Creates a state tax on electronic cigarettes, electronic cigars, electronic cigarillos, and similar products and devices (vapor products) and authorizes cities and towns and certain counties to impose a tax on vapor products. The state tax would be imposed at a rate \$0.18 per milliliter of nicotine liquid solution or other material containing nicotine that is depleted as the vapor product is used. All revenues from the state tax on vapor products would be deposited into the Virginia Health Care Fund, into which all revenues from the state tax on cigarettes are currently deposited.

Counties, cities, and towns that are currently authorized to tax cigarettes would be authorized to also tax vapor products at rates determined by the local governing bodies. The bill requires a local governing body imposing the tax to base the tax upon the per milliliter content of nicotine liquid solution or other material containing nicotine that is depleted as the vapor product is used. The bill authorizes Arlington and Fairfax Counties to impose a vapor products tax, but at a rate that does not exceed the state tax on vapor products created under the bill. Under current law, Arlington and Fairfax Counties may impose a tax on cigarettes at a rate that does not exceed the state cigarette tax. The bill has a delayed effective date of January 1, 2016.

Patron - Ebbin

SB1005 Individual income tax refunds; payment. Requires the Tax Commissioner and State Comptroller to implement procedures to allow an individual to elect to have his income tax refund paid by check mailed to his address. If the individual makes no election on his income tax return as to the method of payment of his refund, the refund would be paid by check mailed to the address provided on his return. The bill prohibits the usage of prepaid debit cards as a means for the payment of individual income tax refunds. The bill applies to individual income tax returns relating to taxable year 2015 and taxable years thereafter. The bill was incorporated into SB 701.

Patron - Ebbin

SB1009 Income tax deduction; long-term health care insurance premiums. Reduces the allowable income tax deduction for long-term health care insurance premiums from 100 percent to 50 percent of the amount an individual pays annually in premiums, effective for taxable years beginning on or after January 1, 2015.

Patron - Howell

SB1141 Sales and use tax exemption; computer equipment and software used in certain data centers. Removes the June 30, 2020, sunset date for the sales and use tax exemption for computer equipment and software used in certain data centers. The bill also increases from \$150 million to \$500 million the minimum amount of new capital invest-

ment a data center must make to be eligible for the sales and use tax exemption, effective June 30, 2020.

Patron - McDougle

SB1147 Median income taxpayers tax credit. Creates a \$250 nonrefundable tax credit for taxpayers who have one or more dependents under the age of 18 and whose family adjusted gross income is within 25 percent, above or below, of the statewide median household income. The tax credit is available for taxable years 2016 through 2020.

Patron - Stuart

SB1172 Entitlement to certain sales tax revenues; developments of regional impact. Allows an existing development of regional impact to be expanded into an adjoining county that has a portion of Interstate 81 within its boundaries and that has an agreement with the city in which the existing development is located. The expanded area may not exceed 84 acres and must be within three miles of the existing development. The county and city would not be entitled to any sales tax revenues generated by retail establishments operating on July 1, 2015, in the expanded portion of the development.

Patron - Carrico

SB1175 Short-term rental property tax. Permits localities to impose a short-term rental property tax on bicycles at the rate of \$1 per rental or at the rate permitted under current law, which is a rate not to exceed one and one-half percent of the price of the rental.

Patron - Carrico

SB1185 Admissions tax in Stafford County; expiration. Extends the expiration of the admissions tax in Stafford County from July 1, 2015, to July 1, 2019.

Patron - Stuart

SB1210 Retail sales and transient occupancy taxes on room rentals. Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill would require the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room.

Patron - Ebbin

SB1212 Watercraft sales and use tax. Raises the rate of the watercraft sales and use tax, currently 2%, to 4.15%, which is the rate that will be applied to the motor vehicle sales and use tax effective July 1, 2016. The bill removes the current cap of \$2,000 on the amount of watercraft sales and use tax that can be levied. The bill maintains the same amount of revenue to the Department of Game and Inland Fisheries.

Patron - Ebbin

SB1243 Tangible personal property; miscellaneous and incidental property. Declares miscellaneous and incidental property with an original cost of less than \$250 as a separate classification of tangible personal property. The bill clarifies that when reporting such property, a taxpayer may provide an aggregate estimate of the total value of such property instead of an itemized list. The bill also authorizes a locality to tax such property at a separate rate of taxation not to exceed the rate imposed on general tangible personal property. This bill was incorporated into SB 1127.

Patron - Deeds

SB1285 Reduction of the corporate income tax. Reduces the corporate income tax rate by one percent for taxable years beginning on or after January 1, 2016, and continues to reduce the corporate income tax rate each taxable year contingent upon general fund revenues exceeding the forecast by one percent for the previous fiscal year.

Patron - Martin

SB1364 Corporate income tax; apportionment of income for manufacturers; defense manufacturers. Exempts defense manufacturers that elect to use single sales factor apportionment for purposes of determining corporate income tax liability in the Commonwealth from the requirement that they maintain certain levels of employment and wages of their full-time employees. The exemption would be applicable for taxable years beginning on and after January 1, 2016, but before January 1, 2021. The Department of Taxation is directed to report no later than January 1, 2016, regarding the application of the existing single sales factor apportionment and an estimate of the fiscal impact that this bill would have if it were in effect for taxable year 2015. The bill has a reenactment clause.

Patron - Alexander

SB1399 Tax credit for contributions to political candidates. Repeals the personal income tax credit for contributions to political candidates.

Patron - Petersen

SB1414 Local cigarette tax; Montgomery and Pulaski Counties. Adds Montgomery and Pulaski Counties to the list of counties authorized to impose a local cigarette tax and requires that the revenue from such tax in those counties be used solely for public education. Current law provides that Arlington and Fairfax Counties may impose a local cigarette tax. The bill expires on June 30, 2025.

Patron - Edwards

SB1432 Corporate income tax; commercial space-flight entities. Continues the transfer to the Virginia Commercial Space Flight Authority of income tax revenue generated by certain companies that is attributable to the sale of commercial human spaceflights or spaceflight training. Under current law, this transfer would take place only through fiscal year 2015. This bill was incorporated into SB 1070.

Patron - Carrico

SB1447 Corporate income tax subtraction. Provides that if a previously inverted corporation makes a capital investment of at least \$5 million to open a facility or business operation in the Commonwealth, then the first \$5 million of the corporation's profits each year may be subtracted from the corporation's adjusted gross income for income tax purposes for the first five years of operation of such business or facility.

Patron - McDougle

Trade and Commerce

Passed

HB1522 Hauling motor fuels; times of emergency. Directs certain state agencies to establish a protocol for a declaration of a state of emergency for resource shortages that adversely affect the delivery of motor fuels, gasoline, diesel, kerosene, number one and number two heating oils, or liquid

propane gas and to report on such protocol by the first day of the 2016 Session. This bill is identical to SB 778.

Patron - Byron

HB1562 Electronic identity management; standards; liability. Creates the Identity Management Standards Advisory Council to advise the Secretaries of Technology and Transportation on the adoption of technical and data standards regarding the verification and authentication of identity in digital and online transactions. The bill establishes in the Code of Virginia the concept of an identity trust framework operator, an entity that establishes rules and policies for identity providers operating within the framework and issues electronic trustmarks to such providers signifying compliance with the rules and policies of that trust framework. The bill also establishes limitation on liability for providers that adhere to the adopted standards, the applicable contract terms, and the rules and policies of the identity trust framework provider, absent gross negligence or willful misconduct. The bill provides that the provider's adherence to the adopted standards and applicable contract terms of the identity framework shall satisfy any requirement for a commercially reasonable security or attribution procedure under Title 8.4A (Commercial Code), the Uniform Electronic Transactions Act (§ 59.1-479 et seq.), and the Uniform Computer Information Transactions Act (§ 59.1-501.1 et seq.). This bill is identical to SB 814.

Patron - Rust

HB1826 Virginia Racing Commission (VRC); powers. Revises the Virginia horse racing statute in light of Colonial Downs' surrender of its unlimited license to own and operate the racetrack in New Kent County and the nine satellite facilities (OTBs) in Virginia. Specifically, the bill (i) revises the definition of licensee to permit any licensee to own or operate a racetrack; (ii) adds a definition of (a) recognized majority horsemen's group to clarify that the VRC determines which organizations represent horse owners and trainers at race meets and (b) significant infrastructure limited licensee (Colonial Downs); (iii) reallocates the source market fee paid by online wagering companies (account wagering) licensed by the VRC for specified and VRC-approved purposes; and (iv) establishes a simulcast escrow fund to allow OTB wagering to continue in absence of a contract between a licensee and a recognized majority horsemen's group. The bill contains technical amendments. This bill is identical to SB 1097.

Patron - Scott

HB1898 Grants for pulp, paper, and fertilizer manufacturers. Creates the Pulp, Paper, and Fertilizer Advanced Manufacturing Performance Grant Program (Program), which would provide grants to any pulp, paper, and fertilizer manufacturer that invests at least \$2 billion in real or personal property and creates at least 2,000 new full-time jobs pursuant to a memorandum of understanding with the Commonwealth. The total amount of grants paid under the Program would not exceed \$20 million. Grants would be paid when the qualifying manufacturer attains capital investment and job creation requirements included in the memorandum of understanding. Grants would be paid from the Pulp, Paper, and Fertilizer Advanced Manufacturing Performance Grant Program Fund.

Patron - Cox

SB778 Hauling motor fuels; times of emergency. Directs certain state agencies to establish a protocol for a declaration of a state of emergency for resource shortages that adversely affect the delivery of motor fuels, gasoline, diesel, kerosene, number one and number two heating oils, or liquid propane gas and to report on such protocol by the first day of the 2016 Session. This bill is identical to HB 1522.

Patron - Newman

[P]SB814 Electronic identity management; standards; liability. Creates the Identity Management Standards Advisory Council to advise the Secretaries of Technology and Transportation on the adoption of technical and data standards regarding the verification and authentication of identity in digital and online transactions. The bill establishes in the Code of Virginia the concept of an identity trust framework operator, an entity that establishes rules and policies for identity providers operating within the framework and issues electronic trustmarks to such providers signifying compliance with the rules and policies of that trust framework. The bill also establishes limitation on liability for providers that adhere to the adopted standards, the applicable contract terms, and the rules and policies of the identity trust framework provider, absent gross negligence or willful misconduct. The bill provides that the provider's adherence to the adopted standards and applicable contract terms of the identity framework shall satisfy any requirement for a commercially reasonable security or attribution procedure under Title 8.4A (Commercial Code), the Uniform Electronic Transactions Act (§ 59.1-479 et seq.), and the Uniform Computer Information Transactions Act (§ 59.1-501.1 et seq.). This bill is identical to HB 1562.

Patron - Watkins

[P]SB1097 Virginia Racing Commission (VRC); powers. Revises the Virginia horse racing statute in light of Colonial Downs' surrender of its unlimited license to own and operate the racetrack in New Kent County and the nine satellite facilities (OTBs) in Virginia. Specifically, the bill (i) revises the definition of licensee to permit any licensee to own or operate a racetrack; (ii) adds a definition of (a) recognized majority horsemen's group to clarify that the VRC determines which organizations represent horse owners and trainers at race meets and (b) significant infrastructure limited licensee (Colonial Downs); (iii) reallocates the source market fee paid by online wagering companies (account wagering) licensed by the VRC for specified and VRC-approved purposes; and (iv) establishes a simulcast escrow fund to allow OTB wagering to continue in absence of a contract between a licensee and a recognized majority horsemen's group. The bill contains technical amendments. This bill is identical to HB 1826.

Patron - Vogel

[P]SB1204 Sale of secondhand building materials; exemptions. Exempts the donation of certain secondhand material from requirements otherwise applicable to transactions involving such materials, when the materials are donated by their owner or the owner's contractor or subcontractor to a nonprofit tax-exempt corporation. The sale of such material by the nonprofit corporation is likewise exempted from the requirements, which include obtaining a permit, keeping records of transactions, and making reports to law-enforcement officials. The exempted material consists of heating or plumbing fixtures or supplies, electrical fixtures or any wiring, gas fixtures or appliances, water faucets, pipes, locks, bathtubs, gutters, downspouts, or other secondhand fixtures pertaining to a building or structure.

Patron - Wagner

Failed

[F]HB1281 Kill switches for digital devices. Requires any new cellular phone, tablet device, or other mobile communications device manufactured on or after July 1, 2015, that is sold in the Commonwealth to either be equipped at the time of sale with a preloaded kill switch or be capable of having a kill switch downloaded to the device by an authorized user at no cost. The bill defines a kill switch as a technological solution

or functionality provided by the manufacturer or operating system provider that, once initiated and successfully communicated to the digital device, renders the essential features of the digital device inoperable to an unauthorized user when the digital device is not in the possession of an authorized user. A person selling a digital device in violation of this measure is subject to injunctions and civil penalties.

Patron - Spruill

[F]HB1726 Enterprise zone real property investment grants. Allows investments in buildings that incorporate residential and commercial or industrial uses to qualify for an enterprise zone real property investment grant with regard to the portion of the investment associated with the exclusive commercial space, which is the area within the peripheral walls and ceiling of any portion of the building that is used for a commercial or industrial use. Currently, expenditures incurred with respect to all of a building with both residential uses and commercial or industrial uses may constitute a qualified real property investment only if at least 30 percent of the usable floor space will be devoted to commercial or industrial use. This measure provides that where less than 30 percent of the building's space will be devoted to commercial or industrial use, expenditures associated with the exclusive commercial space may nonetheless qualify for a grant under the enterprise zone program.

Patron - Rasoul

[F]HB1740 Enterprise Zone Grant Program. Changes the Enterprise Zone Grant Program by (i) limiting enterprise zones in each county and city to an aggregate of 10 square miles; (ii) allowing the Department of Housing and Community Development to add a contiguous locality to an existing joint enterprise zone consisting of four or more localities, provided that all localities have submitted resolutions supporting the new joint enterprise zone and applications for redesignation of the enterprise zone; and (iii) providing that if appropriations are insufficient to pay all persons making real property investments in an enterprise zone, then the initial allocation to each county and city for the payment of all qualified investors will not exceed \$1 million. Currently, the Department may add an area of a locality to an existing joint enterprise zone consisting of two localities if the area added is contiguous to the existing zone and includes a revenue-sharing district that has experienced the loss of 900 permanent full-time positions in a 12-month period. If allocations are insufficient to pay all qualified zone investors in full, grants are currently allocated among all investors in a proportional manner regardless of the county or city of location.

Patron - Hodges

[F]HB1920 Virginia Consumer Protection Act; exclusions. Excludes a service provided by a public service corporation from application of the Virginia Consumer Protection Act (the Act) if the provision of the service is regulated by the State Corporation Commission (SCC). A service provided by a public service corporation therefore will be subject to the provisions of the Act if the service is not regulated by the SCC. The measure also (i) updates a reference to small loan companies and (ii) clarifies that the Act's exclusion for financial institutions, broker-dealers, gas suppliers, and insurance companies applies only if such entities are regulated and supervised by the SCC or a comparable federal regulatory body.

Patron - LeMunyon

[F]HB1934 Virginia Racing Commission (VRC); powers. Requires the Virginia Racing Commission (VRC) to revoke the advance deposit account wagering license of any licensee that has, on or before January 1, 2015, violated any

law relating to horse racing or VRC regulations. The bill contains an emergency clause.

Patron - Gilbert

HB2143 Secondhand articles; building material. Establishes requirements for the issuance of salvage licenses to persons acting as building material collectors and building material purchasers. The measure prohibits a building material purchaser from purchasing building material, which includes secondhand heating or plumbing fixture or supplies, electric fixtures, wiring, gas fixtures or appliances, water faucets, pipes, locks, bathtubs, gutters or downspouts, or other fixtures used in the construction of, attached to, or otherwise appurtenant to a building or structure, without a valid salvage license. "Building material" also includes any nonferrous scrap or proprietary article, without regard to whether it is used in the construction of, attached to, or otherwise appurtenant to a building or structure. The measure also requires payments for scrap metal, building materials, and related items to be made by check issued in the name of the building material collector as stated on its salvage license.

Patron - Yancey

HB2224 Virginia Racing Commission; significant infrastructure limited licensee; allocation of advance deposit account wagering. Authorizes the Virginia Racing Commission (VRC) to issue a significant infrastructure limited license to the owner or operator of a significant infrastructure facility, defined as a horse racing facility that has been approved by a local referendum and has a minimum racing infrastructure consisting of (i) a one-mile dirt track, (ii) a seven-eighths-mile turf course, (iii) covered seating for no fewer than 1,000 persons, and (iv) barns with no fewer than 900 permanent stalls. The bill also allocates source market fees paid by online wagering companies (advance deposit account wagering) licensed by the VRC and allows significant infrastructure limited licensees to conduct meetings for a period not to exceed 50 days in any calendar year.

Patron - Knight

HB2313 Virginia Racing Commission (VRC); simulcast horse racing; allocations. Provides for the issuance of an infrastructure license by the VRC for persons meeting the following requirements: (i) the applicant owns a facility that has been approved by local referendum, (ii) the applicant meets the requirements for the issuance of an owner's license, and (iii) such facility contains racing infrastructure of a one-mile dirt track, a seven-eighths-mile turf course, covered seating for no fewer than 1,000 persons, and barns with no fewer than 900 permanent stalls. The bill also authorizes wagering on historical horse racing at horse racetracks or satellite facilities owned or operated by the infrastructure licensee. The bill also requires regulations of the VRC to prohibit any satellite facility or unlimited licensee racetracks that are not under common majority ownership to operate within 75 miles of one another. The bill revises the definition of simulcast horse racing to include live or prerecorded horse races from licensed tracks or satellite facilities. The bill also allocates the proceeds from such racing, with 40 percent to be paid into the general fund, 50 percent to be to the infrastructure licensee, and the remaining percentage to be distributed among various horsemen's groups, the Virginia Breeders Fund, and the Virginia Tourism Authority. The bill (a) defines historical horse racing; (b) requires VRC-licensed racetracks in the Commonwealth to enter into a contract for the provision of compulsive gambling educational programs, including information on the availability of compulsive gambling counseling; and (c) requires the promulgation of emergency regulations by the VRC. The bill

contains technical amendments to reflect that there is no longer an unlimited licensee of the VRC.

Patron - Kilgore

HB2335 Virginia Racing Commission to permit pari-mutuel wagering on simulcast horse racing from outside the Commonwealth. Provides for the Virginia Racing Commission to permit pari-mutuel wagering on simulcast horse racing from outside the Commonwealth in the absence of a contract between the licensee and the recognized majority horseman's group. Under the bill, the Commission may permit wagering on simulcast horse racing to continue and require that the statutory amounts designated for purses and prizes generated by wagering on simulcast horse racing from outside the Commonwealth be deposited into the State Racing Operations Fund within five days from the date on which the licensee receives wagers until a new approved contract has been executed by the licensee and the recognized majority horseman's group. The bill contains an emergency clause.

Patron - Peace

SB716 Virginia Casino Gaming Commission; regulation of casino gaming; penalties. Creates the Virginia Casino Gaming Commission as the licensing body for casino gaming. The bill specifies the licensing requirements for casino gaming and imposes penalties for violations of the casino gaming law. Under the bill, casino gambling shall be limited to localities in which at least 40 percent of the land area is exempt from local real property taxation pursuant to federal law or subdivisions (a) (1) through (a) 5 and (a) 7 of Section 6 of Article X of the Constitution of Virginia. The bill requires proceeds of the gross receipts tax and admission tax imposed on casino gaming operators to be paid as follows: (i) 10 percent to the locality in which the casino gaming operation is located and (ii) 90 percent into the Toll Mitigation Fund, which shall be used to mitigate the tolls established to support construction and maintenance of the Dominion Boulevard Bridge and Roadway Improvement Project and the Downtown Tunnel/Midtown Tunnel/Martin Luther King Freeway Extension Project.

Patron - Lucas

SB1313 Virginia Racing Commission; significant infrastructure limited licensee; allocation of advance deposit account wagering. Authorizes the Virginia Racing Commission (VRC) to issue a significant infrastructure limited license to the owner or operator of a significant infrastructure facility, defined as a horse racing facility that has been approved by a local referendum and has a minimum racing infrastructure consisting of (i) a one-mile dirt track, (ii) a seven-eighths-mile turf course, (iii) covered seating for no fewer than 1,000 persons, and (iv) barns with no fewer than 900 permanent stalls. The bill also allocates source market fees paid by online wagering companies (advance deposit account wagering) licensed by the VRC and allows significant infrastructure limited licensees to conduct meetings for a period not to exceed 50 days in any calendar year.

Patron - Norment

Unemployment Compensation

Failed

HB1278 Unemployment compensation; responsibility for benefit charges. Amends provisions in Virginia's unemployment compensation laws designating the employer as responsible for benefit charges. Under current law, the last

employer that employed a benefits-eligible individual for 30 days or 240 hours will be assessed benefit charges relating to such individual's benefit claim. The bill increases the amount of employment required before responsibility attaches to 60 days or 480 hours.

Patron - Davis

HB1382 Unemployment benefits; liability for benefit charges. Provides that benefit charges associated with the payment of unemployment compensation benefits to an individual shall not be the responsibility of the most recent employing unit for whom the individual performed services for remuneration during 30 days, whether or not such days are consecutive, or during 240 hours. If such individual's unemployment is caused by separation from an employer that employed the individual after the individual separated from employment with the last 30-day employing unit, the individual's benefit charges for such period of unemployment shall constitute pool charges and not be charged to the last 30-day employing unit.

Patron - Head

HB1430 Unemployment compensation; benefit charges. Excludes benefits paid to a claimant who leaves employment as a result of circumstances directly resulting from domestic violence or sexual assault from the benefit charges used in calculating his employer's state unemployment tax rate. Under this measure, these benefits will be charged against the pool rather than against the claimant's employer. The exclusion applies if the Virginia Employment Commission has determined that the claimant's leaving employment as a result of such circumstances constitutes leaving work for good cause. Circumstances directly resulting from domestic violence or sexual assault exist when the claimant (i) reasonably fears future domestic violence or sexual assault en route to or from his workplace, (ii) wishes to relocate to avoid future domestic violence or sexual assault against himself or his children, or (iii) reasonably believes that leaving work is necessary for his safety or that of his children.

Patron - Herring

HB1855 Unemployment compensation tax; exclusion of wages. Excludes from the amount of wages paid by an employer, for purposes of calculating state unemployment tax liability, remuneration paid to an employee who owns all or a majority of the equity of the employer, if the employer is a corporation, limited liability company, or other business entity.

Patron - Adams

Virginia Energy Plan

Passed

HB2267 Virginia Solar Energy Development Authority. Creates the Virginia Solar Energy Development Authority to facilitate, coordinate, and support the development of the solar energy industry and solar-powered electric energy facilities in the Commonwealth. The Authority is directed to do so by developing programs to increase the availability of financing for solar energy projects, facilitate the increase of solar energy generation systems on public and private sector facilities in the Commonwealth, promote the growth of the Virginia solar industry, and provide a hub for collaboration between entities to partner on solar energy projects. The Authority will be composed of 11 members, of whom six will be appointed by the Governor, three will be appointed by

the Speaker of the House, and two will be appointed by the Senate Committee on Rules. Members may be representatives of solar businesses, solar customers, renewable energy financiers, state and local government solar customers, and solar research academics. The Authority is charged with, among other tasks, (i) identifying existing state and regulatory or administrative barriers to the development of the solar energy industry, (ii) collaborating with entities such as higher education institutions to increase the training and development of the workforce needed by the solar industry in Virginia, including industry-recognized credentials and certifications, (iii) applying to the U.S. Department of Energy for loan guarantees for such projects, and (iv) performing any other activities as may seem appropriate to increase solar energy generation in Virginia and the associated jobs and economic development and competitiveness benefits, including assisting investor-owned utilities in the planned deployment of at least 400 megawatts of solar energy projects in the Commonwealth by 2020 through entering into agreements in its discretion in any manner provided by law for the purpose of planning and providing for the financing or assisting in the financing of the construction or purchase of solar energy projects that are authorized pursuant to a provision of Chapter 23 of Title 56. The Director of the Department of Mines, Minerals and Energy may utilize non-state-funded support to carry out any duties assigned to the Director. Funding may be provided by any source, public or private, for the purposes for which the Authority is created. The bill has a sunset date of July 1, 2025.

Patron - Hugo

SB1099 Virginia Solar Energy Development Authority. Creates the Virginia Solar Energy Development Authority to facilitate, coordinate, and support the development of the solar energy industry and solar-powered electric energy facilities in the Commonwealth. The Authority is directed to do so by developing programs to increase the availability of financing for solar energy projects, facilitate the increase of solar energy generation systems on public and private sector facilities in the Commonwealth, promote the growth of the Virginia solar industry, and provide a hub for collaboration between entities to partner on solar energy projects. The Authority will be composed of 11 members, of whom six will be appointed by the Governor, three will be appointed by the Speaker of the House, and two will be appointed by the Senate Committee on Rules. Members may be representatives of solar businesses, solar customers, renewable energy financiers, state and local government solar customers, and solar research academics. The Authority is charged with, among other tasks, (i) identifying existing state and regulatory or administrative barriers to the development of the solar energy industry; (ii) collaborating with entities such as higher education institutions to increase the training and development of the workforce needed by the solar industry in Virginia, including industry-recognized credentials and certifications; (iii) applying to the U.S. Department of Energy for loan guarantees for such projects; and (iv) performing any other activities as may seem appropriate to increase solar energy generation in Virginia and the associated jobs and economic development and competitiveness benefits. The Director of the Department of Mines, Minerals and Energy may utilize non-state-funded support to carry out any duties assigned to the Director. Funding may be provided by any source, public or private, for the purposes for which the Authority is created. The bill has an expiration date of July 1, 2025.

Patron - Stuart

Failed

[F]HB1709 Allocation of offshore natural gas and oil royalties. Changes the manner in which the revenues and royalties from offshore natural gas and oil drilling and exploration that exceed \$50 million are distributed. Currently, an amount up to \$50 million is deposited into the Virginia Offshore Energy Emergency Response Fund, and any funds in excess of this amount are deposited into the general fund. The bill allocates 50 percent of the amount of the excess to the general fund, 25 percent to K-12 capital projects, and 25 percent to operational support for K-12.

Patron - Davis

[F]HB1725 Virginia Solar Energy Development Authority. Creates the Virginia Solar Energy Development Authority to facilitate, coordinate, and support the development of the solar energy industry and solar-powered electric energy facilities in the Commonwealth. The Authority is directed to do so by developing programs to increase the availability of financing for solar energy projects, facilitate the increase of solar energy generation systems on public and private sector facilities in the Commonwealth, promote the growth of the Virginia solar industry, and provide a hub for collaboration between entities to partner on solar energy projects. The Authority will be composed of 11 members appointed by the Governor. Members may be representatives of solar businesses, solar customers, renewable energy financiers, state and local government solar customers, and solar research academics. The Authority is charged with, among other tasks, (i) identifying existing state and regulatory or administrative barriers to the development of the solar energy industry, (ii) collaborating with entities such as higher education institutions to increase the training and development of the workforce needed by the solar industry in Virginia, including industry-recognized credentials and certifications, (iii) applying to the U.S. Department of Energy for loan guarantees for such projects, and (iv) performing any other activities as may seem appropriate to increase solar energy generation in Virginia and the associated jobs and economic development and competitiveness benefits. At the recommendation of the Authority, the Director of the Department of Mines, Minerals and Energy may utilize non-state-funded support to carry out any duties assigned to the Director. Funding for nonstate support may be provided by any source, public or private, for the purposes for which the Authority is created.

Patron - Bulova

[F]SB1462 Virginia Offshore Energy Development Authority. Converts the Virginia Offshore Wind Development Authority to the Virginia Offshore Energy Development Authority and broadens its focus to include facilitating, coordinating, and supporting the development of the offshore oil and gas industry and offshore oil and gas projects.

Patron - Wagner

Waters of the State, Ports and Harbors

Passed

[P]HB1364 Fees for testing and monitoring of land application of industrial wastes. Allows localities to adopt ordinances that provide for the testing and monitoring of the

land application of solid or semisolid industrial wastes. The bill requires the State Water Control Board (the Board) to adopt regulations no later than January 1, 2016, requiring persons that land-apply industrial wastes to collect a fee from the generator of the industrial wastes and remit the fee to the Department of Environmental Quality (DEQ). The bill sets the fee at \$5 per ton until altered by the Board. The bill requires the Board's regulations to include procedures for (i) collection of the fees by DEQ, (ii) deposit of the collected fees into the Sludge Management Fund (the Fund), and (iii) disbursements from the Fund to localities for the testing and monitoring of the industrial wastes. The Department of Environmental Quality is required to establish and implement a program to train the employees of the localities who will be responsible for testing and monitoring the land application of industrial wastes. The bill specifies the minimum instructional elements of the training program. This bill is identical to SB 1413.

Patron - Peace

[P]HB1535 Secretary of Natural Resources; annual report on tributary plans. Repeals the requirement that the Secretary of Natural Resources report annually to certain standing committees and the Virginia delegation to the Chesapeake Bay Commission on Chesapeake Bay tributary plans. The tributary plans have been replaced by the Watershed Implementation Plans.

Patron - Bulova

[P]HB1536 References to obsolete tributary strategy plans. Removes out-of-date references to the tributary strategy plans that appear in the Virginia Water Quality Improvement Act of 1997. The tributary strategy plans have been replaced by the Chesapeake Bay TMDL Watershed Implementation Plan as the approach for cleaning up the Chesapeake Bay.

Patron - Bulova

[P]HB1734 Loans for creation of living shorelines. Authorizes the State Water Control Board to provide loans from the Virginia Water Facilities Revolving Fund to (i) a local government for the purpose of establishing living shorelines that protect or improve water quality and prevent water pollution or (ii) a local government that has developed a funding program to provide low-interest loans or other incentives to individuals to assist in establishing living shorelines.

Patron - Hodges

[P]HB1812 Secretary of Natural Resources; Chesapeake Bay Watershed Agreement; annual report. Updates the requirements for the annual report concerning the Chesapeake Bay prepared by the Secretary of Natural Resources by substituting the recently agreed-to 2014 Chesapeake Bay Watershed Agreement for the Chesapeake Bay 2000 Agreement, which is now obsolete. The recipients of the report are also updated.

Patron - Bloxom

[P]HB1827 Exemption for routine highway maintenance projects. Exempts routine highway maintenance projects of the Virginia Department of Transportation from the requirements of the Erosion and Sediment Control Act, including the reduction of flow runoff rates. This exemption is consistent with the exemption for similar routine highway maintenance projects under the Stormwater Management Program.

Patron - Scott

[P]HB1829 Toxic substances report. Changes from annually to every odd-numbered year the interval at which the Department of Environmental Quality is required to submit to

the committees of oversight a report on the reduction of toxic substances in state waters.

Patron - Plum

HB1871 Registration of wells. Requires certified water well systems providers to register wells being constructed in ground water management areas with the State Water Control Board (SWCB) within 30 days of the completion of the well's construction. The bill requires the Department of Health (VDH) to provide the SWCB annually with a list of the wells that were permitted during the previous year and the SWCB to provide VDH annually with a list of the wells that were registered during the previous year.

Patron - Bulova

HB1924 Eastern Virginia Groundwater Management Advisory Committee established. Establishes the Eastern Virginia Groundwater Management Advisory Committee (the Committee) to assist the Department of Environmental Quality (DEQ) in developing, revising, and implementing a management strategy for ground water in the Eastern Virginia Groundwater Management Area. The bill prohibits the State Water Control Board and the DEQ from issuing draft permits that would require reductions in the volume of permitted ground water withdrawals before December 31, 2015. The bill has a sunset date of January 1, 2018. This bill is identical to SB 1341.

Patron - Hodges

HB2019 Virginia Port Authority; exemptions from the Public Procurement Act. Adds (i) conveyance and transfers of real property by state agencies and (ii) temporary transfers of use of property between state agencies and lease to private entities to the list of exemptions for the Virginia Port Authority. The bill also allows the Board of Commissioners of the Authority to approve policies in order for the Authority to have specified exemptions from the Public Procurement Act. Current law allows these exemptions only with Board approval of regulations.

The bill requires the Virginia Port Authority to develop policies or adopt regulations for the implementation of the bill's provisions no later than January 1, 2017, prior to which date the Authority may exercise the authority granted by the bill subject to the approval of the Secretary of Transportation. This bill is identical to SB 1359.

Patron - BaCote

HB2067 Daylighted streams. Provides that the State Water Control Board (SWCB), when developing the criteria for a Resource Protection Area (RPA) under the Chesapeake Bay Preservation Act, shall not require that a daylighted stream become an RPA. The bill requires any locality that does not designate an RPA adjacent to a daylighted stream to use a water quality impact assessment to ensure that development adjacent to the stream does not result in the degradation of the stream. The locality's assessment must (i) be consistent with the SWCB's criteria for water quality impact assessments in RPAs, (ii) identify the impacts of proposed development on water quality, and (iii) determine measures to mitigate adverse impacts. The bill defines a daylighted stream as a stream that has been previously diverted into a culvert, pipe, or other underground drainage system and is redirected into an above-ground channel using natural channel design concepts. The bill does not limit a locality's authority to include such a stream within an RPA.

Patron - Watts

HB2273 Virginia Port Authority police powers. Expands the police powers of the Virginia Port Authority by

allowing the Authority to employ special police officers on property owned, leased, or operated by the Authority or its subsidiaries. This bill is identical to SB 1358.

Patron - Stolle

SB811 Evaluate the safe storage of chemicals. Directs the Director of the Department of Environmental Quality, the State Health Commissioner, and the State Coordinator of Emergency Management to evaluate various existing laws and regulations to ensure that chemical storage is conducted in a manner that protects human health and the environment. The bill provides guidance regarding the areas that are to be evaluated by the three agency heads. The bill has an expiration date of January 1, 2017.

Patron - Watkins

SB1007 Port of Virginia Economic and Infrastructure Development Grant Fund and Program. Allows a qualified company to receive a second grant from the Port of Virginia Economic and Infrastructure Development Grant Fund if the company locates or expands an additional facility within the Commonwealth, creates at least 300 new permanent full-time positions at the additional facility, and increases cargo volumes through the Port of Virginia by at least five percent.

Patron - Watkins

SB1201 Stormwater; municipal separate storm sewer system permittees; dredging. Directs the State Water Control Board (the Board) to establish a procedure for the approval of dredging operations in the Chesapeake Bay watershed as a method by which to meet pollutant reduction and loading requirements. The bill provides that before the Board is required to establish the procedure, the Chesapeake Bay Program shall first approve the procedure as a creditable practice for pollutant removal. The bill requires that any dredging comply with all applicable laws. The bill also provides that any locality imposing certain stormwater fees may make funds available for stormwater maintenance dredging, including at the point of discharge, where stormwater has contributed to the deposition of sediment in state waters, and that such use of the fee is required for any locality in the Lynnhaven River watershed.

Patron - Wagner

SB1203 Chesapeake Bay Watershed Implementation Plan. Directs state agencies to remove the Little Creek watershed from inclusion in the James River Basin for purposes of the Chesapeake Bay Watershed Implementation Plan.

Patron - Wagner

SB1284 Replacement of tributary strategies. Replaces the tributary strategies for cleaning up the Chesapeake Bay and its tributaries, which were last prepared in 2003-2004, with the Watershed Implementation Plans (WIPs) developed pursuant to the Chesapeake Bay total maximum daily load (TMDL). The bill authorizes the Secretary of Natural Resources to oversee the development and implementation of the WIPs.

Patron - Hanger

SB1341 Eastern Virginia Groundwater Management Advisory Committee established. Establishes the Eastern Virginia Groundwater Management Advisory Committee (the Committee) to assist the Department of Environmental Quality (DEQ) in developing, revising, and implementing a management strategy for ground water in the Eastern Virginia Groundwater Management Area. The bill prohibits the State Water Control Board and the DEQ from issuing draft permits that would require reductions in the volume of permitted ground water withdrawals prior to December 31, 2015, unless

otherwise agreed by the permittee. The bill has a sunset date of January 1, 2018. This bill is identical to HB 1924.

Patron - Norment

[P]SB1358 Virginia Port Authority police powers.

Expands the police powers of the Virginia Port Authority by allowing the Authority to employ special police officers on property owned, leased, or operated by the Authority or its subsidiaries. This bill is identical to HB 2273.

Patron - McWaters

[P]SB1359 Virginia Port Authority; temporary transfer of use of property; lease to private entities.

Adds (i) conveyance and transfers of real property by state agencies and (ii) temporary transfers of use of property between state agencies and lease to private entities to the list of exemptions for the Virginia Port Authority. The bill also allows the Board of Commissioners of the Authority to approve policies in order for the Authority to have specified exemptions from the Public Procurement Act. Current law allows these exemptions only with Board approval of regulations.

The bill requires the Virginia Port Authority to develop policies or adopt regulations for the implementation of the bill's provisions no later than January 1, 2017, prior to which date the Authority may exercise the authority granted by the bill subject to the approval of the Secretary of Transportation. This bill is identical to HB 2019.

Patron - McWaters

[P]SB1413 Fees for testing and monitoring of land application of industrial wastes.

Allows localities to adopt ordinances that provide for the testing and monitoring of the land application of solid or semisolid industrial wastes. The bill requires the State Water Control Board (the Board) to adopt regulations no later than January 1, 2016, requiring persons that land-apply industrial wastes to collect a fee from the generator of the industrial wastes and remit the fee to the Department of Environmental Quality (DEQ). The fee cannot exceed the direct costs to localities of testing and monitoring the land application of industrial wastes. The bill requires the Board's regulations to include procedures for (i) collection of the fees by DEQ, (ii) deposit of the collected fees into the Sludge Management Fund (the Fund), and (iii) disbursements from the Fund to localities for the testing and monitoring of the industrial wastes. The Department of Environmental Quality is required to establish and implement a program to train the employees of the localities who will be responsible for testing and monitoring the land application of industrial wastes. The bill specifies the minimum instructional elements of the training program. This bill is identical to HB 1364.

Patron - Dance

Failed

[F]HB1363 Land application of industrial wastes.

Makes it unlawful to apply industrial wastes to land located in the County of Hanover, King William, or New Kent. The bill contains an emergency clause.

Patron - Peace

[F]HB1381 Fees for testing and monitoring of land application of industrial wastes.

Allows localities to adopt ordinances that provide for the testing and monitoring of the land application of industrial wastes. The bill requires the State Water Control Board (the Board) to adopt emergency regulations, requiring persons that land apply industrial wastes to collect a fee from the generator of the industrial wastes and remit

the fee to the Department of Environmental Quality (DEQ). The fee cannot exceed the direct costs to localities of testing and monitoring the land application of industrial wastes. The bill requires the Board's regulations to include procedures for (i) collection of the fees by DEQ, (ii) deposit of the collected fees into the Sludge Management Fund (the Fund), and (iii) disbursements from the Fund to localities for the testing and monitoring of the industrial wastes.

Patron - Fowler

[F]HB1511 Disclosure of industrial waste and sewage sludge on land.

Requires the owner of land upon which industrial waste or sewage sludge has been stored or to which industrial waste or sewage sludge has been applied pursuant to a permit issued by the Department of Environmental Quality (DEQ) to disclose such storage or application to a prospective purchaser or lessee of the land. If the owner of the subject land fails to make the disclosure in writing, on a form developed by the Real Estate Board in consultation with DEQ, prior to acceptance of a contract for the sale or lease of the subject land, the prospective purchaser or lessee may institute an action to recover actual damages. The disclosure and remedy provisions of the bill are similar to those in the Virginia Residential Property Disclosure Act.

Patron - Ware

[F]HB1787 Virginia Port Authority; gubernatorial appointments to the Board of Commissioners.

Specifies experience requirements for the 11 members appointed by the Governor to serve on the Board of Commissioners of the Virginia Port Authority. The bill requires one member with maritime shipping experience, one member with seaport operations experience, one member with transportation experience, one member with agriculture experience, two members with business administration or finance experience, two members with distribution or manufacturing experience, and three members with mining, marketing, or legal experience. Currently the number of members required to have certain experience is not specified.

Patron - Massie

[F]HB1870 Ground water withdrawal permits; subdivisions.

Requires the developer of any subdivision in a ground water management area to obtain a withdrawal permit if the total volume projected to be withdrawn by all of the individual wells in the subdivision equals or exceeds 300,000 gallons per month. The bill requires a withdrawal permit for any subdivision that receives plat approval on or after January 1, 2016, and requires that the permit be amended for the construction of any additional well. The bill also specifies the procedure by which a developer may transfer the subdivision's withdrawal permit.

Patron - Bulova

[F]HB2227 Stormwater management; small agricultural structures; impervious cover.

Expands the stormwater management exemptions available to single-family detached residential structures to also include agriculture structures occupying a footprint of less than 2,500 square feet. The bill also directs the State Water Control Board to adopt a regulatory definition of "impervious cover" that excludes unpaved farm roads that are closed to public travel.

Patron - Webert

[F]HB2278 Virginia Resources Authority; economic and community development projects.

Clarifies the types of projects the Virginia Resources Authority (the Authority) is authorized to finance to include economic and community development projects, including tourism. Under current law, the Authority is empowered to finance site acquisition and site

development work for economic and community development projects.

Patron - Ingram

[F]SB1154 Discharge of deleterious substance into state waters; notice. Requires any person who unlawfully discharges any deleterious substance into state waters to notify the Department of Environmental Quality (the Department) or the coordinator of emergency services of the affected locality within 12 hours. Current law allows such a person 24 hours to give notice. The bill also requires the State Water Control Board or the Department to provide each report of a discharge to local newspapers, television stations, and radio stations as soon as practicable after receiving it.

Patron - Wexton

Welfare (Social Services)

Passed

[P]HB1570 Family day homes and child day centers; licensure; background checks; reporting; notice. Requires fingerprint-based national criminal history records checks for licensed child day centers and family day homes and requires employees and volunteers of such child day centers and family day homes to notify the provider if they are convicted of a barrier crime or subject to a founded complaint of child abuse or neglect. The bill adds the offenses that require registration in the Sex Offender and Crimes Against Minors Registry to the list of barrier crimes specific to family day homes. The bill lowers from five to four the maximum number of children for whom a family day home may provide care without a license, exclusive of the provider's children and any children who reside in the home. The bill requires (i) local commissioners of the revenue or other local business license officials to report to the Department of Social Services (the Department) semiannually the contact information for any child day center or family day home to which a business license was issued; (ii) unlicensed and unregistered family day homes, other than those in which all of the children receiving care are related to the provider by blood or marriage, to provide written notice to parents stating that the family day home is not regulated by the Department and referring the parents to a website maintained by the Department for additional information; and (iii) child day centers and family day homes that contract with the Department to provide child care services that are funded by the Child Care and Development Block Grant to comply with all requirements established by federal law and regulation. The bill also requires the Department to (a) develop recommendations related to appropriate criminal and civil penalties for individuals who wrongfully operate a child day center or family day home without a license or provide care for more children than the maximum number permitted under their license; (b) report on the requirements established in the Child Care and Development Block Grant to the Senate Committee on Rehabilitation and Social Services and the House Committee on Health, Welfare and Institutions by December 1, 2015; (c) develop and make available to child day centers and family day homes training and technical information and assistance regarding compliance with new licensure requirements established in the bill; and (d) work with certain localities authorized to regulate and license family day homes to identify and address any differences between ordinances adopted by such localities and state regulations for the licensure of family day homes. The provisions of the bill that require licensure of family day homes providing care for five or more children have a delayed effective date of

July 1, 2016. The provisions of the bill that require fingerprint-based national criminal history records checks have a delayed effective date of July 1, 2017. This bill is identical to SB 1168.

Patron - Orrock

[P]HB1602 Proration of child support. Clarifies that the Department of Social Services, in allocating child support payments received pursuant to one or more judicial or administrative orders, shall prorate payments on the basis of amounts due for current support and, upon satisfaction of all amounts due for current support, prorate the remainder on the basis of amounts due for accrued arrearages. The bill directs the Department to allocate payments received pursuant to federal tax refund offset pursuant to subsection h of 45 C.F.R. § 303.72. The bill consolidates these directives into a single section of the Code of Virginia.

Patron - Watts

[P]HB1783 Child support; arrearage. Allows the Department of Social Services to establish and operate an arrears compromise program pursuant to which it may compromise child support arrears and interest accrued thereon owed to the Commonwealth for reimbursement of public assistance paid.

Patron - Lindsey

[P]HB1821 Post-adoption services. Requires the State Registrar of Vital Records, when issuing a new certificate of birth pursuant to an adoption, to provide adoptive parents with a document listing all post-adoption services available to adoptive families. The bill requires the Department of Social Services to furnish this document to the State Registrar of Vital Records, update the document annually, and make the document available on the Department's website. This bill is identical to SB 834.

Patron - Farrell

[P]HB1847 Public assistance; eligibility determinations. Allows the Commissioner of Social Services, when necessary to overcome backlogs in the application and renewal process, to temporarily utilize other entities to receive and process applications for public assistance, conduct periodic eligibility renewals, and perform other tasks associated with eligibility determinations. Such entities shall be subject to the same confidentiality requirements as local departments of social services, and applications and renewals processed by such entities shall be subject to the same appeals process as those processed by local departments. The bill also directs local departments of social services and the Commissioner to perform certain tasks related to eligibility determinations that are currently delegated to local boards of social services.

Patron - Helsel

[P]HB1918 Public assistance; determining eligibility. Requires a local director of social services to verify the identity, income, and assets of and other information about an applicant for public assistance necessary to determine the applicant's eligibility for public assistance, consistent with federal law and regulations, for the purpose of eliminating the duplication of assistance, and deterring fraud and to deny public assistance in cases in which information provided by an applicant is inconsistent with information obtained by the local director. The bill requires the Department of Social Services to establish a means to obtain and provide the data necessary for local departments to conduct the required investigation, and to report to the General Assembly by December 1 of each year on the specific types or sources of information local directors used during the past year for the purpose of verifying applicants' identity, income, assets and other information and any types or sources of information the Department plans to make available

to local directors to use for such purpose in the future. The Department shall also report the number of applications for public assistance received, approved or denied, or referred for investigation during the past year. The bill also clarifies that eligibility for public assistance shall be reconsidered at least annually or upon receipt of information indicating a change in the recipient's circumstances, and that such reconsideration shall include a review of information necessary to verify the identity, income, and assets of and public information about the recipient.

Patron - LeMunyon

SB834 Post-adoption services. Requires the State Registrar of Vital Records, when issuing a new certificate of birth pursuant to an adoption, to provide adoptive parents with a document listing all post-adoption services available to adoptive families. The bill requires the Department of Social Services to furnish this document to the State Registrar of Vital Records, update the document annually, and make the document available on the Department's website. This bill incorporates SB 1104 and is identical to HB 1821.

Patron - Martin

SB846 Recipients of public assistance; access to financial literacy courses. Directs the Department of Social Services, in consultation with the Virginia Employment Commission and Virginia Community College System, to develop and implement a plan under which citizens receiving public assistance will be provided information on free financial literacy courses.

Patron - Stanley

SB947 Foster care plan. Removes the provision requiring that the Department of Social Services create a separate section within a foster care plan that describes the reasons why a child cannot be returned home and the alternative chosen and allows such information to be sent to foster parents.

Patron - Favola

SB1095 Prospective foster parents; barrier crimes. Allows child-placing agencies to approve as an adoptive or foster parent an applicant convicted of felony possession of drugs with intent to distribute, provided the applicant has had his civil rights restored by the Governor and at least 20 years have elapsed since the conviction.

Patron - McEachin

SB1117 Reports of suspected child abuse or neglect; time period for investigation and report; school division employees. Clarifies that, in cases of alleged child abuse or neglect where the subject of the report is an employee of a school division who is suspected of abusing or neglecting a child in the course of his educational employment, the time period for investigating reports of alleged child abuse or neglect, making a determination of whether the report is founded or unfounded, and transmitting the required report to the Department of Social Services and the person who is the subject of the investigation shall be mandatory, and every local department shall make the required determination and report within the specified time period without delay.

Patron - Norment

SB1168 Family day homes and child day centers; licensure; background checks; reporting; notice. Requires fingerprint-based national criminal history records checks for licensed child day centers and family day homes and requires employees and volunteers of such child day centers and family day homes to notify the provider if they are convicted of a barrier crime or subject to a founded complaint of child abuse or neglect. The bill adds the offenses that require registration in

the Sex Offender and Crimes Against Minors Registry to the list of barrier crimes specific to family day homes. The bill lowers from five to four the maximum number of children for whom a family day home may provide care without a license, exclusive of the provider's children and any children who reside in the home. The bill requires (i) local commissioners of the revenue or other local business license officials to report to the Department of Social Services (the Department) semiannually the contact information for any child day center or family day home to which a business license was issued; (ii) unlicensed and unregistered family day homes, other than those in which all of the children receiving care are related to the provider by blood or marriage, to provide written notice to parents stating that the family day home is not regulated by the Department and referring the parents to a website maintained by the Department for additional information; and (iii) child day centers and family day homes that contract with the Department to provide child care services that are funded by the Child Care and Development Block Grant to comply with all requirements established by federal law and regulation. The bill also requires the Department to (a) develop recommendations related to appropriate criminal and civil penalties for individuals who wrongfully operate a child day center or family day home without a license or provide care for more children than the maximum number permitted under their license; (b) report on the requirements established in the Child Care and Development Block Grant to the Senate Committee on Rehabilitation and Social Services and the House Committee on Health, Welfare and Institutions by December 1, 2015; (c) develop and make available to child day centers and family day homes training and technical information and assistance regarding compliance with new licensure requirements established in the bill; and (d) work with certain localities authorized to regulate and license family day homes to identify and address any differences between ordinances adopted by such localities and state regulations for the licensure of family day homes. The provisions of the bill that require licensure of family day homes providing care for five or more children have a delayed effective date of July 1, 2016. The provisions of the bill that require fingerprint-based national criminal history records checks have a delayed effective date of July 1, 2017. This bill incorporates SB 780, SB 1029, SB 1069, and SB 1124 and is identical to HB 1570.

Patron - Hanger

SB1268 Adoption; child in custody of prospective adoptive parent(s) for five years or more. Allows the juvenile and domestic relations district court to accept consent to a parental placement adoption without a home study and certain meeting and counseling requirements if the child has been in the continuous legal and physical custody of the prospective adoptive parent(s) for five or more years.

Patron - Deeds

SB1423 Placement of children entering foster care; Putative Father Registry. Requires local boards of social services to request a search of the Putative Father Registry within 30 days of accepting for foster care placement a child whose father is unknown to determine whether any man has registered as a putative father of the child and, if a man has registered, directs the local board of social services to contact the man to begin the process to determine paternity. The bill requires any man who desires to receive such notification to register with the Putative Father Registry before the birth of the child or within 10 days after the birth.

Patron - Barker

Failed

[F]HB1441 Persons required to report suspected child abuse or neglect; training. Requires all mandated reporters of suspected child abuse or neglect to complete a training program for the recognition and reporting of suspected child abuse or neglect within six months of employment, licensure, certification, registration, approval to serve as a mediator, or approval to serve as a court-appointed special advocate and at least once every five years thereafter. The bill also requires all employers of mandated reporters, boards that license, certify, or register mandated reporters, courts that refer cases for mediation, and courts that appoint court-appointed special advocates to provide mandated reporters with a written explanation of these requirements within one month of such persons becoming a mandated reporter. Current mandated reporters are given one year to obtain the required training.

Patron - Bell, Richard P.

[F]HB1456 Reports of substance abuse by a pregnant woman; child-protective services. Authorizes a local child-protective services department to perform an investigation or family assessment in response to a report or complaint that a pregnant woman is using a controlled substance where such use would constitute a felony or Class 1 misdemeanor drug offense and would render the woman's unborn child abused or neglected.

Patron - Adams

[F]HB1504 Justice for Victims of Sterilization Act. Establishes the Justice for Victims of Sterilization Act to provide compensation to persons involuntarily sterilized between 1924 and 1979. The bill creates the Justice for Victims of Sterilization Compensation Fund to be administered by the Department of Social Services. Under the bill, claims payments are \$50,000 per claim. The provisions of the bill expire on July 1, 2019.

Patron - Hope

[F]HB1517 Child day programs; exemptions from licensure. Removes the requirement that certain child day programs exempt from licensure require parents or guardians to sign a written policy that explains that the child day program allows school-age children to freely enter and leave the premises without permission or supervision.

Patron - Ward

[F]HB1527 Mandatory reports of child abuse or neglect; sex offenses. Provides that for purposes of triggering the duty of a mandatory reporter to report suspected child abuse or neglect to the local department of social services, a reason to suspect that a child is abused or neglected includes a reasonable belief that a sexual act has been committed upon the child in violation of Article 7 (Criminal Sexual Assault) of Chapter 4 of Title 18.2 or the statutes prohibiting indecent liberties with children. The bill also provides that any other person may make a complaint regarding such acts to the local department of social services and provides for the investigation of school personnel suspected of committing such acts. Finally, the bill also provides that all law-enforcement departments and other state and local entities shall cooperate with each child-protective services coordinator in the prevention of such sexual acts being committed upon a child.

Patron - Berg

[F]HB1548 Revocation of concealed handgun permit; delinquency in child support payments. Provides for the revocation of an individual's concealed handgun permit if such

individual (i) has failed to comply with a subpoena, summons, or warrant relating to paternity or child support proceedings or (ii) is delinquent in the payment of child support by 90 days or more or in an amount of \$5,000 or more. If the obligor remedies the delinquency, reaches an agreement with the obligee or Department of Social Services to remedy the delinquency, or complies with the subpoena, summons, or warrant, he may reapply for a concealed weapons permit.

Patron - Hope

[F]HB1552 Regulation of child welfare agencies; national criminal history record checks. Establishes a national criminal history record check requirement for licensure as a child welfare agency; for approval as a family day home by a family day system; for approval as a foster or adoptive parent; for employment or to volunteer at a child welfare agency or family day home; and for all adults residing in a home in which a family day home is operated. The bill requires all family day homes that provide care for one or more children for compensation to be licensed by the Department of Social Services. Currently, only family day homes providing care for six or more children must be licensed. The bill also provides that, for the purposes of determining the number of children receiving care, the provider's own children and any children residing in the home shall be counted.

Patron - Filler-Corn

[F]HB1569 Eligibility for TANF; drug-related felonies. Provides that a person who is otherwise eligible to receive Temporary Assistance for Needy Families (TANF) assistance shall not be denied assistance solely because he has been convicted of a felony offense of possession of a controlled substance, provided that he complies with all obligations imposed by the court and the Department of Social Services, is actively engaged in or has completed a substance abuse treatment program, and participates in drug screenings. The bill provides that a person who fails or refuses to participate in periodic drug testing or who tests positive for the use of illegal substances shall be ineligible to receive TANF benefits for a period of 12 months; however, the person is given one opportunity during the 12-month period to comply with the testing requirement and be reinstated to eligibility for TANF benefits.

Patron - Orrock

[F]HB1582 Suspected adult abuse, neglect, or exploitation; mandated reporters. Requires any employee of the Office of the State Long-Term Care Ombudsman and any local ombudsman providing assistance to older individuals receiving long-term care services to report suspected adult abuse, neglect, or exploitation.

Patron - Watts

[F]HB1881 Department of Social Services; opportunities for certain programs to compete for grant funds. Provides that the Department of Social Services shall not prohibit programs providing high-risk supervised visitation for noncustodial parents from submitting proposals pursuant to any Requests for Proposal for grants of funds made available through the federal Access and Visitation Program and shall include in such Requests for Proposal opportunities for such programs to apply and compete for funds made available through the federal Access and Visitation Program.

Patron - Rasoul

[F]HB1929 Licensure of family day homes. Provides that the children of a family day home provider and any children who reside in the family day home where care is provided

shall be included in determining the number of children receiving care for the purpose of licensure.

Patron - Anderson

[F]HB1931 Regulation of child welfare agencies; national criminal history record checks. Establishes a national criminal history record check requirement for licensure as a child welfare agency; for approval as a family day home by a family day system; for approval as a foster or adoptive parent; for employment or to volunteer at a child welfare agency or family day home; and for all adults residing in a home in which a family day home is operated. This bill includes a delayed effective date.

Patron - Anderson

[F]HB2023 Child care subsidy; license required. Requires licensure for any child day center or family day home, other than those located on federal property and operated or certified by the U.S. Department of Defense, that contracts with the State Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Fund.

Patron - BaCote

[F]HB2046 Licensure of family day homes. Requires all family day homes that provide care for one or more children for compensation to be licensed by the Department of Social Services. Currently, only family day homes providing care for six or more children must be licensed. The bill also provides that, for the purposes of determining the number of children receiving care, the provider's own children and any children residing in the home shall be counted.

Patron - Filler-Corn

[F]HB2069 Child day programs; notice to parents of emergency situations. Requires every child day program licensed or registered by the Department of Social Services to provide written notice within 48 hours to the parents of every child enrolled in the program of any emergency situation involving a child enrolled in the program that occurs while the child is receiving care. The bill defines "emergency situation" as any situation in which a child who is receiving care from the child day program is lost or missing from the program, any emergency evacuation or other situation in which children receiving care are required to shelter in place, or any serious injury to a child in the care of the child day program.

Patron - Keam

[F]HB2131 Child and adult care; licensure determinations. Provides that determination by the Commissioner of the State Department of Social Services as to whether an assisted living facility, adult day care center, or child welfare agency is subject to licensure shall not be considered a case decision as defined in § 2.2-4001.

Patron - Mason

[F]HB2147 Substance abuse screening and assessment of public assistance applicants and recipients. Requires local departments of social services to screen each VIEW program participant to determine whether probable cause exists to believe the participant is engaged in the use of illegal drugs. The bill provides that when a screening indicates reasonable cause to believe a participant is using illegal drugs, the Department of Social Services shall require drug testing. Any person who fails or refuses to participate in a screening or assessment without good cause or who tests positive for the use of illegal drugs shall be ineligible to receive TANF payments for a period of one year.

Patron - Cline

[F]HB2190 Child support; incarcerated obligor. Provides that a court shall recalculate the child support obligation of an obligor who is incarcerated during the support period, the recalculation being retroactive to the date of incarceration. The bill also provides that prisoners are exempt from various fees and costs that may be collected by the Department of Social Services in enforcing support obligations. The bill further provides that reductions in the child support arrearages owed by prisoners be granted for timely payments of support.

Patron - McQuinn

[F]HB2377 Justice for Victims of Sterilization Act. Establishes the Justice for Victims of Sterilization Act to provide compensation to persons involuntarily sterilized between 1924 and 1979. The bill creates the Justice for Victims of Sterilization Compensation Fund to be administered by the Department of Social Services. Under the bill, claims payments are \$50,000 per claim. The provisions of the bill expire on July 1, 2019.

Patron - Cline

[F]SB679 Adoption by person other than spouse of a parent. Provides that a person other than the spouse of a parent may adopt a child if the child has only one parent, the adoption would not terminate the parental rights of the parent, and the parent joins in the petition for the purpose of indicating his consent.

Patron - Howell

[F]SB780 Licensure of family day homes. Provides that the children of a family day home provider and any children who reside in the family day home where care is provided shall be included in determining the number of children receiving care for the purpose of licensure. This bill was incorporated into SB 1168.

Patron - Favola

[F]SB788 Public assistance; changes in custody. Requires any circuit or district court entering an order changing or establishing custody to forward a copy of the order to the local board of social services in the city or county in which any person receiving public assistance on behalf of the child resides. The bill also directs local boards of social services to reconsider public assistance grants upon receipt of such orders and, upon any change or withdrawal of public assistance, notify the new custodial parent of his potential eligibility for such assistance.

Patron - Carrico

[F]SB802 State Board of Social Services; annual review of payments made to Temporary Assistance for Needy Families program recipients and indexing of such payments to the Consumer Price Index. Requires the State Board of Social Services to develop and implement a process for annually reviewing the amount of assistance paid to eligible recipients through the Temporary Assistance for Needy Families (TANF) program and indexing the amount of such payments in an amount equal to the percentage change in the Consumer Price Index for the year immediately preceding the year in which the review occurs. The provisions of the bill are contingent on federal funding and inclusion in a general appropriation act. The bill requires the State Board of Social Services to report to the Governor and the General Assembly on its progress in implementing the provisions of the act no later than December 1, 2015.

Patron - Favola

[F]SB818 Licensure of family day homes. Requires all family day homes that provide care for one or more children for compensation to be licensed by the Department of Social

Services. Currently, only family day homes providing care for six or more children must be licensed. The bill also provides that, for the purposes of determining the number of children receiving care, the provider's own children and any children residing in the home shall be counted.

Patron - Favola

SB819 TANF eligibility; drug-related felonies. Provides that a person who is otherwise eligible to receive Temporary Assistance for Needy Families benefits shall not be denied such benefits solely because he has been convicted of a felony offense of possession of a controlled substance, provided he is not using illegal drugs, complies with all obligations imposed by the criminal court and the Department of Social Services, is actively engaged in or has completed substance abuse treatment, and participates in drug screenings. The provisions of the bill are contingent on funding in a general appropriation act.

Patron - Favola

SB831 Criminal history record checks; barrier crimes. Sets out the list of barrier crimes for (i) individuals seeking employment at nursing homes, home care organizations, hospices, state facilities, and private providers licensed by the Department of Behavioral Health and Developmental Services, community services boards, behavioral health authorities, assisted living facilities, adult day care centers, children's welfare agencies, family day homes approved by family day systems, and children's residential facilities; (ii) applicants for licensure, registration, or approval as assisted living facilities, child welfare agencies, or family day homes approved by family day systems; (iii) individuals with whom a local board of social services or child-placing agency is considering placing a child on an emergency, temporary, or permanent basis; (iv) foster and adoptive homes seeking approval from child-placing agencies; and (v) providers of adult services and adult foster care seeking approval by the Department of Social Services by setting out each of the crimes included in the definition of "barrier crime." The bill also makes technical changes and updates obsolete language.

Patron - Edwards

SB844 Child day programs; exemptions from licensure. Removes the requirement that certain child day programs exempt from licensure require parents or guardians to sign a written policy that explains that the child day program allows school-age children to freely enter and leave the premises without permission or supervision.

Patron - Locke

SB898 Unlicensed and unregistered family day homes; notice to Department of Social Services; background checks; safety requirements. Requires unlicensed and unregistered family day homes to submit the following to the Commissioner of the Department of Social Services prior to beginning operation: (i) a statement of intent to operate an unlicensed and unregistered family day home, (ii) the name, address, and telephone number of the person maintaining the family day home, and (iii) a statement that the person who maintains the family day home has complied with the applicable background check requirements. The bill requires background checks for (a) employees who will be involved in the day-to-day operations of the family day home or will be alone with, in control of, or supervising one or more of the children and (b) any other adult living in the family day home. The bill also requires that a person trained and certified in first aid and cardiopulmonary resuscitation be present whenever one or more children are in the home and that the home remain free from fire hazards.

Patron - Favola

SB902 Minors; procedures for collection of physical evidence. Allows a licensed physician, physician assistant, nurse practitioner, or registered nurse to perform a physical evidence recovery kit examination for an unemancipated minor whom he reasonably suspects is an abused or neglected child, provided (i) the licensed physician, physician assistant, nurse practitioner, or registered nurse reports the suspected abuse, (ii) there is a need to conduct the examination in order to preserve physical evidence of the alleged abuse from degradation, and (iii) a good faith effort has been made to obtain consent to the examination from a parent or other legally authorized representative and such consent either has not been obtained or was refused.

Patron - Petersen

SB911 Child welfare agencies; background checks. Requires annual background checks for employees and volunteers of child welfare agencies. Under current law, background checks are required only at the time of initial employment. The bill provides that such background checks must include, among other existing requirements, a sworn statement or affirmation disclosing whether the person is currently the subject of a complaint of child abuse or neglect. This bill was incorporated into SB 1055.

Patron - Wexton

SB967 Extended foster care services and support. Creates the Extended Foster Care Services and Support Program to provide foster care services and support, including foster care maintenance payments, to qualifying individuals age 18 to 21 years who were formerly in the custody of a local board of social services.

Patron - Favola

SB970 Child support; notice of administrative support order. Allows the Department of Social Services to serve notice of an administrative support order, or a review of such order, by electronic means. Under current law, absent a formal waiver, notice must be served in accordance with the provisions of § 8.01-296, 8.01-327, or 8.01-329 or by certified mail, return receipt requested.

Patron - Ruff

SB1029 Child day centers and family day homes; report to Department of Social Services. Requires local commissioners of revenue or other local business license officials to report to the Department of Social Services on a quarterly basis the name, address, and contact information of any child day center or family day home to which a business license was issued. This bill was incorporated into SB 1168.

Patron - Marsden

SB1055 Child welfare agencies; background checks and barrier crimes. Establishes a national fingerprint-based criminal history record check requirement for licensure or registration as a child welfare agency; for approval as a family day home by a family day system; for approval as a foster or adoptive parent; for employment or to volunteer at a child welfare agency or family day home; and for all adults residing in a home in which a family day home is operated. The bill also adds the offenses that require registration in the Sex Offender and Crimes Against Minors Registry to those in current law for which it is unlawful for any person to operate a family day home if he, or if he knows that any other person who resides in, is employed by, or volunteers in the home, has been convicted of such offense. The bill requires that a search of the statewide central registry maintained pursuant to § 63.2-1515 for information on any investigation of child abuse or neglect undertaken against employees and volunteers of child day centers and family day homes be conducted annually, and that initial

background checks for such employees and volunteers include, among other existing requirements, a sworn statement or affirmation disclosing whether the person is currently the subject of a complaint of child abuse or neglect. The provisions of the bill related to national fingerprint-based criminal history record checks have a delayed effective date of July 1, 2017. The provisions of the bill are contingent on funding in a general appropriation act. This bill incorporates SB 911.

Patron - Hanger

[F]SB1069 Unlicensed, unregistered family day homes; notice to Department of Social Services. Requires every family day home that provides care for five or fewer children, exclusive of the provider's own children, that is not licensed or voluntarily registered with the Department of Social Services (the Department) to, prior to beginning such operation and at such intervals thereafter as may be required by the Department, submit to the Commissioner a written declaration of intent to operate such family day home, which shall include a statement of the number of children for which the family day home will provide care and such other information as the Commissioner may require. The bill provides for random monitoring of such family day homes by the Department. This bill was incorporated into SB 1168.

Patron - Wexton

[F]SB1104 Post-adoption services. Requires the State Registrar of Vital Records, when issuing a new certificate of birth pursuant to an adoption, to provide adoptive parents with a document listing all post-adoption services available to adoptive families. The bill requires the Department of Social Services to create, annually update, and make this document available on its website. This bill was incorporated into SB 834.

Patron - McWaters

[F]SB1108 Revocation of concealed handgun permit; delinquency in child support payments. Provides for the revocation of an individual's concealed handgun permit if such individual (i) has failed to comply with a subpoena, summons, or warrant relating to paternity or child support proceedings or (ii) is delinquent in the payment of child support by 90 days or more or in an amount of \$5,000 or more. If the obligor remedies the delinquency, reaches an agreement with the obligee or Department of Social Services to remedy the delinquency, or complies with the subpoena, summons, or warrant, he may reapply for a concealed weapons permit.

Patron - Puller

[F]SB1123 Child care subsidy; license required. Requires licensure for any child day center or family day home, other than those located on federal property and operated or certified by the U.S. Department of Defense, that contracts with the State Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant. The bill has a delayed effective date of July 1, 2016.

Patron - Barker

[F]SB1124 Licensure of family day homes. Provides that the children of a family day home provider and any children who reside in the family day home where care is provided shall be included in determining the number of children receiving care for the purpose of licensure. This bill was incorporated into SB 1168.

Patron - Barker

[F]SB1421 TANF; Back-to-School Supplies and Clothing Allowance Program. Directs the Department of Social Services to establish and administer the Back-to-School

Supplies and Clothing Allowance Program (the Program). Under the Program, families receiving benefits under the Temporary Assistance for Needy Families (TANF) Program shall be eligible to receive an annual \$100 voucher for each eligible school-age child in the home to be used for supplies and clothing essential for returning to school. The provisions of the bill are contingent on funding in a general appropriation act passed in 2015 that becomes law.

Patron - Colgan

[F]SB1460 Financial exploitation of adults. Provides that upon receipt of a report on or during an adult protective services investigation of suspected financial exploitation of an adult in which financial losses to the adult resulting from the exploitation are suspected to be greater than \$100,000, the local department of social services or adult protective services hotline shall immediately refer the matter and all relevant documentation to both the State Police and the local law-enforcement agency where the adult resides or where the alleged exploitation took place or, if these places are unknown, where the alleged exploitation was discovered, for investigation.

Patron - Barker

Wills, Trusts, and Fiduciaries

Passed

[P]HB1350 Personal injury or wrongful death action; appointment of administrator. Imposes a minimum interval of 60 days between a person's death and a circuit court clerk's appointment of an administrator for prosecution of a personal injury or wrongful death action against or on behalf of the decedent, when an executor or administrator of the estate has not been appointed.

Patron - Habeeb

[P]HB1798 Qualification of fiduciary without security; issuance of certificates of qualification; payments. Sets out the requirements for the certificates of qualification issued by the court or clerk where the amount does not exceed \$25,000. The bill also sets out the procedure for payments made to the named fiduciary of any asset belonging to or owed to the specified deceased or incapacitated person or minor and provides that assets held in a safe deposit box are not counted towards the \$25,000 limit. The bill further provides that the clerk shall not be liable for any misrepresentations of a fiduciary with regard to whether the estate qualifies for the small asset estate exemption or for the performance of any of the clerk's duties with regard to issuing certificates of qualification except in the case of the clerk's gross negligence or intentional misconduct.

Patron - Knight

[P]HB2016 Action for personal injury or wrongful death; appointment of administrator. Provides that when a fiduciary qualifies for the sole purpose of prosecuting or defending a personal injury or wrongful death action, the court in which the fiduciary qualifies or the commissioner of accounts for such court may exempt the fiduciary from filing further accounts where the fiduciary is not administering any funds and has no power of sale over any real estate the decedent owned. The bill also provides that when an administrator is appointed solely to prosecute or defend a personal injury or wrongful death action, the administrator is qualified to prosecute both types of actions. This bill is identical to SB 963.

Patron - Surovell

HB2229 Small estates; checks, drafts, and other negotiable instruments. Provides that if the successor to a decedent receives certain small assets in the form of checks, drafts, or other negotiable instruments that are payable to the decedent's estate, the successor may endorse or negotiate such checks, drafts, or other negotiable instruments.

Patron - Minchew

SB865 Administration of intestate estate; person convicted of fraud, misrepresentation, robbery, etc. Provides that the clerk of court shall require any person seeking to be granted the administration of an estate to sign under oath that he has not been convicted of a felony offense of (i) any fraud or misrepresentation or (ii) robbery, extortion, burglary, larceny, embezzlement, fraudulent conversion, perjury, bribery, treason, or racketeering, regardless of whether his civil rights have been restored. The bill also provides that if the person convicted of such felony offense is the sole distributee of the estate, then the court or clerk may grant administration to such person if he is otherwise suitable and competent to perform the duties of his office.

Patron - Chafin

SB963 Action for personal injury or wrongful death; appointment of administrator. Provides that when a fiduciary qualifies for the sole purpose of prosecuting or defending a personal injury or wrongful death action, the court in which the fiduciary qualifies or the commissioner of accounts for such court may exempt the fiduciary from filing further accounts where the fiduciary is not administering any funds and has no power of sale over any real estate the decedent owned. The bill also provides that when an administrator is appointed solely to prosecute or defend a personal injury or wrongful death action, the administrator is qualified to prosecute both types of actions. This bill is identical to HB 2016.

Patron - Stanley

SB1064 Administration of estates; liability of heir or devisee for real estate conveyed. Provides that real estate sold or conveyed as part of a decedent's estate is not liable to persons entitled to be paid out of such real estate if the sale was made more than one year after the death of the decedent, the conveyance was bona fide, and no debts or demands report has been filed prior to the sale. The bill returns the law to its state prior to the recodification of Title 64.1 in 2012.

Patron - Obenshain

SB1450 Privacy Expectation Afterlife and Choices Act; adoption. Codifies the Privacy Expectation Afterlife and Choices Act, which dictates the circumstances under which a provider of an electronic communications service or remote computing service may be required to disclose electronic communications to the personal representative of a deceased user's estate. The Act provides that a provider shall not be compelled to make such disclosure if doing so would be contrary to the deceased user's expressed intent. The Act further provides that a provider shall not be held liable in any civil or criminal action for compliance in good faith with a court order issued pursuant to the Act. Finally, the bill requests that the Joint Commission on Technology and Science study the implementation of this bill and develop legislative recommendations to address access to electronic communication records and digital account content by guardians ad litem, conservators, and other fiduciaries.

Patron - Obenshain

Failed

HB1477 Uniform Fiduciary Access to Digital Assets Act; adoption. Codifies the Uniform Fiduciary Access to Digital Assets Act, which provides a fiduciary, including a personal representative, conservator, guardian, agent, or trustee, the power to access and control digital assets, including electronic records and communications. The uniform act was approved by the National Conference of Commissioners on Uniform State Laws in 2014.

Patron - Leftwich

SB1452 Uniform Fiduciary Access to Digital Assets Act; adoption. Codifies the Uniform Fiduciary Access to Digital Assets Act, which provides a fiduciary, including a personal representative, conservator, guardian, agent, or trustee, the power to access and control digital assets, including electronic records and communications. The uniform act was approved by the National Conference of Commissioners on Uniform State Laws in 2014.

Patron - Chafin

Workers' Compensation

Passed

HB1285 Workers' compensation; definition of employee; property owners' associations. Amends the definition of employee within the Virginia Workers' Compensation Act to exclude noncompensated employees, directors, and executive officers of any entity that constitutes a property owners' association under the provisions of the Property Owners' Association Act.

Patron - Scott

HB1486 Workers' compensation; exclusivity of remedy. Provides that if the Worker's Compensation Commission or a court on appeal from the Commission makes a finding in an unappealed order based on an evidentiary hearing or a factual stipulation of the parties that the claim relating to an accident, injury, disease, or death did not arise out of or in the course of the employee's employment, then that finding shall be res judicata between the parties and estop them from arguing before a court that the accident is barred by the exclusivity provisions of the Workers' Compensation Act. The bill further sets out the notice provisions required in order for the court finding to be res judicata. This bill is identical to SB 770.

Patron - Habeeb

HB1806 Workers' compensation; exclusion of certain truck owner-operators. Excludes any owner-operator of a motor vehicle that is leased with or to a common or contract carrier in the trucking industry from the definition of an employee for purposes of the Virginia Workers' Compensation Act, if certain conditions establish that the owner-operator is an independent contractor. This bill is identical to SB 745.

Patron - Villanueva

HB1820 Workers' compensation; payment for medical services. Requires the Virginia Workers' Compensation Commission to determine the number and geographic area of communities across the Commonwealth. The measure also requires the Commission to convene a work group of stakeholder representatives of employers, health care service providers, claimants, and insurers to advise and assist the

Commission in (i) reviewing, analyzing, and comparing information contained within and reports on all possible databases containing workers compensation or healthcare data for medical services rendered in Virginia, (ii) reviewing, analyzing, and comparing information contained within and reports on how similar databases are used for the establishment of the pecuniary liability of the employer in other states, and (iii) making findings or recommendations as to how the databases reviewed and the contents thereof may serve to enhance or replace Virginia's current mechanisms for establishing the pecuniary liability of the employer for medical services provided to an injured employee.

Patron - Farrell

[P]HB1880 Workers' compensation; Uninsured Employer's Fund; financing tax. Extends until July 1, 2018, the existing 0.5 percent maximum tax rate that may be assessed on uninsured or self-insured employers. The maximum rate, which was increased from 0.25 percent to 0.5 percent in 2009, is scheduled to revert to 0.25 percent on July 1, 2015. The revenues from the tax fund workers' compensation benefits that are awarded against such employers from the Uninsured Employer's Fund.

Patron - Kilgore

[P]HB2384 Workers' compensation; electronic billing and payment. Requires the Workers' Compensation Commission to establish, by January 1, 2016, a schedule for employers and their insurance carriers to electronically process claims for medical expenses incurred under the Virginia Workers' Compensation Act. The schedule would require electronic processing no earlier than July 1, 2016, and no later than December 31, 2018, based on a variety of factors to be considered by the Commission.

Patron - Byron

[P]SB745 Workers' compensation; exclusion of certain truck owner-operators. Excludes any owner-operator of a motor vehicle that is leased with or to a common or contract carrier in the trucking industry from the definition of an employee for purposes of the Virginia Workers' Compensation Act, if certain conditions establish that the owner-operator is an independent contractor. This bill is identical to HB 1806.

Patron - Cosgrove

[P]SB770 Workers' compensation; exclusivity of remedy. Provides that if the Worker's Compensation Commission or a court on appeal from the Commission makes a finding in an unappealed order based on an evidentiary hearing or a factual stipulation of the parties that the claim relating to an accident, injury, disease or death did not arise out of or in the course of the employee's employment, then that finding shall be res judicata between the parties and estop them from arguing before a court that the accident is barred by the exclusivity provisions of the Workers' Compensation Act. The bill further sets out the notice provisions required in order for the court finding to be res judicata. This bill is identical to HB 1486.

Patron - McEachin

Failed

[F]HB1372 Workers' compensation insurance; use of experience modification factor in contracting; not-at-fault motor vehicle accidents. States that any contract or offer to contract entered into or issued on or after July 1, 2016, that requires the contractor or bidder to have an experience modification factor equal to or less than any specified value shall be construed as requiring the contractor or person responding to

the offer to have a secondary experience modification factor equal to or less than the specified value. Similarly, a term of an offer to contract issued on or after July 1, 2016, that requires that the successful bidder have an experience modification factor equal to or less than any specified value shall be satisfied by any bidder that has a secondary experience modification factor equal to or less than the specified value. Every uniform experience rating plan shall provide for a calculation of a secondary experience modification factor. The methodology for calculating a secondary experience modification factor for an employer shall be the same methodology used in assigning an experience modification factor except that it shall exclude loss experience arising from a motor vehicle accident for which the employee was not wholly or partially at fault. If liability for the accident has not yet been finally determined, the rate service organization shall not use information about the accident in its calculation of an employer's secondary experience modification factor until a final determination of liability has been made.

Patron - Webert

[F]HB2264 Workers' compensation; presumption of compensability for certain diseases. Removes from the definition of toxic substance, for purposes of the Virginia Workers' Compensation Act, the requirement that the substance cause, or be suspected to cause, leukemia or other specific types of cancer. There currently exists a presumption that when certain employees have contact with a known or suspected carcinogen that causes, or is suspected to cause, leukemia or other specific types of cancer and then develop such a malady, the malady is an occupational disease covered by the Act. The measure also substitutes colorectal cancer for rectal cancer on the list of the types of cancer for which this presumption may exist.

Patron - Lingamfelter

[F]SB1373 Workers' compensation; disease presumption; correctional officers. Provides that correctional officers are entitled to a presumption that hypertension, heart disease, hepatitis, meningococcal meningitis, tuberculosis, MRSA, or HIV causing the correctional officer's death or resulting in his total or partial disability are occupational diseases suffered in the line of duty and are compensable under the Virginia Workers' Compensation Act.

Patron - Marsden

Constitutional Amendments

Passed

[P]HJ490 Constitutional amendment (first resolution); right to work. Provides that any agreement or combination between any employer and any labor union or labor organization whereby persons not members of such union or organization are denied the right to work for the employer, or whereby such membership is made a condition of employment or continuation of employment by such employer, or whereby any such union or organization acquires an employment monopoly in any enterprise, is against public policy and constitutes an illegal combination or conspiracy and is void.

Patron - Bell, Richard P.

[P]HJ597 Constitutional amendment (first resolution); real property tax exemption. Provides that the General Assembly may provide for a local option to exempt from taxation the primary residence of the surviving spouse of any law-enforcement officer, firefighter, search and rescue personnel,

or emergency medical services personnel killed in the line of duty. Such tax exemption may not be claimed by a surviving spouse who has remarried.

Patron - Hugo

[P]SJ256 Constitutional amendment (first resolution); charter schools. Grants the Board of Education authority, subject to criteria and conditions prescribed by the General Assembly, to establish charter schools within the school divisions of the Commonwealth.

Patron - Obenshain

Failed

[F]HJ491 Constitutional amendment (first resolution); qualifications to vote; executive clemency; restoration of right to vote. Provides that no person convicted of a felony shall be qualified to vote unless he has completed service of his sentence, including any modifications of the sentence, and the payment in full of any restitution, fines, costs, and fees assessed against him as a result of the felony conviction. The proposed amendment removes the power of the Governor or other appropriate authority (such as another state's law) to restore the right to vote to a felon.

Patron - Habeeb

[F]HJ492 Constitutional amendment (first resolution); marriage. Proposes to replace the language of the constitutional amendment dealing with marriage that was approved by referendum at the November 2006 election with new language that provides that "the freedom to choose to marry another person resides with the individual and cannot be infringed upon by this Commonwealth, except on the basis of age, kinship, or marital status, as prescribed by law." The amendment also requires the Commonwealth to recognize any marriage between two persons performed in any other state or jurisdiction that would be lawful in the Commonwealth and specifies that a minister or civil celebrant authorized to perform marriages in the Commonwealth does not infringe upon the rights guaranteed by the Constitution if that individual refuses to perform the marriage of any persons.

Patron - Krupicka

[F]HJ493 Constitutional amendment (first resolution); marriage. Proposes the repeal of the constitutional amendment dealing with marriage that was approved by referendum at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

Patron - Surovell

[F]HJ494 Constitutional amendment (first resolution); registration of voters. Permits the General Assembly to provide by law for the use of a portion of an applicant's social security number on the voter registration application. Currently, an applicant must provide his full social security number in order to register to vote.

Patron - Surovell

[F]HJ496 Constitutional amendment (first resolution); Governor's term of office. Permits a Governor first elected in

2017 and thereafter to succeed himself in office. The amendment allows two four-year terms (either in succession or not in succession) but prohibits election to a third term. Service for more than two years of a partial term counts as service for one term.

Patron - Surovell

[F]HJ500 Constitutional amendment (first resolution); failure to pass an appropriation act. Provides that if an appropriation act has not been adopted 30 days prior to the expiration of the current appropriation act, a joint session of the General Assembly shall be convened to pass an appropriation act that shall become the state budget without the signature of the Governor. The measure requires the votes of the members of the Senate to be weighted in accordance with the ratio of the average population of a Senate district to the average population of a House district. The measure provides that if the joint session fails to pass an appropriation act by the expiration of the current appropriation act, each member of the General Assembly shall forfeit his office.

Patron - Cole

[F]HJ502 Constitutional amendment (first resolution); Transportation Funds. Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, Priority Transportation Fund, and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2016, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds. The General Assembly by general law, other than a general appropriation law, may alter the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house, and the loan must be repaid with reasonable interest within three years. No moneys designated for deposit into funds other than Transportation Funds shall be used for any transportation-related purpose except for making certain debt service payments on transportation-related bonds and notes.

Patron - Fowler

[F]HJ508 Constitutional amendment (first resolution); right to keep and bear arms. Clarifies that the right to keep and bear arms conferred by Article I, Section 13 of the Constitution of Virginia is an individual right and guarantees the right of an individual to keep and bear arms for defense of self, others, or property or for any other lawful purpose.

Patron - Cole

[F]HJ515 Constitutional amendment (first resolution); powers of General Assembly; limitations. Provides that the General Assembly may suspend or nullify any or all portions of any administrative rule or regulation by joint resolution agreed to by a majority of the members elected to each house. When the General Assembly is not in a regular session, a standing committee of each house acting jointly or a joint legislative commission as designated by the General Assembly may suspend any or all portions of any administrative rule or regulation until the end of the next regular session.

Patron - Head

[F]HJ519 Constitutional amendment (first resolution); right to acquire farm-produced food. Provides that people have the right to acquire, for their own consumption, farm-produced food directly at the farm with agreement from the farmer who produced it.

Patron - Morris

FHJ520 Constitutional amendment (first resolution); **property tax exemption for nonprofit medical clinics serving the indigent.** Exempts from taxation property owned by nonprofit medical clinics organized to provide health care services without charge to the indigent.

Patron - Hope

FHJ522 Constitutional amendment (first resolution); **qualifications to vote; restoration of civil rights.** Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of nonviolent felonies who have completed service of their sentences subject to the conditions, requirements, and definitions set forth in that law. The present Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law for nonviolent felons.

Patron - Herring

FHJ526 Constitutional amendment (first resolution); **charter schools.** Grants the Board of Education authority, subject to criteria and conditions prescribed by the General Assembly, to establish charter schools within the school divisions of the Commonwealth.

Patron - Lingamfelter

FHJ536 Constitutional amendment (first resolution); **Lottery Proceeds Fund.** Allows lottery proceeds to be appropriated from the Lottery Proceeds Fund to public institutions of higher education for purposes of providing education and employment training for veterans who have been honorably discharged from an active or reserve component of the United States armed forces or the Virginia National Guard and who are domiciled in the Commonwealth.

Patron - Lingamfelter

FHJ547 Constitutional amendment (first resolution); **establish uniform schedule for general elections.** Establishes a uniform schedule for general elections of state and local officers to coincide with federal elections held in November of even-numbered years beginning in 2030. The amendment directs the General Assembly to provide by law for the transition to all general elections being held in November of even-numbered years. For the purpose of transitioning to the uniform schedule, the terms of office for state elected officers may be extended, but not shortened, and the terms of office for local elected officers may be shortened, but by no more than one year.

Patron - Simon

FHJ551 Constitutional amendment (first resolution); **qualifications of voters; residency requirements.** Authorizes the General Assembly to provide by law a method of voting for those voters who are registered to vote in a district but offer to vote at an incorrect precinct in that district.

Patron - Sullivan

FHJ575 Constitutional amendment (first resolution); **registration of voters.** Permits the General Assembly to provide by law for the use of a portion of an applicant's social security number on the voter registration application. Currently, an applicant must provide his full social security number in order to register to vote.

Patron - LeMunyon

FHJ576 Constitutional amendment (first resolution); **Transportation Funds.** Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund,

and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2016, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The amendment specifies that the General Assembly shall not borrow from the Funds for any other purpose.

Patron - LeMunyon

FHJ577 Constitutional amendment (first resolution); **charter schools.** Grants the Board of Education authority, subject to criteria and conditions prescribed by the General Assembly, to establish charter schools within the school divisions of the Commonwealth.

Patron - Bell, Robert B.

FHJ578 Constitutional amendment (first resolution); **general warrants of search or seizure prohibited.** Clarifies that the right of the people to be secure against unreasonable searches and seizures of their persons, houses, businesses, lands, papers, and effects applies also to communications and stored personal information and data. Furthermore, the requirement that a warrant particularly describe the place to be searched or the persons or things to be seized is extended to communications, personal information, and data to be accessed. The amendment provides that a person's disclosure to another person of his papers, effects, or electronic communications, personal information, or data is not alone a waiver of this right. The amendment also provides that the people shall have remedies of exclusion and actions for damages and other remedies and that defendants shall not enjoy greater immunity than other citizens of the Commonwealth.

Patron - Anderson

FHJ584 Constitutional amendment (first resolution); **Virginia Redistricting Commission; redistricting criteria and process.** Establishes the Virginia Redistricting Commission which will conduct the decennial reapportionment of the election districts for the House of Representatives and the General Assembly, and establishes the criteria and process to be used for each decennial reapportionment.

Patron - Rasoul

FHJ604 Constitutional amendment (first resolution); **restoration of civil rights.** Authorizes the General Assembly to provide by general law for the restoration of civil rights for persons convicted of felonies who have completed service of their sentence, including any period or condition of probation, parole, or suspension of sentence. Currently, the Constitution provides for restoration of rights by the Governor. The proposed amendment retains the right of the Governor to restore civil rights and adds the alternative for restoration of rights pursuant to general law.

Patron - Carr

FHJ616 Constitutional amendment (first resolution); **qualifications to vote; restoration of civil rights.** Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of nonviolent felonies who have completed service of their sentences subject to the conditions, requirements, and definitions set forth in that law. The present Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law for nonviolent felons.

Patron - Lopez

FHJ620 Constitutional amendment (first resolution); election of judges. Provides for the election of judges by the voters. Justices of the Supreme Court and judges of the Courts of Appeals shall be elected by the qualified voters of the Commonwealth, while judges of all other courts of record and judges of courts not of record shall be elected by the qualified voters of the several circuits. The amendments do not change the terms for which the judges serve.

Patron - Preston

FHJ621 Constitutional amendment (first resolution); qualifications to vote; restoration of civil rights. Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of felonies who have completed service of their sentences subject to the conditions, requirements, and definitions set forth in that law. The present Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law for felons.

Patron - Preston

FHJ624 Constitutional amendment (first resolution); Virginia Nonpartisan Redistricting Commission created. Provides for a temporary commission to prepare redistricting plans in 2021 and each tenth year thereafter for the House of Delegates, state Senate, and congressional districts. The Virginia Nonpartisan Redistricting Commission shall consist of seven members, and appointments are 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 resolution sets out the standards by which the Commission is to draw district lines and the procedure for doing so. The resolution requires the Commission to submit the plan to the General Assembly as a bill and to review and make recommendations on any amendments made by the General Assembly or the Governor.

Patron - Carr

FHJ627 Constitutional amendment (first resolution); restoration of civil rights. Authorizes the General Assembly to provide by general law for the restoration of civil rights for persons convicted of felonies who have completed service of their sentence including any period or condition of probation, parole, or suspension of sentence. Currently, the Constitution provides for restoration of rights by the Governor. The proposed amendment retains the right of the Governor to restore civil rights and adds the alternative for restoration of rights pursuant to general law.

Patron - Morrissey

FHJ628 Constitutional amendment (first resolution); restoration of civil rights. Provides that no person convicted of a felony shall be qualified to vote unless he has served his full sentence and been released back to civil society. The proposed amendment removes the current constitutional language that provides for restoration of civil rights by the Governor or other appropriate authority.

Patron - Torian

FHJ633 Constitutional amendment (first resolution); Board of Education; power to establish, operate, maintain, or supervise schools. Permits the General Assembly to grant to the Board of Education the power and duty to assume the operation or supervision of one or more schools within a school division on a temporary basis when necessary to ensure that an educational program of high quality is established and continually maintained, or establish, maintain, or operate one

more elementary or secondary schools pursuant to Section 9 of Article VIII of the Constitution of Virginia.

Patron - Landes

FHJ646 Constitutional amendment (first resolution); indirect initiative. Establishes a procedure by which the people may propose laws to the General Assembly and adopt or reject the same laws at the polls. The measure requires that the number of signatures of registered voters on any indirect initiative petition submitted to the General Assembly be not less than five percent of the total number of votes cast in the Commonwealth for Governor at the last preceding gubernatorial election. Any law that is proposed by the indirect initiative petition, passed by the General Assembly without amendment, and signed by the Governor becomes law without being submitted to the voters. Any law proposed by the indirect initiative petition that is rejected by the General Assembly shall be submitted to the people for approval or rejection at the next statewide general election, provided the petition receives additional signatures of a number of qualified voters not less than 10 percent of the total number of votes cast in the Commonwealth for Governor at the last preceding gubernatorial election.

Patron - Krupicka

FHJ685 Constitutional amendment (first resolution); Virginia Redistricting Commission. Establishes the Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each decennial census. Appointments to the 13-member Commission are to be made as follows: two each by the President pro tempore of the Senate, the Speaker of the House of Delegates, the minority leader in each house, and the state chairman of each of the two political parties receiving the most votes in the prior gubernatorial election. The 12 partisan members then select the thirteenth member by a majority vote, or if they cannot agree on a selection, they certify the two names receiving the most votes to the Supreme Court of Virginia, which will name the thirteenth member. The standards to govern redistricting plans include the current constitutional standards on population equality, compactness, and contiguity and additional standards to minimize splits of localities and to prohibit consideration of incumbency and political data.

Patron - Plum

FHJ686 Constitutional amendment (first resolution); General Assembly; term limits. Limits members of the Senate to three full terms (12 years) and members of the House of Delegates to six full terms (12 years). The limitations apply to service for both consecutive and nonconsecutive terms. Service for a partial term does not preclude serving the allowed number of full terms. In addition to any partial term, a person may serve 12 years in each house or a total of 24 years in the General Assembly. The limits apply to terms of service beginning on and after the start of the 2018 Regular Session of the General Assembly.

Patron - Morrissey

FHJ706 Constitutional amendment (first resolution); congressional and state legislative districts. Provides criteria for the General Assembly to observe in drawing districts, including respect for *existing* political boundaries, equal population, racial and ethnic fairness, contiguity, compactness, and communities of interest. Use of political data or election results is prohibited unless necessary to determine if racial or ethnic minorities can elect candidates of their choice.

Patron - Carr

FJSJ213 Constitutional amendment (first resolution); marriage. Proposes the repeal of the constitutional amendment dealing with marriage that was approved by referendum at the

November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

Patron - Howell

[E]SJ214 Constitutional amendment (first resolution); marriage. Proposes the repeal of the constitutional amendment dealing with marriage that was approved by referendum at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

Patron - Ebbin

[E]SJ215 Constitutional amendment (first resolution); Governor's term of office. Permits a Governor first elected in 2017 and thereafter to succeed himself in office. The amendment allows two four-year terms (either in succession or not in succession) but prohibits election to a third term. Service for more than two years of a partial term counts as service for one term. This bill was incorporated into SJ 263.

Patron - Ebbin

[E]SJ217 Constitutional amendment (first resolution); Transportation Funds. Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2016, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The amendment specifies that the General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house and that the loan must be repaid with reasonable interest within four years. This bill incorporates SJ 219 and SJ 255.

Patron - Black

[E]SJ219 Constitutional amendment (first resolution); Transportation Funds. Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2016, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The amendment specifies that the General Assembly may borrow from the Funds for other purposes

only by a vote of two-thirds plus one of the members voting in each house and that the loan must be repaid with reasonable interest within four years. This bill was incorporated into SJ 217.

Patron - Cosgrove

[E]SJ224 Constitutional amendment (first resolution); Virginia Redistricting Commission; redistricting criteria and process. Establishes the Virginia Redistricting Commission which will conduct the decennial reapportionment of the election districts for the House of Representatives and the General Assembly, and establishes the criteria and process to be used for each decennial reapportionment. This bill was incorporated into SJ 284.

Patron - Lucas

[E]SJ233 Constitutional amendment (first resolution); congressional and state legislative districts. Provides criteria for the General Assembly to observe in drawing districts, including respect for *existing* political boundaries, equal population, racial and ethnic fairness, contiguity, compactness, and communities of interest. Use of political data or election results is prohibited unless necessary to determine if racial or ethnic minorities can elect candidates of their choice.

Patron - Howell

[E]SJ238 Constitutional amendment (first resolution); qualifications to vote; restoration of civil rights. Authorizes the General Assembly to provide by law for the restoration of civil rights to persons convicted of nonviolent felonies who have completed service of their sentences, including any period or condition of parole, probation, or suspension of sentence, subject to the conditions, requirements, and definitions set forth in that law. At present, the Constitution of Virginia authorizes the Governor to restore civil rights to persons convicted of a felony; that provision is retained.

Patron - Dance

[E]SJ255 Constitutional amendment (first resolution); Transportation Funds. Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2016, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The amendment specifies that the General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house and that the loan must be repaid with reasonable interest within four years. This bill was incorporated into SJ 217.

Patron - Obenshain

[E]SJ263 Constitutional amendment (first resolution); Governor's term of office. Permits a Governor elected in 2017 and thereafter to succeed himself in office. The amendment allows two four-year terms (either in succession or not in succession) but prohibits election to a third term. Service for more than two years of a partial term counts as service for one term. This bill incorporates SJ 215.

Patron - Garrett

[E]SJ264 Constitutional amendment (first resolution); right to acquire farm-produced food. Provides that people have the right to acquire, for their own consumption, farm-pro-

duced food directly at the farm with agreement from the farmer who produced it.

Patron - Garrett

[F]SJ278 Constitutional amendment (first resolution); right to a secret ballot. Adds a provision to the Bill of Rights to preserve and protect the right to a secret ballot in elections for office, votes on ballot measures, and votes to designate or authorize employee representation.

Patron - Reeves

[F]SJ283 Constitutional amendment (first resolution); marriage. Proposes the repeal of the constitutional amendment dealing with marriage that was approved by referendum at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

Patron - McEachin

[F]SJ284 Constitutional amendment (first resolution); Virginia Redistricting Commission. Establishes the Virginia Redistricting Commission which will conduct the decennial reapportionment of the election districts for the House of Representatives and the General Assembly. The amendment also establishes the criteria and process to be used for each decennial reapportionment. The bill incorporates SJ 224.

Patron - Vogel

[F]SJ293 Constitutional amendment (first resolution); qualifications to vote; restoration of civil rights. Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of felonies who have completed service of their sentences subject to the conditions, requirements, and definitions set forth in that law. The present Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law.

Patron - McEachin

[F]SJ298 Constitutional amendment (first resolution); apportionment; partisan balance. Requires electoral districts to be drawn to reflect the voting patterns of the Commonwealth with, to the extent practicable, half of the districts more favorable than statewide totals to each of the two political parties most often receiving the most votes cast in statewide elections. The bill further requires, to the extent practicable, districts to be drawn so that the difference in votes between the top two candidates in recent statewide elections was within competitive margins.

Patron - Barker

[F]SJ302 Constitutional amendment (first resolution); general warrants of search or seizure prohibited. Clarifies that the right of the people to be secure against unreasonable searches and seizures of their persons, houses, businesses, lands, papers, and effects applies also to communications and stored personal information and data. Furthermore, the requirement that a warrant particularly describe the place to be searched or the persons or things to be seized is extended to communications, personal information, and data to be accessed. The amendment provides that a person's disclosure to another person of his papers, effects, or electronic communi-

cations, personal information, or data is not alone a waiver of this right. The amendment also provides that the people shall have remedies of exclusion and actions for damages and other remedies and that defendants shall not enjoy greater immunity than other citizens of the Commonwealth.

Patron - Stuart

[F]SJ305 Constitutional amendment (first resolution); powers of General Assembly; limitations. Provides that the General Assembly may suspend or nullify any or all portions of any administrative rule or regulation by joint resolution agreed to by a majority of the members elected to each house. When the General Assembly is not in a regular session, a standing committee of each house acting jointly or a joint legislative commission as designated by the General Assembly may suspend any or all portions of any administrative rule or regulation until the end of the next regular session.

Patron - Smith

Other Resolutions

Passed

[P]HJ507 National Day of the Cowboy in Virginia. Designates the fourth Saturday in July, in 2015 and in each succeeding year, as the National Day of the Cowboy in Virginia.

Patron - Wright

[P]HJ521 Virginia's Rail Heritage Region in the Commonwealth. Designates Virginia's Rail Heritage Region in the Commonwealth, consisting of the Counties of Alleghany, Amherst, Bedford, Botetourt, Campbell, Franklin, and Roanoke and the Cities of Covington, Lynchburg, Roanoke, and Salem, as well as the Towns of Amherst, Bedford, Boones Mill, Buchanan, Clifton Forge, Iron Gate, Rocky Mount, Troutville, and Vinton.

Patron - Poindexter

[P]HJ527 Virginia Caregivers Month. Designates November, in 2015 and in each succeeding year, as Virginia Caregivers Month.

Patron - Head

[P]HJ555 Resolution; endorsement of SCHEV's statewide strategic plan for higher education; report. Endorses the framework of mission, vision, goals, and strategies for the statewide strategic plan for higher education developed and approved by the State Council of Higher Education for Virginia (SCHEV) as the Commonwealth's vision and plan for higher education and requires SCHEV to report annually for six years on the Commonwealth's progress toward achieving the plan's goals to the Governor, General Assembly, institutions of higher education, and the public.

Patron - Landes

[P]HJ566 Lewis and Clark Eastern Legacy Trail in Virginia. Designates the portion of the Lewis and Clark National Historic Trail that runs through the Commonwealth as the Lewis and Clark Eastern Legacy Trail in Virginia.

Patron - Austin

[P]HJ593 Losing Loved Ones in a Tragic Accident Month. Designates August, in 2015 and in each succeeding year, as Losing Loved Ones in a Tragic Accident Month in Virginia.

Patron - Ransone

[P]HJ600 Sexual Assault Awareness Month. Designates the month of April, in 2015 and in each succeeding year, as Sexual Assault Awareness Month in Virginia.

Patron - Kory

[P]HJ606 Maternal Mental Health Month. Designates May, in 2015 and in each succeeding year, as Maternal Mental Health Month in Virginia.

Patron - Robinson

[P]HJ607 National Atomic Veterans Day. Designates July 16, in 2015 and in each succeeding year, as National Atomic Veterans Day in Virginia.

Patron - Robinson

[P]HJ638 Kinship Caregivers of Children Month. Designates September, in 2015 and in each succeeding year, as Kinship Caregivers of Children Month in Virginia.

Patron - Hester

[P]HJ692 Farm-to-School Week. Designating the first full week in October, in 2015 and in each succeeding year, as Farm-to-School Week in Virginia.

Patron - Scott

[P]HJ693 Tax Withholding and Employer Contribution Awareness Month. Designates March, in 2016 and in each succeeding year, as Tax Withholding and Employer Contribution Awareness Month in Virginia.

Patron - Ransone

[P]HJ702 Day to Serve. Designates each day from September 11 to October 10, in 2015 and in each succeeding year, as a Day to Serve in Virginia.

Patron - Rust

[P]HJ797 Day of Honor for the Marquis de Lafayette. Designates March 14, in 2015 and in each succeeding year, as a Day of Honor for the Marquis de Lafayette.

Patron - Howell

[P]HJ804 Appointments by the Speaker of the House of Delegates. Confirms appointments to certain boards made by the Speaker of the House of Delegates.

Patron - Howell

[P]SJ228 Resolution; endorsement of SCHEV's statewide strategic plan for higher education; report. Endorses the framework of mission, vision, goals, and strategies for the statewide strategic plan for higher education developed and approved by the State Council of Higher Education for Virginia (SCHEV) as the Commonwealth's vision and plan for higher education and requires SCHEV to report annually for six years on the Commonwealth's progress toward achieving the plan's goals to the Governor, General Assembly, institutions of higher education, and the public.

Patron - Martin

[P]SJ260 Confirming Governor's interim appointments of certain persons. Confirms interim appointments of certain persons made by Governor McAuliffe and communicated to the General Assembly October 1, 2014.

Patron - Vogel

[P]SJ296 Appointments by the Senate Committee on Rules. Confirms appointments to the Board of Directors of the Virginia Commonwealth University Health System Authority and the Virginia Conflict of Interest and Ethics Advisory Council.

Patron - Stosch

[P]SJ332 Confirming Governor's appointments of certain persons. Confirms appointments of certain persons made by Governor McAuliffe and communicated to the General Assembly on January 29, 2015.

Patron - Vogel

Failed

[F]HJ495 United States Constitution; Equal Rights Amendment. Ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. The joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.

Patron - Surovell

[F]HJ497 U.S. Constitution; application for a convention of the states. Makes application to Congress to call a convention of the states to propose amendments to the United States Constitution to restrain the abuse of power by the federal government.

Patron - Lingamfelter

[F]HJ498 Memorializing Congress to propose an amendment to Article V of the United States Constitution. Urges the Congress of the United States to propose an amendment to Article V of the United States Constitution that will modify the process for proposing amendments to the Constitution.

Patron - Landes

[F]HJ499 United States Constitution; amendment. Makes application to the United States Congress to call a constitutional convention for the purpose of proposing a constitutional amendment that pertains to the subject of balancing the federal budget.

Patron - LeMunyon

[F]HJ529 Speaker of the House; legal counsel. Authorizes the Speaker of the House to employ legal counsel to represent the General Assembly and institute legal action against any federal authority that violates the sovereign rights of the Commonwealth reserved and guaranteed under the United States Constitution.

Patron - Marshall, R.G.

[F]HJ537 Drug trafficking; interstate cooperation. Requests the Governor of the Commonwealth of Virginia to initiate a memorandum of agreement with the Governor of Maryland pertaining to the enforcement of laws involving the illegal trafficking of controlled substances across state lines.

Patron - Albo

[F]HJ545 Application to Congress; constitutional convention. Makes application to the United States Congress to call a constitutional convention for the purpose of proposing an amendment to the United States Constitution to ensure free and fair elections.

Patron - Rasoul

[F]HJ608 Environmental Protection Agency emissions guidelines; opposition. Recognizes the Commonwealth's opposition to proposed Environmental Protection Agency emissions guidelines for the regulation of carbon dioxide emis-

sions from existing power plants under Section 111(d) of the federal Clean Air Act.

Patron - Kilgore

[F]HJ629 Hampton Roads Transportation Planning Organization; signage. Encourages the Hampton Roads Transportation Planning Organization to allocate funds to enhance interstate signage in the City of Hampton to increase awareness of landmarks and points of interest.

Patron - Helsel

[F]HJ649 Village Concept. Recognizes the Village Concept as an effective alternative to institution-based care.

Patron - Krupicka

[F]HJ666 Clean Water Act; opposition. Urges the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers to recognize the Commonwealth of Virginia's opposition to the proposed rule regarding the Clean Water Act definition of "waters of the United States."

Patron - O'Quinn

[F]HJ707 Opposition to federal Postsecondary Institution Ratings System. Recognizes the quality and value of diversity and innovation in the institutions of higher education in the United States and strongly disagrees with the proposal of the President of the United States to create a federal Postsecondary Institution Ratings System.

Patron - Landes

[F]HJ719 NASA's Wallops Flight Facility; environmental impact statement. Encourages the National Aeronautics and Space Administration to conduct an environmental impact study related to landing commercial booster rockets and spacecraft at NASA's Wallops Flight Facility.

Patron - Kilgore

[F]HJ808 Memorializing the U.S. Food and Drug Administration to authorize clinical trials; cannabidiol oil and THC-A oil. Expresses the sense of the General Assembly that the U.S. Food and Drug Administration be urged to authorize clinical trials to determine the efficacy of using cannabidiol oil and THC-A oil for the treatment of epilepsy.

Patron - Marshall, R.G.

[F]HR192 Speaker of the House; legal counsel. Authorizes the Speaker of the House to employ legal counsel to represent the House of Delegates and institute legal action against any federal authority that violates the sovereign rights of the Commonwealth reserved and guaranteed under the United States Constitution.

Patron - Marshall, R.G.

[F]HR202 Memorializing Congress; restoration of gun ownership rights for federal felons. Urges the United States Congress to restore gun ownership rights for federal felons.

Patron - Fariss

[F]HR214 Beginning of life. Recognizes and finds that the life of the human person commences at conception, also known as fertilization, and that the United States Supreme Court 1973 *Roe* and *Doe* decisions striking down state laws criminalizing abortion, which protected preborn children, are based on false science.

Patron - Marshall, R.G.

[F]HR242 Memorializing the U.S. Food and Drug Administration to authorize clinical trials; cannabidiol oil and THC-A oil. Expresses the sense of the House of Dele-

gates that the U.S. Food and Drug Administration be urged to authorize clinical trials to determine the efficacy of using cannabidiol oil and THC-A oil for the treatment of epilepsy.

Patron - Marshall, R.G.

[F]SJ216 United States Constitution; Equal Rights Amendment. Ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. The joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.

Patron - Ebbin

[F]SJ220 Appalachian Cherokee Nation Tribe. Extends state recognition to the Appalachian Cherokee Nation Tribe.

Patron - Cosgrove

[F]SJ227 Memorializing the Congress of the United States to transfer the title of public lands to the western states. Expresses the sense of the General Assembly that Congress should engage in good faith communication, cooperation, and consultation to coordinate the transfer of title of public lands to the western states.

Patron - Stanley

[F]SJ252 United States Congress; application to call a convention to amend the U.S. Constitution to provide for a balanced budget requirement. Initiates the process to call a convention to amend the United States Constitution to add a balanced budget requirement at the federal level.

Patron - Hanger

[F]SJ262 Hampton Roads Transportation Planning Organization; signage. Encourages the Hampton Roads Transportation Planning Organization to allocate funds to enhance interstate signage in the City of Hampton to increase awareness of landmarks and points of interest.

Patron - Locke

[F]SJ269 U.S. Constitution; application for a convention of the states. Makes application to Congress to call a convention of the states to propose amendments to the United States Constitution to impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of Congress.

Patron - McDougle

[F]SJ276 Opposing federal requirement of a law mandating a six-month driver's license suspension upon conviction of a drug offense. Expresses the opposition of the General Assembly to the enactment or enforcement of a law requiring a six-month revocation or suspension of a person's driver's license upon conviction of a drug offense when such offense is not related to the operation of a motor vehicle. Absent a resolution from the General Assembly expressing such opposition, the failure to enforce such a law results in the withholding of certain federal highway funding by the U.S. Secretary of Transportation from the Commonwealth. Currently, such a law is codified at §§ 18.2-259.1 and 46.2-390.1.

Patron - Ebbin

[F]SJ290 Governor's School for Innovation and Entrepreneurship. Expresses support for the establishment of the Governor's School for Innovation and Entrepreneurship in Hampton Roads.

Patron - Lewis

[F]SJ292 Wolf Creek Cherokee Tribe of Virginia. Extends state recognition to the Wolf Creek Cherokee Tribe.
Patron - McEachin

[F]SJ294 Regulation of emissions from existing power plants; withdrawal of proposed federal guidelines. Urges the U.S. Environmental Protection Agency to withdraw its proposed emissions guidelines for the regulation of carbon dioxide emissions from existing coal-fired power plants under section 111(d) of the federal Clean Air Act and requests the Attorney General of Virginia to pursue legal actions to challenge the guidelines adopted if they infringe upon the Commonwealth's sovereign authority and cause economic harm to its citizens.
Patron - Chafin

[F]SJ308 Employment of counsel to challenge federal rules establishing carbon emission guidelines for existing electric utility generating units. Requests the Joint Rules Committee to employ legal counsel to represent the Commonwealth in litigation challenging federal rules establishing carbon emission guidelines for existing electric utility generating units if the Office of the Attorney General, by July 1, 2015, has not instituted and is not diligently pursuing legal action on behalf of the Commonwealth that challenges the validity of the Clean Power Plan proposed by the U.S. Environmental Protection Agency. The resolution requests that the costs of employing such counsel be paid from funds appropriated to the Attorney General and Department of Law for the provision of legal services to state agencies.
Patron - Wagner

Miscellaneous (Including Budget and Bonds)

Passed

[P]HB1275 Hampton Roads Veterans Care Center project. Provides for funding of the Hampton Roads Veterans Care Center project by making \$32.7 million in Virginia Public Building Authority Bonds authorized in 2014, available as a priority for the project. The bill also appropriates \$60.7 million in federal funds to the project. The bill is identical to SB 676.
Patron - Cox

[P]HB1276 Northern Virginia Veterans Care Center project. Provides for funding of the Northern Virginia Veterans Care Center project through an allocation of the proceeds of bonds to be identified and authorized by a separate act of the 2015 General Assembly. The bill is identical to SB 675.
Patron - Cox

[P]HB1400 Budget Bill. Amends Chapter 3, Special Session I, of the Acts of Assembly of 2014.
Patron - Jones

[P]HB1891 Capital outlay plan. Revises the six-year capital outlay plan for projects to be funded entirely or partially from general fund-supported resources. The bill is identical to SB 1042.
Patron - Jones

[P]SB675 Northern Virginia Veterans Care Center project. Provides for funding of the Northern Virginia Veterans Care Center project through an allocation of the proceeds of bonds to be identified and authorized by a separate act of the

2015 General Assembly. The bill also appropriates \$63 million in federal funds to the project. The bill is identical to HB 1276.
Patron - Puller

[P]SB676 Hampton Roads Veterans Care Center project. Provides for funding of the Hampton Roads Veterans Care Center project by making \$32.7 million in Virginia Public Building Authority Bonds authorized in 2014, available as a priority for the Center project. The bill also appropriates \$60.7 million in federal funds to the project. The bill is identical to HB 1275.

Patron - Puller

[P]SB843 Claims; Jonathan Christopher Montgomery. Provides relief in the amount of \$175,440 to Jonathan Montgomery, who was incarcerated for a total of three years, 11 months, and 18 days after being convicted of forcible sodomy, aggravated sexual battery, and animate object sexual penetration. Mr. Montgomery has been issued a writ of actual innocence.
Patron - Locke

[P]SB1042 Capital outlay plan. Revises the six-year capital outlay plan for projects to be funded entirely or partially from general fund-supported resources. The bill is identical to HB 1891.
Patron - Stosch

Failed

[F]HB1529 General appropriation act. Provides that the enactment of the current general appropriation act that states that "no provision of this act shall result in the expiration of any provision of: (i) Chapter 896 of the Acts of Assembly of 2007 pursuant to the 22nd enactment of that chapter or (ii) Chapter 766 of the Acts of Assembly of 2013 pursuant to the 14th enactment of that chapter" shall expire on June 30, 2015.
Patron - Berg

[F]HB2233 Commissioner of the Department of Taxation; working group to evaluate market-based sourcing. Directs the Commissioner of the Department of Taxation to convene a working group to examine (i) existing laws concerning the allocation of sales of nontangible personal property for purposes of the corporate income tax and (ii) the desirability and feasibility of adopting a market-based sourcing model. The Commissioner shall report the findings and any recommendations of the working group to the Chairmen of the House Committee on Finance and the Senate Committee on Finance by December 1, 2015.
Patron - Davis

[F]SB800 Budget Bill. Amends Chapter 3, Special Session I, of the Acts of Assembly of 2014.
Patron - Colgan

[F]SB1455 Commonwealth of Virginia Veterans Bond Act of 2015. Authorizes the issuance of Commonwealth of Virginia General Obligation Bonds pursuant to Article X, Section 9 (b) of the Constitution of Virginia in an amount not exceeding \$67 million, subject to approval by a majority of the qualified voters of the Commonwealth voting thereon at the November 3, 2015 general election. The purpose of the bonds is to provide funds for the Commonwealth's share of the costs for the construction of veterans care centers in Northern Virginia and Hampton Roads. The full faith and credit of the

Commonwealth is pledged for the payment of the principal of and interest on the bonds and any bond anticipation notes or refunding bonds. The bill shall not become effective, and no bonds shall be issued, unless and until vote approval is obtained.

Patron - Watkins

Charters

Passed

[P]HB1284 Charter; Town of Branchville. Moves the date of election of the mayor and members of the town council from June to November and extends their terms from two years to four years. Council members serving on council who were elected in May 2014 shall have their terms of office shortened by six months but shall continue in office until their successors have been elected at the November general election and have been qualified to serve. The bill contains an emergency clause.

Patron - Tyler

[P]HB1532 Charter; City of Roanoke. Shifts authority to appoint the director of finance from the city council to the city manager. This bill is identical to SB 1276.

Patron - Head

[P]HB1625 Charter; Town of Lovettsville. Updates the town's boundaries. Other changes eliminate the requirement of monthly meetings and provide that no distinction shall be made between a member elected to the council and a member who has been appointed to the council except as to voting on those matters set forth in Article VII, Section 7 of the Constitution of Virginia. The bill also makes numerous technical amendments and corrects outdated provisions.

Patron - LaRock

[P]HB1656 Charter; James City County. Removes the requirements that the director of planning be appointed by and report to the manager of development management.

Patron - Pogge

[P]HB1663 Charter; Town of Buchanan. Shifts the town's municipal elections from May to November and reduces the number of council members from six to four. The bill contains technical amendments.

Patron - Austin

[P]HB1682 Charter; City of Alexandria. Deletes numerous outdated provisions and updates references to the Code of Virginia. This bill is identical to SB 1214.

Patron - Herring

[P]HB1761 Charter; City of Portsmouth. Allows any member of the city council to be a candidate for the office of mayor without resigning his office. Currently, the charter requires such a council member to resign by a specific date and sets out a procedure for filling the member's vacant seat. This bill is identical to SB 749.

Patron - James

[P]HB1834 Charter; Town of Luray. Shifts the town's municipal elections from May to November.

Patron - Gilbert

[P]HB1857 Charter; Town of Weber City. Extends the terms of council members, the mayor, the treasurer, the clerk of

the council, and the town sergeant from two to four years and deletes outdated language.

Patron - Kilgore

[P]HB1893 Charter; City of Bristol. Clarifies the relinquishment of certain powers set out in the charter of the City of Bristol that were transferred to the BVU Authority in 2010. The bill also removes provisions related to the Youth Services Department and replaces references to the city comptroller with chief financial officer.

Patron - O'Quinn

[P]HB2025 Charter; City of Hampton; candidacy of councilmembers in mayoral election. Bars any City of Hampton mayoral candidate from simultaneously running for a place on the Hampton city council and establishes a procedure for the resignation of any serving councilmember who wishes to run for mayor. The bill establishes a deadline, effective date, and other parameters for the resignation of a serving councilmember and provides for the filling of the remaining term of office of a councilmember who has resigned to become a candidate in a mayoral election.

Patron - BaCote

[P]HB2128 Charter; Town of Amherst. Creates the office of town manager and reassigns various duties. The bill also deletes outdated provisions.

Patron - Cline

[P]HB2292 Charter; Town of Culpeper. Makes technical changes to notice provisions for special meetings of town council and requires the town manager to reside within Culpeper County during his tenure of office. The bill contains an emergency clause.

Patron - Scott

[P]SB695 Charter; City of Hampton; candidacy of councilmembers in mayoral election. Bars any City of Hampton mayoral candidate from simultaneously running for a place on the Hampton city council and establishes a procedure for the resignation of any serving councilmember who wishes to run for mayor. The bill establishes a deadline, effective date, and other parameters for the resignation of a serving councilmember and provides for the filling of the remaining term of office of a councilmember who has resigned to become a candidate in a mayoral election.

Patron - Locke

[P]SB749 Charter; City of Portsmouth. Allows any member of the city council to be a candidate for the office of mayor without resigning his office. Currently, the charter requires such a council member to resign by a specific date and sets out a procedure for filling the member's vacant seat. This bill is identical to HB 1761.

Patron - Lucas

[P]SB755 Charter; City of Falls Church. Adds to the description of the city boundary a reference to land added by a court order.

Patron - Saslaw

[P]SB940 Charter; Town of Montross; November elections, town council. Moves the date of election for the members of the town council from May to November, beginning in 2016.

Patron - Stuart

[P]SB1014 Charter; City of Suffolk. Amends the charter of the City of Suffolk to clarify the roles of the circuit court in appointing members of the board of equalization and of the

qualified voters of the city in electing the members of the school board. The bill contains technical amendments.

Patron - Cosgrove

[P]SB1176 Charter; City of Bristol. Clarifies the relinquishment of certain powers set out in the charter of the City of Bristol that were transferred to the BVU Authority in 2010. The bill also removes provisions related to the Youth Services Department and replaces references to the city comptroller with chief financial officer.

Patron - Carrico

[P]SB1214 Charter; City of Alexandria. Deletes numerous outdated provisions and updates references to the Code of Virginia. This bill is identical to HB 1682.

Patron - Ebbin

[P]SB1276 Charter; City of Roanoke. Shifts authority to appoint the director of finance from the city council to the city manager. This bill is identical to HB 1532.

Patron - Edwards

Failed

[F]SB751 Charter; Town of Leesburg; unmanned aerial vehicles; preservation of trees. Authorizes the town council to limit the use of unmanned aerial vehicles within town boundaries and, by ordinance, to require private construction projects to preserve existing trees.

Patron - Black

[F]SB935 Charter; Town of Herndon; elections. Moves the date of election of the mayor and members of the town council from May to November beginning with the election of November 2016 and extends the terms of those in office as of July 2016 until December 31, 2016. The bill also provides for the election of a vice mayor at the first regular town council meeting in January following a municipal election.

Patron - Wexton

[F]SB1171 Charter; City of Bristol. Makes clarifying changes related to the BVU Authority. Other changes include deletion of provisions related to the youth services department and replacing references to the city comptroller with chief financial officer.

Patron - Carrico

Study Resolutions

Passed

[P]HJ557 Study; JLARC to review Department of Veterans Services; report. Directs the Joint Legislative Audit and Review Commission to review the Department of Veterans Services, including, among other things, the review of programs administered by the Department's agencies and other issues related to the provision of services to veterans. The Commission must report to the Governor and 2017 Regular Session of the General Assembly.

Patron - O'Bannon

[P]HJ558 SCHEV; analysis of teacher shortage; report. Requests the Virginia Department of Education and the State Council of Higher Education for Virginia to examine shortages of qualified teachers generally and in certain teach-

ing endorsement areas and to recommend strategies for addressing the shortages. The Department and the Council must report their findings and recommendations no later than the first day of the 2016 Regular Session of the General Assembly.

Patron - Orrock

[P]HJ586 Study; voluntary mental health screenings for students in public elementary schools; report. Requests that the Department of Behavioral Health and Developmental Services (i) identify one or more appropriate mental health screening tools, (ii) identify one or more school divisions in which the parents of each student shall be notified of the availability of such mental health screening tools and may give permission for their child to participate in a mental health screening, (iii) analyze the (a) number and type of mental illness diagnoses, (b) additional in-school services provided to diagnosed students as a result of such screenings, and (c) most appropriate grade level for the administration of such screenings, and (iv) report its findings to the Governor and General Assembly by November 30, 2016.

Patron - Yost

[P]HJ587 Study; DEQ; impact of stormwater regulations on high water table area; report. Requests the Department of Environmental Quality to conduct a two-year study of the application of the post-development stormwater management technical criteria, as established in the Virginia Stormwater Management Regulations, in areas with a seasonal high groundwater table.

Patron - DeSteph

[P]HJ594 Study; Bureau of Insurance to study use of credit history in insurance underwriting; report. Requests the Bureau of Insurance to study the use by insurers of an insured's or applicant's credit information in connection with underwriting motor vehicle insurance policies.

Patron - Lingamfelter

[P]HJ623 Study; JLARC to study groundwater resources; report. Directs the Joint Legislative Audit and Review Commission to study Virginia's water resource planning and management, particularly with regard to groundwater. This study is a recommendation of the Joint Subcommittee to Formulate Recommendations to Address Recurrent Flooding. This resolution incorporates HJ 595.

Patron - Hodges

[P]HJ630 Study; mandating health insurance coverage for abuse deterrent formulations for opioid medications; report. Directs the Health Insurance Reform Commission to study mandating health insurance coverage for abuse deterrent formulations for opioid medications.

Patron - Byron

[P]HJ635 Study; performance of the communications sales and use tax; report. Requests the Department of Taxation to conduct a study of the performance of the communications sales and use tax.

Patron - LaRock

[P]HJ637 Study; JLARC; Commonwealth's Medicaid program; report. Directs the Joint Legislative Audit and Review Commission (JLARC) to study the Commonwealth's Medicaid program. In conducting its study, JLARC shall review (i) the processes used to determine eligibility, including the financial eligibility screening process for long-term care services, whether asset sheltering could be further prevented and asset recoveries improved, and the effectiveness of existing fraud and abuse detection and prevention efforts; (ii)

whether the most appropriate services are provided in a cost-effective manner; (iii) evidence-based practices and strategies that have been successfully adopted in the other states and could be used in the Commonwealth; and (iv) other relevant issues.

Patron - Landes

[P]SJ218 Study; Department of Education; teacher turnover; report. Requests the Department of Education to study the feasibility of implementing a program in the Commonwealth to track teacher turnover by developing exit questionnaires and other means.

Patron - Howell

[P]SJ235 Study; Virginia Housing Commission; funding for the Virginia Housing Trust Fund; report. Directs the Virginia Housing Commission to study methods to evaluate and determine a dedicated revenue source for the Virginia Housing Trust Fund.

Patron - Watkins

[P]SJ242 Study; Virginia Economic Development Partnership Authority and the Department of Housing and Community Development; programs supporting existing high-growth companies; report. Requests the Virginia Economic Development Partnership Authority and the Department of Housing and Community Development to jointly study the feasibility of incorporating programs to support existing high-growth companies into the state's current economic development programs and activities. Existing high-growth companies are privately held enterprises with high potential for growth that (i) employ fewer than 100 employees, (ii) generate annual revenues of \$50 million or less, and (iii) have moved beyond the startup phase of business development to become established businesses within the local and regional community. This bill is a recommendation of the Small Business Commission.

Patron - Ruff

[P]SJ243 Study; JLARC to study Department of Veterans Services; report. Directs the Joint Legislative Audit and Review Commission to study the Department of Veterans Services, including, among other things, the review of programs administered by the Department's agencies and other issues related to the provision of services to veterans.

Patron - Dance

[P]SJ268 Study; JLARC; pathways for determining eligibility for Medicaid-funded long-term care; report. Directs the Joint Legislative Audit and Review Commission to study pathways for determining eligibility for Medicaid-funded long-term care. In conducting its study, JLARC shall review (i) the Commonwealth's long-term care preadmission screening process, including the process by which individuals access such screenings, the timeliness of such screenings, support for individual choice upon meeting long-term care criteria, and assurance that the assessment teams are neutral and have no financial or legal ties to discharge locations and (ii) state and federal long-term care financial eligibility laws, including the use of annuities to protect assets, transfer of assets, lien and estate recovery, assessing a child as a family of one for eligibility purposes, and the effects of the new Modified Adjusted Gross Income eligibility standards and access to nursing home care services. The Joint Legislative Audit and Review Commission shall complete its meetings by November 30, 2016.

Patron - Hanger

[P]SJ272 Study; JLARC to study groundwater resources; report. Directs the Joint Legislative Audit and Review Commission to study Virginia's water resource plan-

ning and management, particularly with regard to groundwater and surface water. This study is a recommendation of the Joint Subcommittee to Formulate Recommendations to Address Recurrent Flooding.

Patron - Norment

[P]SJ273 Study; Department of Environmental Quality; "double-counting" of benefits of EPA Clean Power Plan; report. Directs the Department of Environmental Quality to study whether the projected health benefits of the proposed federal Clean Power Plan, cited by the Environmental Protection Agency (EPA) as a benefit of the Plan, are already expected to result from the ongoing enforcement and revision of existing air quality regulations. The provisions of the resolution are contingent on funding in a 2015 general appropriation act.

Patron - Wagner

[P]SJ274 Study; Joint Legislative Audit and Review Commission to update its 2006 study of the impact of regulations on Virginia's manufacturing sector; report. Directs JLARC to update its 2006 study of the impact of regulations on Virginia's manufacturing sector.

Patron - Wagner

[P]SR62 Study; staffing levels and employment conditions at the Department of Corrections; report. Continues, for an additional year, the joint committee of the Senate Committee on Rehabilitation and Social Services and the Senate Committee on Rules to study staffing levels and employment conditions at the Department of Corrections. The provisions of the resolution are contingent on funding in a 2015 general appropriation act.

Patron - Marsden

Failed

[F]HJ501 Study; JLARC; reorganization of law-enforcement agencies; report. Directs the Joint Legislative Audit and Review Commission to study reorganizing all or some state law-enforcement functions under the Department of State Police.

Patron - Landes

[F]HJ504 Study; Department of Education; teacher turnover; report. Requests the Department of Education to study the feasibility of implementing a program in the Commonwealth to track teacher turnover by developing exit questionnaires and other means.

Patron - Ware

[F]HJ505 Study; reforming Virginia's state and local tax structure; report. Establishes a joint subcommittee to study reforming Virginia's tax structure, including the feasibility of adopting a flat tax or a fair tax.

Patron - Cole

[F]HJ506 Study; short- and long-term impact of bio-solids and industrial waste; report. Requests the Virginia Institute of Marine Science and the Department of Mines, Minerals, and Energy's Division of Geology and Mineral Resources' Virginia geological survey, in consultation with the United States Geological Survey's Toxic Hydrology Regional Contamination Investigation Program, to study the short- and long-term effects of the storage and land application of industrial wastes and sewage sludge on public health, residential wells, and surface and ground water.

Patron - Ware

HJ513 Study; Virginia State Crime Commission; arrest and summonses mandates; report. Directs the Virginia State Crime Commission to study the use by state or local police departments or sheriff's offices of specific mandates for the number of arrests or summonses that a law-enforcement officer must make or issue for traffic offenses or traffic infractions.

Patron - McQuinn

HJ514 Study; Department of Education; effect of local use value assessment of certain real estate on the Composite Index of Local Ability to Pay; report. Requests the Department of Education to (i) determine, for each of the 95 localities that have adopted ordinances to provide for the use value assessment and taxation of certain real estate, the use value of all applicable (a) real estate devoted to agricultural use, (b) real estate devoted to horticultural use, (c) real estate devoted to forest use, and (d) real estate devoted to open-space use, as those terms are defined in the Code of Virginia, and (ii) recalculate the Composite Index of Local Ability to Pay for each locality after taking into consideration such use values.

Patron - Webert

HJ516 Study; DEQ; long-term impact of biosolids and industrial waste; report. Directs the Department of Environmental Quality to study the long-term effects of the storage and land application of industrial wastes and sewage sludge on public health, residential wells, and surface and ground water.

Patron - Fowler

HJ528 Study; JLARC; militarization of police; report. Directs the Joint Legislative Audit and Review Commission to study the militarization of law-enforcement agencies in the Commonwealth.

Patron - Marshall, R.G.

HJ532 Study; JLARC to study the Virginia's workers' compensation system; report. Directs the Joint Legislative Audit and Review Commission (JLARC) to study Virginia's workers' compensation system. In its study, JLARC is directed to (i) examine whether claims are reviewed and processed in a timely and fair manner; (ii) assess whether the dispute resolution process is timely, effective, and fair and equitable toward all parties; (iii) compare the structure and administration of workers' compensation programs in other states with that of Virginia's; (iv) analyze the rate of growth in medical prices and examine any changes that occur in access to medical care in states that have adopted medical service fee schedules or treatment guidelines; and (v) review any other issues and make recommendations as appropriate.

Patron - Lingamfelter

HJ541 Study; Virginia State Crime Commission; grand jury system; report. Directs the Virginia State Crime Commission to study the grand jury system as it currently exists in the Commonwealth and make recommendations for improving the system.

Patron - Marshall, R.G.

HJ542 Study; burial sites of enslaved persons; report. Requests the Department of Historic Resources to study the issues related to the identification, preservation, and maintenance of sites where enslaved persons are buried.

Patron - Marshall, R.G.

HJ546 Study; gender-specific references; Bostic v. Rainey; report. Requests the Boyd-Graves Conference and the Virginia Criminal Justice Conference to study how to revise relevant gender-specific references in the Code of Virginia in

light of the 2014 *Bostic v. Rainey* decision, which struck down Virginia's ban on same-sex marriage.

Patron - Sullivan

HJ563 Study; Joint Legislative Audit and Review Commission to update its 2004 study of replacing individual income tax revenues with sales and use tax revenues; report. Directs JLARC to update its 2004 study of replacing individual income tax revenues with sales and use tax revenues. The resolution requires JLARC to develop recommendations for replacing the individual income tax based upon the elimination of exemptions from the state and local retail sales and use tax.

Patron - DeSteph

HJ581 Study; Joint Legislative Audit and Review Commission to study alternative taxes and fees for highway funding in the Commonwealth; report. Directs JLARC to study the adequacy of taxes and fees currently dedicated to highway funding and the feasibility of alternative revenue sources, including but not limited to road usage charges based on vehicle miles traveled, other flat fees, increased use of tolls, and charges on motor vehicle parts and fluids that must be replaced as vehicle miles traveled increase, such as tires and motor oil.

Patron - Surovell

HJ582 Study; feasibility of authenticating electronic government records; report. Establishes a 12-member joint subcommittee to evaluate the feasibility of authenticating electronic government records that are made available online.

Patron - Surovell

HJ583 Study; creation of model local government charter; report. Establishes a 10-member joint subcommittee to study creation of a model local government charter.

Patron - Surovell

HJ585 Study; driver's license suspension for unpaid court fines and costs; report. Creates a joint subcommittee to study the use of driver's license suspension as a collection method for unpaid court fines and costs and make recommendations for improvements to the current law.

Patron - Loupassi

HJ588 Study; childhood obesity; report. Establishes a joint subcommittee to study childhood obesity in Virginia's public schools.

Patron - McQuinn

HJ590 Study; Department of Taxation; reimbursement payments to localities providing tangible personal property tax relief; report. Requests the Department of Taxation to conduct a study of reimbursement payments to localities providing tangible personal property tax relief.

Patron - Ramadan

HJ592 Study; Housing Commission; report. Directs the Virginia Housing Commission to study the administration and governance of common interest communities.

Patron - Ramadan

HJ595 Study; JLARC; water resources; report. Directs the Joint Legislative Audit and Review Commission to study Virginia's water resource planning and management. This resolution was incorporated into HJ 623.

Patron - O'Bannon

HJ596 Study; JCHC to study resources for health care for unserved and underserved populations; report.

Directs the Joint Commission on Health Care (JCHC) to study resources for health care for unserved and underserved populations in the Commonwealth. In conducting its study, the Joint Commission on Health Care shall (i) identify unserved or underserved regions and populations in the Commonwealth, (ii) evaluate existing health care services for unserved and underserved individuals, (iii) identify alternative models for delivering health care to unserved and underserved individuals, and (iv) make recommendations for improving access to health care in the Commonwealth through expansion of existing health care services and development of alternative models of health care delivery. As part of its study, the Joint Commission on Health Care shall study the feasibility of certifying volunteer health care providers to provide health care to unserved and underserved populations and exempting certified volunteer health care providers from civil liability for injuries resulting from the delivery of health care by such providers in accordance with the provisions of House Bill 39 (2014). The Joint Commission on Health Care shall complete its work by November 30, 2016.

Patron - Marshall, R.G.

FHJ598 Study; driver's license suspension for unpaid court fines and costs; report. Creates a joint subcommittee to study the use of driver's license suspension as a collection method for unpaid court fines and costs and make recommendations for improvements to the current law.

Patron - Loupassi

FHJ599 Study; JLARC; highway construction allocations; report. Directs the Joint Legislative Audit and Review Commission to study the reasonableness, appropriateness, and equity of highway construction allocations in the Commonwealth.

Patron - Watts

FHJ601 Study; JLARC; equity of funding for transportation programs; report. Directs the Joint Legislative Audit and Review Commission to study the adequacy and equity of funding for transportation programs in the Commonwealth.

Patron - Villanueva

FHJ603 Study; Virginia State Crime Commission; prevention of sexual violence on the campuses of public and private institutions of higher education in the Commonwealth; report. Directs the Virginia State Crime Commission to study the prevention of sexual violence on college campuses in Virginia. In conducting its study, the Commission must (i) ascertain the breadth of the problem of sexual violence on public and private college campuses in the Commonwealth; (ii) review all relevant state and federal laws, regulations, and policies to identify appropriate ways in which sexual violence may be abated; (iii) assess the policies, process, and procedures for reporting crimes of sexual violence used by colleges and universities in the Commonwealth; (iv) determine whether any institutions of higher education in the Commonwealth have pending U.S. Department of Education Office for Civil Rights investigations for the manner in which allegations and reports of sexual violence have been managed; (v) collaborate with other local, state, federal, college, and community advocates and police departments and entities to address the problem throughout the Commonwealth's higher education and criminal justice systems and among parents and students; (vi) make recommendations to ensure safe college and university campuses throughout the Commonwealth; and (vii) carry out any other duties the joint subcommittee deems proper to facilitate the study. The Commission must submit its report to the Chairmen of the House Committees on Education and for Courts of Justice, the Chairmen of the Senate Committees on Education and

Health and for Courts of Justice, the Governor, and the 2016 Session of the General Assembly.

Patron - Knight

FHJ610 Study; JLARC; early childhood development programs; report. Directs the Joint Legislative Audit and Review Commission to study specific early childhood development programs, prenatal to age five, in the Commonwealth in order for the General Assembly to determine the best strategy for future early childhood development investments.

Patron - Jones

FHJ618 Study; training for special conservators of the peace; report. Creates a joint subcommittee to study the appropriate level of training necessary for special conservators of the peace to carry out the functions and duties for which they are appointed and to ensure their understanding of constitutional and criminal law.

Patron - Lingamfelter

FHJ619 Study; Department of Rail and Public Transportation to study Metrorail extension; report. Requests the Department of Rail and Public Transportation to study the efficacy and desirability of extending the Metrorail in Virginia and to report on its findings no later than the first day of the 2016 Regular Session of the General Assembly.

Patron - Lingamfelter

FHJ622 Study; diversion programs for certain drug offenders; report. Establishes a joint subcommittee to study alternative sentencing for possession of certain drugs.

Patron - Herring

FHJ625 Study; Department of Education and each school division in the Commonwealth; allocation of educational resources; report. Requests the Department of Education and each school division in the Commonwealth to analyze the allocation of educational resources, including (i) courses, academic programs, and extracurricular activities; (ii) strong teaching, leadership, and support; (iii) school facilities; and (iv) technology and instructional materials, to ensure that students are receiving educational resources without regard to their race, color, or national origin in compliance with Title VI of the Civil Rights Act of 1964.

Patron - Surovell

FHJ636 Study; Department of Criminal Justice Services; the sufficiency of funding for training law-enforcement officers, including crisis intervention training; report. Requests the Department of Criminal Justice Services to study the sufficiency of funding for training law-enforcement officers, including crisis intervention training.

Patron - LaRock

FHJ642 Study; VDOT; recurrent flooding from outfall ditches; report. Requests VDOT to conduct a one-year study of recurrent flooding from outfall ditches.

Patron - Hodges

FHJ648 Study; Virginia Housing Commission; discriminatory practices; report. Directs the Virginia Housing Commission to study the prevalence in the Commonwealth of housing discrimination based on sexual orientation.

Patron - Villanueva

FHJ655 Study; Secretary of Public Safety and Homeland Security; Virginia Cyber Protection Teams; Report.

Patron - LaRock

FSB1323 Study; Regional Greenhouse Gas Initiative; report. Requests the Department of Environmental Quality to study the potential for the establishment of a funding source to localities in coastal Virginia for flood resilience that could result by including the Commonwealth as a full participant in the Regional Greenhouse Gas Initiative.

Patron - Lewis

FSJ234 Study; JLARC; purchase of the Dulles Greenway; report. Directs the Joint Legislative Audit and Review Commission to study the feasibility of purchasing the Dulles Greenway.

Patron - Wexton

FSJ236 Study; Department for Aging and Rehabilitative Services; auxiliary grant program; report. Requests the Department for Aging and Rehabilitative Services to study the auxiliary grant program. In conducting its study, the Department is directed to (i) evaluate current funding for the auxiliary grant program and recommend strategies to increase funding, (ii) examine the extent of goods and services currently covered and paid for by the auxiliary grant program and recommend strategies to expand allowable costs, and (iii) evaluate the extent of allowable family and third-party contributions for services provided to auxiliary grant recipients that are not considered for purposes of eligibility or calculating the amount of an auxiliary grant and recommend strategies to expand the list of such allowable contributions.

Patron - Favola

FSJ237 Study; DHCD; Virginia Homeless Solutions Program \$500 asset cap; report. Requests the Department of Housing and Community Development (DHCD) to study the Virginia Homeless Solutions Program \$500 asset cap for individuals transitioning from shelters to permanent housing who require rapid re-housing financial assistance. DHCD is requested to (i) identify and examine alternatives to the \$500 asset cap, including a higher asset cap or a cap that ranges based on the size and needs of the particular family; (ii) research and compare asset caps used in other states; and (iii) make recommendations regarding an asset cap that would better serve families transitioning from shelters to permanent housing and reduce the number of individuals that return to homelessness in the Commonwealth.

Patron - Favola

FSJ239 Study; early childhood practitioner professional development; report. Requesting the Department of Education and the Department of Social Services in cooperation with the Virginia Early Childhood Foundation to convene a work group to study and develop a competency-based professional development framework for early childhood practitioners.

Patron - Favola

FSJ240 Study; JCHC; older Virginians' access to oral health care; report. Directs the Joint Commission on Health Care to study older Virginians' access to oral health care.

Patron - Favola

FSJ241 Study; JLARC; early childhood development programs; report. Directs the Joint Legislative Audit and Review Commission to study specific early childhood development programs, prenatal to age five, in the Commonwealth in order for the General Assembly to determine the best strategy for future early childhood development investments.

Patron - Favola

FSJ244 Study; long-term impact of biosolids and industrial waste; report. Directs the Department of Environmental Quality to study the long-term effects of the storage and land application of industrial wastes and sewage sludge on public health, residential wells, and surface and ground water. This resolution was incorporated into SJ 271.

Patron - Garrett

FSJ271 Study; long-term impact of biosolids and industrial waste; report. Requests the Secretary of Natural Resources, the Secretary of Health and Human Resources, and the Secretary of Agriculture and Forestry to convene a joint task force to review and evaluate existing scientific literature on the impact of biosolids and industrial residuals on human health and the environment.

Patron - Norment

FSJ277 Study; SCHEV; Pay It Forward, Pay It Back; report. Directs the State Council of Higher Education for Virginia to study the feasibility of implementing a "Pay It Forward, Pay It Back" higher education tuition financing model to increase access to educational opportunities and to decrease the debt burden on students in the Commonwealth.

Patron - Edwards

FSJ279 Study; joint subcommittee; dangers of Tannerite; report. Establishes a nine-member joint subcommittee to study the dangers of Tannerite and, if necessary, identify the potential need to (i) restrict the amounts of Tannerite that can be purchased legally and (ii) add a warning label to such products due to the effects of their use.

Patron - Carrico

FSJ280 Study; JLARC; consolidation of law-enforcement agencies under the Department of State Police; report. Directs the Joint Legislative Audit and Review Commission to study consolidation of all state law-enforcement agencies in the executive branch under the Department of State Police.

Patron - Deeds

FSJ281 Study; urban schools; report. Establishes a joint subcommittee to study the unique and specific challenges facing urban school divisions. The provisions of the resolution are contingent on funding in a 2015 general appropriation act.

Patron - Edwards

FSJ282 Study; Sex Offender Registry; report. Requests the Secretary of Public Safety and Homeland Security to study the effectiveness of sex offender registry requirements on public safety.

Patron - Hanger

FSJ285 Study; feasibility of expanding family and medical leave in the state to complement existing federal requirements; report. Establishes an 11-member joint subcommittee to study the feasibility of expanding family and medical leave in the state to complement existing federal requirements. The provisions of the resolution are contingent on funding in a 2015 general appropriation act.

Patron - Dance

FSJ287 Study; JLARC; early childhood development programs; report. Directs the Joint Legislative Audit and Review Commission to study specific early childhood development programs, prenatal to age five, in the Commonwealth in order for the General Assembly to determine the best strategy for future early childhood development investments. This resolution was incorporated into SJ 241.

Patron - Ruff

FSJ288 Study; Department of Education; effect of local use value assessment of certain real estate on the Composite Index of Local Ability to Pay; report. Requests the Department of Education to (i) determine, for each of the 95 localities that have adopted ordinances to provide for the use value assessment and taxation of certain real estate, the use value of all applicable (a) real estate devoted to agricultural use, (b) real estate devoted to horticultural use, (c) real estate devoted to forest use, and (d) real estate devoted to open-space use, as those terms are defined in the Code of Virginia, and (ii) recalculate the Composite Index of Local Ability to Pay for each locality after taking into consideration such use values.

Patron - Vogel

FSJ291 Study; Regional Greenhouse Gas Initiative; report. Requests the Department of Environmental Quality to study the potential for the establishment of a funding source to localities in coastal Virginia for flood resilience that could result by including the Commonwealth as a full participant in the Regional Greenhouse Gas Initiative.

Patron - Lewis

FSJ299 Virginia Housing Commission; affordable housing; report. Directs the Virginia Housing Commission to study opportunities for and barriers to safe and affordable housing for people reentering society from Virginia's jails and prisons and to provide a report of its activities and findings.

Patron - McEachin

FSJ300 Study; Commission on Electric Utility Regulation; regulation of the rates of municipal electric utilities; report. Directs the Commission on Electric Utility Regulation to study whether the State Corporation Commission should have the authority to regulate the rates of municipal electric utilities.

Patron - Stanley

Appendix A: Session Statistics

2015

SESSION STATISTICS

	Continued	Introduced	Passed	Failed
House Bills	128	1,125	456	797
House Joint Resolutions	8	473	386	95
House Resolutions	0	133	129	4
House Total	136	1,731	971	896
Senate Bills	77	793	344	526
Senate Joint Resolutions	21	170	118	73
Senate Resolutions	1	81	80	2
Senate Total	99	1,044	542	601
General Assembly Total	235	2,775	1,513	1,497

APPENDIX B: SESSION HIGHLIGHTS 2015

The *2015 Session Highlights* summarizes significant legislation considered by the 2015 Session of the General Assembly as selected by the staff of the Virginia Division of Legislative Services. The brief overview of the General Assembly Session covers legislative actions through *sine die* on Friday, February 27, 2015.

Agriculture

Passed

HB 1277/SB 955. Industrial hemp production and manufacturing. Allows the cultivation by licensed growers of industrial hemp as part of a university-managed research program. The bill defines industrial hemp as the plant *Cannabis sativa* with a concentration of THC no greater than that allowed by federal law, excludes industrial hemp from the definition of marijuana in the Drug Control Act, and bars the prosecution of a licensed grower under drug laws for the possession of industrial hemp as part of the research program.

HB 2330/SB 1440. Tobacco Indemnification and Community Revitalization Commission; financial viability and feasibility study prior to disbursement; Virginia Tobacco Region Revolving Fund. Renames the Tobacco Indemnification and Community Revitalization Commission as the Tobacco Region Revitalization Commission (the Commission) and requires it to contract with a manager to oversee Commission loans, grants, and other distributions of money. The bill requires the Commission to (i) adopt policies governing the Tobacco Region Opportunity Fund; (ii) require a dollar-for-dollar match from entities receiving grants; (iii) make no distribution to a tobacco-dependent community solely based on the historical production of tobacco; (iv) require each project to have an accountability matrix, provide a set of quantified outcome expectations and other figures, and demonstrate how it will address low employment levels or other indicators; (v) develop a strategic plan every two years; and (vi) establish a public database of awards. The bill also establishes the Virginia Tobacco Region Revolving Fund, the assets of which are to be used to make loans to local governments for the financing of any project.

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Failed

HB 1290. Home-produced or farm-produced food products. Exempts food products and food made from milk processed or prepared in private homes or farms from Board of Agriculture and Consumer Services regulations, provided that (i) the sale is made directly to end consumers and (ii) the product is labeled with the producer's name and address, the product's ingredients, and a disclosure statement indicating that the product is not for resale and that it is processed and prepared without state inspection. The bill also exempts private homes or farms that meet the same conditions from examinations conducted by the State Health Commissioner of establishments in which crustacea, finfish, and shellfish are handled.

SB 1315. Nonhuman primates; penalties. Prohibits the acquisition of nonhuman primates and controls the ownership of such primates already in the Commonwealth. The bill prohibits the possession, sale, transfer, or breeding of a primate, defined as any species of the taxonomic order Primates except humans. The bill exempts from this prohibition certain institutions, such as zoos; qualified transporters passing through the Commonwealth; those in possession of a state or federal exhibitor's license; and those in lawful possession of a primate prior to July 1, 2015, as long as they meet certain conditions. Finally, the bill provides a procedure for the seizure of a primate in certain circumstances and establishes that a violation of any of its provisions is a Class 1 misdemeanor.

Business

Passed

HB 1360. Securities Act; crowdfunding exemption. Creates an exemption from the securities, broker-dealer, and agent registration requirements of the Securities Act for any security issued by a Virginia entity if (i) the offering is conducted in accordance with the federal exemption for intrastate offerings in § 3(a)(11) of the Securities Act of 1933 and Securities Exchange Commission Rule 147; (ii) the offer and sale are made only to Virginia residents; (iii) the aggregate price of the securities offered under the exemption does not exceed \$2 million or such other amount as the State Corporation Commission (SCC) establishes by rule or order; (iv) the maximum amount that may be invested by a purchaser who is not an accredited investor is \$10,000 or such

other amount as the SCC establishes by rule or order; (v) compensation is not paid to employees, agents, or other persons for the solicitation or based on the sale of such securities unless they are registered as a broker-dealer or agent, except as permitted by the SCC; (vi) neither the issuer nor any related person is subject to disqualification; and (vii) the security is sold in an offering conducted in compliance with conditions established by rule or order of the SCC. The SCC may assess a filing fee not to exceed \$500. The SCC is required to report annually on the implementation of the measure. The measure will expire on July 1, 2020.

HB 1940. Health insurance; mandated coverage for autism spectrum disorder. Requires health insurers, health care subscription plans, and health maintenance organizations to provide coverage for the diagnosis and treatment of autism spectrum disorder in individuals from age two through 10. Currently, such coverage is required to be provided for individuals from age two through six. The provision applies with respect to insurance policies, subscription contracts, and health care plans delivered, issued for delivery, reissued, or extended on or after January 1, 2016. The measure does not apply to policies, contacts, or plans issued in the individual market or the small group market, which effective January 1, 2016, will include employers with no more than 100 employees.

SB 1349. Electric utility regulation; suspension of reviews of earnings. Bars the State Corporation Commission (SCC) from conducting a biennial review of the rates, terms, and conditions for any service of (i) Dominion Virginia Power for the five test periods beginning January 1, 2015, and ending December 31, 2019, and (ii) Appalachian Power for the four test periods beginning January 1, 2014, and ending December 31, 2017 (the Transitional Rate Period). An investor-owned incumbent electric utility's existing tariff rates shall not be adjusted between the beginning of the Transitional Rate Period and the conclusion of the first biennial review after the conclusion of the Transitional Rate Period, except as permitted for fuel factor and purchased power cost adjustments, rate adjustment clauses, and emergency temporary rate increases. During the Transitional Rate Period, the SCC shall have the right to inspect the books, papers, and documents of any such utility and to require it to provide special reports and statements concerning its business. The SCC is directed to conduct two biennial proceedings for each

such utility during the Transitional Rate Period to determine what constitutes the utility's fair rate of return on common equity for use in connection with rate adjustment clauses. Dominion Virginia Power is prohibited from recovering from customers 50 percent of certain deferred fuel expenses, and the SCC is required to reduce the utility's fuel factor rate. Except for early retirement plans identified in an integrated resource plan filed by September 1, 2014, an electric utility shall not permanently retire an electric power generation facility from service during the Transitional Rate Period without first obtaining the SCC's approval, which may be granted if the SCC determines that the retirement is reasonable and prudent. During the Transitional Rate Period, an electric utility shall recover the costs associated with asset impairments related to early retirement determinations for utility generation facilities resulting from the implementation of carbon emission guidelines for existing electric power generation facilities issued pursuant to § 111(d) of the Clean Air Act, costs associated with severe weather events, and costs associated with natural disasters, only through its existing tariff rates for generation or distribution services. During the Transitional Rate Period, the SCC and Department of Environmental Quality shall provide reports that address issues related to the implementation of such carbon emission guidelines issued pursuant to the federal Clean Air Act. The measure also (i) authorizes a utility to recover, through a rate adjustment clause, the costs of constructing or purchasing solar energy facilities and (ii) requires Dominion Virginia Power and Appalachian Power to conduct and fund pilot programs for energy assistance and weatherization for low income, elderly, and disabled individuals in their respective service territories in the Commonwealth. The measure also requires each electric utility to file updated integrated resource plans.

Failed

SB 681. Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.00 per hour effective July 1, 2015, to \$9.00 per hour effective July 1, 2016, and to \$10.10 per hour effective July 1, 2017, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA).

Constitution

Passed

SJ 256. Constitutional amendment (first resolution); charter schools. Grants the Board of Education authority, subject to criteria and conditions prescribed by the General Assembly, to establish charter schools within the school divisions of the Commonwealth.

Courts/Civil Law

Passed

HB 1928/SB 1187. DNA analysis upon conviction of certain misdemeanors. The bill adds misdemeanor violations of §§ 16.1-253.2 (violation of a protective order), 18.2-60.3 (stalking), 18.2-60.4 (violation of a stalking protective order), 18.2-67.4:1 (infected sexual battery), 18.2-102 (unauthorized use of animal, aircraft, vehicle, or boat valued at less than \$200), 18.2-121 (entering property of another for purpose of damaging it), 18.2-387 (indecent exposure), 18.2-387.1 (obscene sexual display), and 18.2-479.1 (resisting arrest) to the list of offenses for which an adult convicted of such offense must have a sample of his blood, saliva, or tissue taken for DNA analysis. Under current law, a sample is taken for DNA analysis from adults convicted of only five misdemeanor sex offenses: (i) § 18.2-67.4 (sexual battery), (ii) § 18.2-67.4:2 (sexual abuse of a child 13 years of age or older but under 15), (iii) § 18.2-67.5 (attempted sexual battery), (iv) § 18.2-130 (peeping), or (v) § 18.2-370.6 (penetrating the mouth of a child under 13 with the tongue). The bill also increases the fee collected for the withdrawal of the DNA sample from \$25 to \$53.

HB 2125/SB 1301. Use of unmanned aircraft systems by public bodies; search warrant required. Replaces the moratorium on the use of unmanned aircraft systems by state and local law-enforcement and regulatory entities, except in defined emergency situations or in training exercises related to such situations, that will expire on July 1, 2015, with an absolute prohibition on the use of unmanned aircraft systems by such law-enforcement and regulatory entities unless a search warrant has been obtained prior to such use. The warrant requirement does not apply to certain search and rescue operations, certain Virginia National Guard functions, research and development conducted by institutions of higher education or other research organizations, or the

use of unmanned aircraft systems for private, commercial, or recreational use.

Criminal Justice

Passed

HB 1445/SB 1235. Possession or distribution of marijuana for medical purposes; epilepsy. Provides an affirmative defense in a prosecution for the possession of marijuana if the marijuana is in the form of cannabidiol oil or THC-A oil possessed pursuant to a valid written certification issued by a practitioner of medicine or osteopathy licensed by the Board of Medicine for purposes of treating or alleviating a patient's symptoms of intractable epilepsy. The bill provides that a practitioner shall not be prosecuted for distribution of marijuana under the circumstances outlined in the bill. The bill contains an emergency clause.

HB 1500/SB 892. Safe reporting of overdoses. Establishes an affirmative defense to prosecution of an individual for (i) simple possession of a controlled substance, marijuana, or controlled paraphernalia; (ii) intoxication in public; or (iii) the unlawful purchase, possession, or consumption of alcohol if such individual sought or obtained emergency medical attention for himself or for another individual because of a drug- or alcohol-related overdose and if the evidence for the charge was obtained as a result of the individual seeking or obtaining emergency medical attention. The bill provides that the affirmative defense may only be invoked by an individual who (a) remains at the scene of the overdose or at any location to which he is transported for emergency medical attention until a law-enforcement officer responds to the report of an overdose or, if no law-enforcement officer is present at either the scene or the other location, cooperates with law enforcement, (b) identifies himself to the responding law-enforcement officer, and (c) cooperates, upon request, with any criminal investigation reasonably related to the drug or alcohol that resulted in the overdose. No individual may assert this affirmative defense if the emergency medical attention sought or obtained was during the execution of a search warrant or during the conduct of a lawful search or a lawful arrest.

HB 1964/SB 1188. Commercial sex trafficking; penalties. Creates new felonies for trafficking of persons for commercial sexual activity. The bill provides that any person who solicits, invites, recruits, encourages, or otherwise causes or attempts to cause a person to engage in prostitution with the intent to receive money or other valuable thing or to assist another in receiving money or other valuable thing from the earnings of the solicited person from an act of prostitution is guilty of a Class 5 felony. Felonies are increased if the person exhibiting such behavior is an adult and the person solicited is a minor (Class 3 felony) and if force is used or threatened against the person solicited or the person's family or household member (Class 4 felony). The new crime was added to the definition of violent felony for the purposes of the sentencing guidelines, the Virginia Racketeer Influence and Corrupt Organization Act, multijurisdiction grand jury, and asset forfeiture and if a minor is solicited, the Sex Offender Registry. The bill also amends two existing Code sections related to receiving money for procuring a person for prostitution and receiving money from the earnings of a person engaged in prostitution to increase penalties if the receipt is from a minor.

Failed

SB 686. Marijuana; decriminalization of simple marijuana possession. Decriminalizes marijuana possession and changes the current \$500 criminal fine for simple marijuana possession to a maximum \$100 civil penalty payable to the Literary Fund and eliminates the 30-day jail sentence. The bill reduces the criminal penalties for distribution of marijuana and possession of marijuana with intent to distribute. The bill creates a rebuttable presumption that a person who grows no more than six marijuana plants does so only for personal use and not for distribution and provides that the suspended sentence/substance abuse screening provisions apply only to criminal violations or to civil violations by a minor.

Education

Passed

HB 324. Virginia Virtual School established. Establishes the Board of the Virginia Virtual School as a policy agency in the executive branch of state government for the purpose of governing the online

educational programs and services offered to students enrolled in the Virginia Virtual School. The Secretary of Education is responsible for such agency. The 13-member Board is given operational control of the School and assigned powers and duties. The bill requires the School to be open to any school-age person in the Commonwealth and to provide an educational program meeting the Standards of Quality for grades kindergarten through 12.

HB 1626. Students receiving home instruction; 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 consecutive academic years; (iii) is in compliance with immunization requirements; (iv) is entitled to free tuition in a public school; (v) has not reached the age of 19 by August 1 of the current academic year; (vi) is an amateur who receives no compensation but participates solely for the educational, physical, mental, and social benefits of the activity; (vii) complies with all disciplinary rules and is subject to all codes of conduct applicable to all public high school athletes; and (viii) complies with all other rules governing awards, all-star games, maximum consecutive semesters of high school enrollment, parental consents, physical examinations, and transfers applicable to all high school athletes. The bill provides that no local school board is required to permit students receiving home instruction to participate in interscholastic programs. The bill has an expiration date of July 1, 2020.

HB 1930/SB 712. Institutions of higher education; reporting acts of sexual violence. Requires any responsible employee of a public or private nonprofit institution of higher education who in the course of his employment obtains information that an act of sexual violence has been committed against a student or on campus property or other property related to the institution to report such information to the Title IX coordinator for the institution as soon as practicable. The bill requires the Title IX coordinator to report such information to a review committee which shall meet within 72 hours of the receipt of information of an alleged act of sexual violence and which shall include the Title IX coordinator, a representative of law

enforcement, and a student affairs representative. At the conclusion of the review committee meeting, the Title IX coordinator shall disclose the information regarding the alleged act of sexual violence, including personally identifiable information, to the law-enforcement agency responsible for investigating the alleged act, and the representative of law enforcement on the review committee shall consult with the local attorney for the Commonwealth in cases involving a felony sexual assault. The bill also requires the governing board of each public or private institution of higher education to (i) establish a written memorandum of understanding with a local sexual assault crisis center or other victim support service and (ii) adopt policies to provide victims with information on contacting such center or service.

Failed

HB 2238. Parental Choice Education Savings Accounts. Permits the parents of certain students with disabilities to apply to their resident school division for a Parental Choice Education Savings Account, to consist of the student's Standards of Quality per pupil funds and to be used for certain educational expenses of the student. The bill also contains provisions for the audit and revocation of such accounts.

Elections

Passed

HB 1296/SB 1066. Vacancies in elected offices; term of office; special elections. Prohibits a special election to fill a vacancy in an office from being held on the same day as the general election at which that office is regularly scheduled to be filled. The bill further prohibits an election to fill a vacancy in the representation of the Commonwealth in the United States Congress from being ordered or held if the general or special election at which it is to be called is scheduled within 75 days of the end of the term of the office to be filled. The bill provides that the term of office of any person who is elected at a general election to an office that is vacant at the time of the election shall begin when the person so elected has qualified and taken the oath of office.

HB 1653. Voter identification; accepted forms of identification. Adds to the list of accepted forms of identification for purposes of voting valid student photo identification cards issued by any private school located in the Commonwealth. Students of public high schools

are currently permitted to use their student photo identification cards for purposes of voting because current law allows the use of photo identification issued by the Commonwealth or one of its political subdivisions. Current law also allows students from both public and private institutions of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting. The bill has a delayed effective date of January 2, 2016.

SB 1062. Election administration; presidential elections; officers of election and ballot scanner machines. Requires any precinct having more than 4,000 registered voters to have not less than five officers of election serving at a presidential election and requires the electoral board to appoint additional officers as may be needed to comply with this requirement. The bill also requires the governing body of a county or city that uses ballot scanner machines at elections to provide for any precinct having more than 4,000 registered voters not less than two such machines at a presidential election, but provides an exception for localities that determine a second scanner is not necessary at a particular precinct on the basis of voter turnout and the average wait time for voters in previous presidential elections. Current law requires not less than three officers of election and at least one ballot scanner machine at each precinct.

FOIA

Failed

HB 2223. Virginia Freedom of Information Act; willful violations a misdemeanor; penalty. Provides that in addition to the civil enforcement provisions of FOIA, any officer, employee, or member of a public body who, without legal excuse or justification, deliberately, willfully, and knowingly violates certain FOIA provisions is guilty of a Class 1 misdemeanor.

General Laws

Passed

HB 1472/SB 1362. State song. Designates "Our Great Virginia," lyrics by Mike Greenly and arranged by Jim Papoulis, as the official traditional state song and "Sweet Virginia Breeze," by Robbin Thompson and Steve Bassett, as the official popular state song.

HB 1776/SB 1032. Alcoholic beverage control. Eliminates the Alcoholic Beverage Control Board (ABC) and replaces it with the Virginia Alcoholic Beverage Control Authority (the Authority). The bill provides for the appointment of the Board of Directors of the Authority by the Governor, to be confirmed by the General Assembly, and the appointment by the Governor of a Chief Executive Officer of the Authority, also to be confirmed by the General Assembly. The bill sets the eligibility requirements for appointment of both the Board members and the Chief Executive Officer, including background checks. The bill provides for the salary of Board members and the Chief Executive Officer and specifies that Board members and the Chief Executive Officer may only be removed for cause by the Governor. Among other things, the bill also (i) provides for the transfer of current ABC employees to the Authority, (ii) continues such employees' participation in the state health plan and Virginia Retirement System, and (iii) sets out the powers and duties of the Authority and the Chief Executive Officer. The bill contains numerous technical amendments. The bill has a delayed effective date of July 1, 2018, except that a provision for the Virginia Freedom of Information Advisory Council to include in its current FOIA study matters in this bill related to FOIA shall become effective July 1, 2015.

HB 1835/SB 1371. Virginia Public Procurement Act (VPPA); methods of procurement; job order contracting and cooperative procurement. Adds independent agencies of the Commonwealth to the definition of public body under the VPPA. The bill also increases contract amounts for job order contracting and provides that (i) order splitting with the intent of keeping a job order under the maximum dollar amounts prescribed is prohibited, (ii) no public body shall issue or use a job order, under a job order contract, solely for the purpose of receiving professional architectural or engineering services that constitute the practice of architecture or the practice of engineering as those terms are defined in § 54.1-400. However, professional architectural or engineering services may be included on a job order where such professional services are (a) incidental and directly related to the job, (b) do not exceed \$25,000 per job order, and (c) do not exceed \$75,000 per contract term., and (iii) job order contracting shall not be used for construction, maintenance, or asset management services for a highway, bridge, tunnel, or overpass. The bill and requires that by October 1, 2017, the Department of Small Business and Supplier

Diversity, public institutions of higher education having level 2 or 3 authority under the Restructured Higher Education Financial and Administrative Operations Act of 2005, any state agency utilizing job order contracting, and the Virginia Association of Counties, the Virginia Municipal League, and the Virginia Association of Governmental Purchasing on behalf of local public bodies working cooperatively report their respective experiences and findings relating to the appropriateness and effectiveness of job order contracting in general, the job order project cost limitations as added by this bill, and the architectural and professional engineering term contract limits to the Chairmen of the House Committee on General Laws and the Senate Committee on General Laws and Technology. The bill also requires for construction projects in excess of \$2 million, a public body, including public institutions of higher education, provide their justification for use of any procurement method, other than competitive sealed bidding, to the Director of the Department of General Services. The bill requires the State Corporation Commission (SCC) to develop a process for the administrative review of its procurement decisions.

HB 1826/SB 1097. Virginia Racing Commission (VRC); powers. Revises the Virginia horse racing statute in light of Colonial Downs' surrender of its unlimited license to own and operate the racetrack in New Kent County and the nine satellite facilities (OTBs) in Virginia. Specifically, the bill (i) revises the definition of licensee to permit any licensee to own or operate a race track; (ii) adds a definition of "recognized majority horsemen's group" to clarify that the VRC determines which organizations represent horse owners and trainers at race meets and a definition of "significant infrastructure limited licensee" (Colonial Downs); (iii) reallocates the source market fee paid by online wagering companies (account wagering) licensed by the VRC for specified and VRC-approved purposes; and (iv) establishes a simulcast escrow fund to allow OTB wagering to continue in the absence of a contract between a licensee and a recognized majority horsemen's group. The bill contains technical amendments.

HB 1908/SB 1034. Alcoholic beverage control; powdered or crystalline alcohol; penalty. Adds powdered or crystalline alcohol to the definition of alcoholic beverages, prohibits containers sold in or shipped into the Commonwealth from including powdered or crystalline alcohol, and creates a Class 1

misdemeanor for anyone who purchases, possesses, offers for sale or use, sells, or uses a powdered or crystalline alcohol product.

SB 1424. State and Local Government Conflict of Interests Act, General Assembly Conflicts of Interests Act, and Virginia Conflict of Interest and Ethics Advisory Council; certain gifts prohibited; approvals required for certain travel. Removes the distinction between tangible and intangible gifts and prohibits any state or local officer or employee, member of the General Assembly, and certain candidates from soliciting, accepting, or receiving a single gift with a value exceeding \$100 from certain persons; however, such prohibition does not apply to gifts from personal friends. The bill also prohibits the immediate family of such officers, employees, members, or candidates from soliciting, accepting, or receiving such gifts. The bill provides an exception for gifts received at widely attended events, which are those events at which at least 25 persons have been invited to attend or there is a reasonable expectation that at least 25 persons will attend the event. The bill requires disclosure of any single gift or entertainment, or any combination of gifts or entertainment, with a value exceeding \$50. The bill also requires persons subject to the Conflict of Interest Acts to request approval from the Virginia Conflict of Interest and Ethics Advisory Council and receive the approval of the Council prior to accepting or receiving any travel-related transportation, lodging, meal, hospitality, or other thing of value provided by certain third parties that has a value exceeding \$100. The bill modifies the current composition of the Council, reducing the number of members from 15 to 9, and requires there be bipartisan balance of the General Assembly members appointed to the Council. The bill requires electronic filing of disclosure forms with the Council and provides that local officers and employees will file disclosure forms locally instead of with the Council. The bill provides that the making of a knowing and intentional false statement on a disclosure form is punishable as a Class 5 felony. The bill also prohibits the Governor, his campaign committee, and any political action committee established on his behalf from knowingly soliciting or accepting a contribution, gift, or other item with a value greater than \$100 from persons and entities seeking loans or grants from the Commonwealth's Development Opportunity Fund, restricts such gifts and contributions from persons and entities seeking loans or grants from the Fund, and provides that any violation shall result in a

civil penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater.

Failed

SB 716. Virginia Casino Gaming Commission; regulation of casino gaming; penalties. Creates the Virginia Casino Gaming Commission as the licensing body for casino gaming. The bill specifies the licensing requirements for casino gaming and imposes penalties for violations of the casino gaming law. Under the bill, casino gambling shall be limited to localities in which at least 40 percent of the land area is exempt from local real property taxation pursuant to federal law or specified provisions of the Constitution of Virginia. The bill requires proceeds of the gross receipts tax and admission tax imposed on casino gaming operators to be paid as follows: (i) 10 percent to the locality in which the casino gaming operation is located and (ii) 90 percent into the Toll Mitigation Fund.

Health

Passed

HB 1458/SB 1186. Naloxone; administration in cases of opiate overdose. Provides that a pharmacist may dispense naloxone or other opioid antagonist used for overdose reversal pursuant to an oral, written, or standing order in accordance with protocols developed by the Board of Pharmacy in consultation with the Board of Medicine and the Department of Health; that a person may possess and administer naloxone or other opioid antagonist used for overdose reversal to a person who is believed to be experiencing or about to experience a life-threatening opiate overdose; and that firefighters and law-enforcement officers who have completed a training program may possess and administer naloxone. The bill also provides that a person who in good faith prescribes, dispenses, or administers naloxone or other opioid antagonist used for overdose reversal in an emergency to an individual who is believed to be experiencing or about to experience a life-threatening opioid overdose shall not be liable for any civil damages for ordinary negligence in acts or omissions resulting from the rendering of such treatment if acting in accordance with the provisions of § 54.1-3408 or in his role as a member of an emergency medical services agency.

HB 1499/SB 1427. Right to breastfeed in public places. Provides that a mother may breastfeed in any

place where the mother is lawfully present. Current law allows breastfeeding on any property owned, leased, or controlled by the Commonwealth.

HB 1750/SB 732. Expanded access to investigational drugs, biological products, and devices. Provides that a person who has a terminal condition shall be eligible for expanded access to an investigational drug, biological product, or device when (i) no comparable or satisfactory alternative treatment options approved by the U.S. Food and Drug Administration are available to treat his terminal condition; (ii) the potential benefits of the use of the investigational drug, biological product, or device outweigh the risks of use of the investigational drug, biological product, or device; (iii) his treating physician has recommended use of the investigational drug, biological product, or device; and (iv) the person or his legally authorized representative or his parent or legal guardian has provided informed written consent to use of the investigational drug, biological product, or device. The bill also provides that a manufacturer may provide an investigational drug, biological product, or device for treatment of such eligible person's terminal condition and may do so free of charge or may require the person to pay costs associated with manufacture of the investigational drug, biological product, or device and that health insurance providers may, but are not required to, provide coverage for costs associated with use of the investigational drug, biological product, or device. The bill provides immunity from civil liability for health care providers who recommend an investigational drug, biological product, or device and for manufacturers of investigational drugs, biological products, or devices that make such drugs, products, or devices available to a person who meets the criteria set forth in the bill.

Failed

HB 1385. Sexual orientation change efforts prohibited. Prohibits any health care provider from engaging in sexual orientation change efforts with any person under 18 years of age. The bill defines "sexual orientation change efforts" as including the provision of treatment, interventions, counseling, or services intended to change a person's sexual orientation, gender identity, or gender expressions, but not including treatment, interventions, counseling, or services provided to

persons seeking to transition from one gender to another or that provide acceptance, social support, and identity exploration and development.

HB 1830. State plan for medical assistance; eligibility. Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6).

Housing

Passed

HB 1446/SB 801. Financing of clean energy programs; development of underwriting guidelines. Expands the requirements of a local ordinance authorizing contracts to provide loans for clean energy improvements. The bill adds water efficiency improvements to the list of improvements for which loans may be offered, allows a locality to contract with a third party to administer the loan program, and requires a locality to identify any administrative fee it intends to impose on participants and sets parameters for the imposition of that fee. The bill also details the priority, enforceability, and other characteristics of the lien, now called a voluntary special assessment lien, that a locality is permitted to place against the property where the clean energy systems are installed. Finally, the bill directs the Department of Mines, Minerals and Energy to develop underwriting guidelines for local loans made to finance clean energy improvements.

Motor Vehicles

Failed

SB 1279. Use of handheld personal communications devices while driving; penalty. Provides that, subject to certain exceptions, using a handheld personal

communications device while operating a moving vehicle, unless such device is used in voice-operated or hands-free mode, is a traffic infraction punishable by a fine of \$125 for a first offense and \$250 for a second or subsequent offense. If a person is using such a device at the same time he (i) violates any traffic offense punishable as a misdemeanor or a felony or (ii) causes an accident as the proximate result of his use of the device, he is guilty of reckless driving, a Class 1 misdemeanor. Currently, only texting while driving is a traffic infraction, subject to the same \$125 and \$250 fines.

Natural Resources

Passed

HB 2058. Coalbed methane gas; release of funds held in escrow or suspense. Requires the operator of certain previously pooled coalbed methane gas wells to request, by the beginning of 2016, the release of any funds held in escrow or suspense to the person who possesses a claim through a gas title. A coal claimant may halt such a release of funds by providing evidence that the coal and gas claimants have reached an agreement or that a proceeding against the gas claimant is pending. For a well that is pooled after July 1, 2015, the bill requires the operator to pay royalties directly to the gas claimant unless the coal claimant provides evidence of an agreement or a proceeding within a certain time. The Virginia Oil and Gas Board, under certain conditions, is authorized to extend the time for the payment of funds held in escrow and is not required to order payment if the gas claimant fails to provide information needed by the Board in order to distribute the funds.

Social Services

Passed

HB 1570/SB 1168. Family day homes and child day centers; licensure; background checks; reporting; notice. Requires fingerprint-based national criminal history records checks for licensed child day centers and family day homes and requires employees and volunteers of such child day centers and family day homes to notify the provider if they are convicted of a barrier crime or subject to a founded complaint of child abuse or neglect. The bill adds the offenses that require registration in the Sex Offender and Crimes Against Minors Registry to the list of barrier crimes specific to family day homes. The bill lowers from five to four the

maximum number of children for whom a family day home may provide care without a license, exclusive of the provider's children and any children who reside in the home. The bill requires (i) local commissioners of the revenue or other local business license officials to report to the Department of Social Services (the Department) semiannually the contact information for any child day center or family day home to which a business license was issued; (ii) unlicensed and unregistered family day homes, other than those in which all of the children receiving care are related to the provider by blood or marriage, to provide written notice to parents stating that the family day home is not regulated by the Department and referring the parents to a website maintained by the Department for additional information; and (iii) child day centers and family day homes that contract with the Department to provide child care services that are funded by the Child Care and Development Block Grant to comply with all requirements established by federal law and regulation. The bill also requires the Department to (a) develop recommendations related to appropriate criminal and civil penalties for individuals who wrongfully operate a child day center or family day home without a license or provide care for more children than the maximum number permitted under their license; (b) report on the requirements established in the Child Care and Development Block Grant to the Senate Committee on Rehabilitation and Social Services and the House Committee on Health, Welfare and Institutions by December 1, 2015; (c) develop and make available to child day centers and family day homes training and technical information and assistance regarding compliance with new licensure requirements established in the bill; and (d) work with certain localities authorized to regulate and license family day homes to identify and address any differences between ordinances adopted by such localities and state regulations for the licensure of family day homes. The provisions of the bill that require licensure of family day homes providing care for five or more children have a delayed effective date of July 1, 2016. The provisions of the bill that require fingerprint-based national criminal history records checks have a delayed effective date of July 1, 2017.

Failed

SB 679. Adoption by person other than spouse of a parent. Provides that a person other than the spouse of a parent may adopt a child if the child has only one parent,

the adoption would not terminate the parental rights of the parent, and the parent joins in the petition for the purpose of indicating his consent.

Taxation

Passed

HB 1286/SB 701. Individual income tax refunds; payment. Requires the Tax Commissioner and State Comptroller to implement procedures to allow an individual to elect to have his income tax refund paid by check mailed to his address. The bill applies to individual income tax returns relating to taxable year 2015 and taxable years thereafter.

HB 1828/SB 1019. Land preservation tax credit. Makes several changes to the land preservation tax credit by (i) reducing the maximum amount of tax credits that may be issued in each calendar year from \$100 million to \$75 million beginning in 2015; (ii) with the exception of credits issued for fee simple interest donations, reducing the maximum amount of the land preservation tax credit that may be claimed in any year from \$100,000 in taxable year 2014 to \$20,000 in taxable years 2015 and 2016 and \$50,000 for each taxable year thereafter; (iii) requiring that a complete application for the tax credit with regard to a conveyance be filed with the Department of Taxation by December 31 of the year following the calendar year of the conveyance; and (iv) prohibiting the Department of Taxation from issuing any tax credit for a donation from any allocation or pool of tax credits attributable to a calendar year prior to the year in which the complete tax credit application for the donation was filed.

HB 2306/SB 1404. Achieving a Better Life Experience (ABLE) savings trust accounts established; administered by the Virginia College Savings Plan. Establishes ABLE savings trust accounts to be administered by the Virginia College Savings Plan to facilitate the saving of private funds for paying the qualified disability expenses of certain disabled individuals. Under the federal Achieving a Better Life Experience Act of 2014, Congress authorized states to establish ABLE savings trust accounts to assist individuals and families in saving and paying for the education, housing, transportation, employment training and support, assistive technology and personal support services, health, prevention and wellness, financial management and administrative services, and other

expenses of individuals who were disabled or blind prior to the age of 26. Earnings on contributions to ABLE savings trust accounts are exempt from federal income tax. Because Virginia conforms to the federal income tax laws, earnings on contributions to ABLE savings trust accounts will also be excluded from Virginia taxable income.

SB 1319. Temporary exemption periods from retail sales and use taxes for qualifying items. Combines the three existing "sales tax holidays" into one three-day holiday that begins on the first Friday in August and ends at 11:59 p.m. the following Sunday. Currently, the sales tax holidays for Energy Star or WaterSense products, school supplies, and hurricane preparedness equipment take place at different times during the calendar year and for differing lengths of time. The bill also sunsets the sales tax holiday for school supplies on July 1, 2017.

Failed

HB 1310/SB 1004. Taxes on electronic cigarettes and other vapor products. Creates a state tax on electronic cigarettes, electronic cigars, electronic cigarillos, and similar products and devices (vapor products) and authorizes cities and towns and certain counties to impose a tax on vapor products. All revenues from the state tax on vapor products would be deposited into the Virginia Health Care Fund, into which all revenues from the state tax on cigarettes are currently deposited. Counties, cities, and towns that are currently authorized to tax cigarettes would be authorized to also tax vapor products at rates determined by the local governing bodies. Any local government imposing a vapor products tax would be required to use the revenues from the tax solely for making grant payments to or funding in support of center-based pre-kindergarten programs or preschool programs designed for child development and kindergarten preparation.

HB 2117/SB 1210. Retail sales and transient occupancy taxes on room rentals. Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill would require the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes

based upon the total charges or the total price paid for the use or possession of the room.

Technology

Passed

HB 1562/SB 814. Electronic identity management; standards; liability. Creates the Identity Management Standards Advisory Council to advise the Secretary of Technology on the adoption of technical and data standards regarding the verification and authentication of identity in digital and online transactions. The bill also establishes in the Code of Virginia the concept of an identity trust framework operator, an entity that establishes rules and policies for identity providers operating within the framework and issues electronic trustmarks to such providers signifying compliance with the rules and policies of that trust framework. The bill provides that electronic identity providers and identity trust framework operators shall not be liable if the issuance of an identity credential or assignment of an identity attribute or trustmark was in compliance with (i) the Commonwealth's identity management standards in place at the time of issuance or assignment, (ii) applicable terms of any contractual agreement with a contracting party, and (iii) any written rules and policies of the identity trust framework of which it is a member, absent gross negligence or willful misconduct.

SB 1121. IT responsibility of agency directors. Provides that the director of every department in the executive branch of state government shall be responsible for securing the electronic data held by his department and shall comply with the requirements of the Commonwealth's information technology security and risk management program as developed by the Chief Information Officer.

Failed

HB 1985/SB 1369. Establishment of the Virginia Science Technology Engineering and Applied Mathematics Academy. Establishes the Virginia Science Technology Engineering and Applied Mathematics (STEAM) Academy, Inc., as a private, nonprofit organization and a statewide, publicly accessible, special, residential high school of science, technology, engineering, and applied mathematics.

Transportation

Passed

HB 1662/SB 1025. Transportation network companies. Establishes a process for the licensing of transportation network companies (TNCs) by the Department of Motor Vehicles (DMV), provided that TNCs comply with the requirements for licensure. The bill requires TNCs to screen drivers (TNC partners), ensure that all drivers are at least 21 years old and properly licensed to drive, and conduct background checks on all drivers including a national criminal background check, a driving history report, and status on the state and national sex offender registries. The bill also requires that TNC partner vehicles be titled and registered personal vehicles; be insured; have a maximum seating capacity of no more than seven persons, excluding the driver; be registered with DMV for TNC use; and display TNC and DMV identification markers. The bill further requires that TNC drivers be covered by a specific liability insurance policy and specifies the nature and limits of the insurance coverage. The bill also imposes several other operational requirements, including requirements that the TNC provide a credential to the driver and disclose information about the TNC partner and TNC policies to passengers. The bill authorizes DMV to conduct periodic reviews of TNCs to confirm compliance.

HB 1887. Transportation funding; formula, reporting, and allocations. Removes the Executive Director of the Virginia Port Authority from the Commonwealth Transportation Board (CTB) and makes the members of the CTB subject to removal by the Governor for malfeasance, misfeasance, incompetence, misconduct, neglect of duty, absenteeism, conflicts of interest, failure to carry out the policies of the Commonwealth, or refusal to carry out a lawful directive of the Governor. Both provisions would become effective July 1, 2016. The bill updates the required content for the annual report of the Commissioner of Highways and adds that such report be submitted to the Joint Legislative Audit and Review

Commission and the CTB. The report must include the condition of existing transportation assets; the methodology used to determine maintenance and state of good repair needs; performance targets and outcomes; a listing of prioritized pavement and bridge projects based on the priority ranking system; VDOT strategies for improving the safety, security, and operations of highways; and a review of VDOT's collaboration with the private sector in delivering services. The bill adds to transportation funding considerations the state of good repair purposes, along with asset management practices and maintenance, and requires the CTB to develop a priority ranking system for structurally deficient bridges and deteriorated pavements. The bill establishes the high-priority projects program and the highway construction district grant program and replaces the \$500 million annual allocation made by the CTB and the 40-30-30 allocation formula to the primary, secondary, and urban highways with a new 40-30-30 allocation of funds to state of good repair purposes, high-priority projects, and highway construction district grants. The bill also reallocates the interest, dividends, and appreciation that currently accrue to the Transportation Trust Fund and Highway Maintenance and Operating Fund: two-thirds of such current accruals to the Virginia Transportation Infrastructure Bank and one-third of such accruals to the Transportation Partnership Opportunity Fund. The bill also removes the definition of "grant" from the Virginia Transportation Infrastructure Bank and excludes grants from other financing, thereby removing the ability of a governmental entity to apply for a grant. The bill also allows the CTB to make transfers from the Toll Facilities Revolving Account to the Virginia Transportation Infrastructure Bank. Further, the bill authorizes the Department of Rail and Public Transportation to enter into agreements not to exceed 20 years under the Public-Private Transportation Act to improve passenger rail service with private entities that finance improvements in return for annual payments.

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