

Governor's Amendments and Vetoes

2020 Session of the General Assembly

The Governor vetoed one bill and recommended amendments to 102 bills passed by the 2020 Session of the General Assembly. The Division of Legislative Services staff prepared the following summaries of the Governor's recommendations to assist General Assembly members during their deliberations at the Reconvened Session on April 22. Not summarized in this publication are the budget bills and six bills returned with amendments acted upon by the General Assembly during the 2020 Regular Session.

Governor's Amendments

House Bills

HB 4. Lottery Board; regulation of casino gaming. The enrolled bill authorizes casino gaming in the Commonwealth and establishes a regulatory scheme to be administered by the Virginia Lottery Board. Among other things, the enrolled bill imposes a tax based upon a licensee's annual adjusted gross receipts, provides for disbursement of the tax revenues, and requires the Board to administer a voluntary exclusion program allowing individuals to voluntarily list themselves as being barred from entering a casino gaming establishment. The Governor's amendments change the components of the voluntary exclusion program in the casino gaming regulatory scheme to match the voluntary exclusion program created in legislation establishing the regulation of sports betting (SB 384 and HB 896). The amendments also (i) modify provisions for conducting criminal background checks of applicants to comply with federal requirements for accessing national background check databases and (ii) change the portion of tax revenue from going to the general fund to being appropriated for programs established to address public school construction, renovations, or upgrades, as determined by the General Assembly. SB 36, which is identical as enrolled, has the same Governor's amendments.

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HB 10. Qualified education loan servicers. The enrolled bill prohibits any person from acting as a qualified education loan servicer unless such person obtains a license from and follows regulations promulgated by the State Corporation Commission (SCC). As enrolled, the bill exempts from state licensure, but not state regulations, qualified education loan servicers that are governed by contracts with the U.S. Secretary of Education. The Governor's amendments, which are technical, provide a similar exemption from state licensure for loan servicers that are governed by certain other contracts with the U.S. Secretary of Education. SB 77, which is identical as enrolled, has the same Governor's amendments.

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HB 22. Virginia Community Flood Preparedness Fund; loan and grant program. The enrolled bill directs the Virginia Resources Authority (the Authority) to manage and the Department of Conservation and Recreation (the Department) to administer the Virginia Community Flood Preparedness Fund (the Fund) and authorizes localities to lend or grant money

from the Fund to implement flood prevention and protection projects and studies, requiring that at least 25 percent of such funding be used for projects in low-income geographic areas.

The Governor's amendments authorize the Authority to pledge the assets of the Fund as security for any bonds issued to finance flood prevention or protection projects and direct the Authority to manage the Fund in accordance with a memorandum of agreement with the Department. The Governor's amendments also provide that the Fund shall include all sums that are deposited from revenue generated by the sale of emissions allowances and are designated to assist localities affected by recurrent flooding, sea level rise, and flooding from severe weather events.

The Governor's amendments also include technical amendments. SB 320, which is identical as enrolled, has the same Governor's amendments.

Contact: Scott Meacham | smeacham@dls.virginia.gov | 698-1866

HB 33. Parole; exception to limitation on the application of parole statutes. The Governor's amendment adds an emergency clause to the enrolled bill. SB 793, which is identical as enrolled, has the same Governor's amendment.

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HB 207. Absentee voting; no excuse; permanent absentee voter list. The Governor's amendments are technical in nature, two of which relate to the repeal of the second enactment of Chapter 668 and Chapter 669 of the 2019 Acts of Assembly, which provided a delayed applicability date to the limited period of in-person, no-excuse absentee voting. Repealing this enactment clause will eliminate confusion of the applicability of the various absentee voting bills passed by the 2020 Session.

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HB 340. Emergency laws; civil relief; citizens of the Commonwealth furloughed or otherwise not receiving wages or payments due to closure of the federal government. The enrolled bill provides a 60-day stay of an unlawful detainer for nonpayment of rent for tenants and a 30-day stay of foreclosure proceedings for homeowners of, and owners who rent to a tenant, a one-family to four-family residential dwelling unit who request a stay and provide written proof that they are (i) an employee of the United States government, (ii) an independent contractor for the United States government, or (iii) an employee of a company under contract with the United States government who was furloughed or was or is otherwise not receiving wages or payments as a result of a closure of the United States government.

The Governor's Amendment in the Nature of a Substitute expands the relief available in specified portions of the enrolled bill to any tenant, homeowner, or owner affected by the novel coronavirus (COVID-19) pandemic public health crisis during the period for which the Governor has declared a state of emergency (the Emergency). The Governor's Amendment in the Nature of a Substitute also expands the relief provided in a portion of the enrolled bill to any owner affected by the Emergency who rents a residential dwelling unit, regardless of its size or capacity, located in the Commonwealth and makes clear that the protections do not apply to homeowners and owners who are subject to protection from foreclosure under the provisions of

any other federal, state, or local law, regulation, or action enacted in response to the COVID-19 pandemic or the Emergency.

Lastly, the Governor's Amendment in the Nature of a Substitute adds an emergency clause to the enrolled bill and provides that the expanded relief provisions shall expire 90 days following the end of the Emergency.

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HB 358. Project labor agreements; public procurement. The Governor's amendment adds a delayed effective date of May 1, 2021, to the enrolled bill.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

HB 395. Minimum wage. The enrolled bill incrementally increases the minimum wage beginning January 1, 2021. The Governor's amendments delay the first scheduled increase from January 1, 2021, to May 1, 2021. SB 7, which is identical as enrolled, has the same Governor's amendments.

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HB 421. Control of firearms by localities. The enrolled bill authorizes any locality by ordinance to prohibit the possession or carrying of firearms, ammunition, or components or any combination thereof in (i) any building, or part thereof, owned or used by such locality for governmental purposes; (ii) any public park owned by the locality; (iii) any recreation or community center facility; or (iv) any public street, road, alley, or sidewalk or public right-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit.

The first and third Governor's amendments expand such authorization provided to localities to include a public park *operated* by a locality in addition to one *owned* by a locality. The Governor's second amendment clarifies that the provisions of the enrolled bill do not apply to the activities of a Senior Reserve Officers' Training Corps program operated at a public or private institution of higher education or any intercollegiate athletics program operated by a public or private institution of higher education and governed by the National Collegiate Athletic Association or any club sports team recognized by a public or private institution of higher education where the sport engaged in by such program or team involves the use of a firearm.

SB 35, which is identical as enrolled, has the same Governor's amendments.

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HB 438. Workers' compensation; post-traumatic stress disorder; law-enforcement officers and firefighters. The enrolled bill provides that post-traumatic stress disorder incurred by a law-enforcement officer or firefighter is compensable under the Virginia Workers' Compensation Act if a mental health professional examines a law-enforcement officer or firefighter and diagnoses the individual as suffering from post-traumatic stress disorder as a result of the individual's undergoing a qualifying event. The enrolled bill also establishes requirements for resilience and self-care technique training. The Governor's Amendment in the Nature of a Substitute relocates

provisions in the enrolled bill requiring police basic training programs in recognizing and managing stress, self-care techniques, and resiliency to Title 9.1 under the powers and duties of the Department of Criminal Justice Services.

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HB 504. Chesapeake Bay Preservation Areas; mature trees. The enrolled bill adds tree planting and preservation, both as a water quality protection tool and as a means of providing other natural resource benefits, to the list of activities that the State Water Control Board is directed to encourage and promote. The Governor's amendments add coastal resilience and adaptation to sea-level rise and climate change to the list of activities and direct the Board to adopt regulations to implement the provisions of the enrolled bill.

Contact: Scott Meacham | smeacham@dls.virginia.gov | 698-1866

HB 575. Electric utilities; energy efficiency programs; stakeholder process. The enrolled bill requires the stakeholder process to be used by American Electric Power and Dominion Energy Virginia to provide input and feedback on compliance with the *annual energy efficiency savings programs*. The Governor's amendments require the stakeholder process to be used by such utilities to provide input and feedback on compliance with the *total annual energy savings*.

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HB 582. Labor and employment; collective bargaining; employees of counties, cities and towns. The Governor's amendment adds a delayed effective date of May 1, 2021, to the enrolled bill. SB 939, which is identical as enrolled, has the same Governor's amendment.

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HB 622. Limiting employees' sharing of wage information prohibited; civil penalty. The Governor's amendment clarifies a provision in the enrolled bill intended to ensure that those who have access to another's compensation as part of their essential job functions may be prohibited from disclosing such information except in situations when the disclosure is mandated.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

HB 651. Recoupment. Technical amendment.

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HB 704. Environmental justice; policy. The enrolled bill provides that it is the policy of the Commonwealth to promote environmental justice, defined in the bill, and to ensure that it is carried out throughout the Commonwealth. The Governor's amendment clarifies that there should be a focus on environmental justice communities and fenceline communities, which are defined in the enrolled bill. SB 406, which is identical as enrolled, has the same Governor's amendment.

Contact: Ashley Binns | abinns@dls.virginia.gov | 698-1812

HB 755. Real property taxes; blighted and derelict properties in certain localities. The Governor's amendments are technical and correct internal cross-references.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

HB 785. Local tax authority. The enrolled bill modifies or eliminates several restrictions that apply to taxes imposed by counties, and establishes a new restriction on cigarette taxes imposed by any locality. The Governor's amendments delay until May 1, 2021, the effective date of provisions in the enrolled bill authorizing counties to impose a higher transient occupancy tax. The Governor's amendments also contain a technical amendment correcting the effective date of the repeal of certain provisions related to local cigarette tax authority. SB 588, which is identical as enrolled, has the same Governor's amendments.

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HB 789. Consumer lending. The enrolled bill makes numerous changes to provisions governing consumer financing, including provisions related to open-end credit plans, payday lenders, consumer finance loans, and car title lending. The Governor's amendments change the effective date of the enrolled bill from July 1, 2021, to January 1, 2021, and the date by which a person is required to apply for a license from April 1, 2021, to October 1, 2020. SB 421, which is identical as enrolled, has the same Governor's amendments.

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HB 795. Health insurance; association health plans. The Governor's amendment adds a reenactment clause to the enrolled bill. SB 235, which is identical as enrolled, has the same Governor's amendment.

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HB 833. Prevailing wage; public works contracts; penalty. The enrolled bill requires contractors and subcontractors under any public contract with a state agency, or with a locality that has adopted an ordinance requiring the payment of prevailing wages, for public works to pay wages, salaries, benefits, and other remuneration to any mechanic, laborer, or worker employed, retained, or otherwise hired to perform services in connection with the public contract for public works at the prevailing wage rate. Under the enrolled bill, the required prevailing wage rate for public contracts with state agencies is the prevailing wage in *the planning district* in which the public facility or immovable property is located. The Governor's amendments provide (i) that the required prevailing wage rate for public contracts with state agencies is the prevailing wage in the *locality* in which the public facility or immovable property is located and (ii) adds a delayed effective date of May 1, 2021, to the enrolled bill. SB 8, which is identical as enrolled, has the same Governor's amendments.

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HB 881. Illegal gambling; skill games; exception. The enrolled bill defines "skill game" and includes the playing or offering for play of any skill game in the definition of "illegal gambling," which is prohibited under current law. The Governor's Amendment in the Nature of a Substitute

delays the effective date of the prohibition until July 1, 2021, and provides for a one-year phase-out of currently existing skill games. Under the Amendment in the Nature of a Substitute, each distributor, defined as a person who distributes skill games to Virginia Alcoholic Beverage Control Authority (the ABC Authority) licensees and truck stops, shall pay a monthly tax of \$1,200 for each skill game provided for play during the previous month. Revenues will accrue two percent to the Problem Gambling Treatment and Support Fund, two percent to the ABC Authority for administering the bill's provisions, 12 percent to localities in which the skill games are located, and 84 percent to the COVID-19 Relief Fund, created by the bill. The COVID-19 Relief Fund will be used by the Governor solely for the purposes of responding to the Commonwealth's needs related to the Coronavirus Disease of 2019 pandemic.

The Governor's Amendment in the Nature of a Substitute requires distributors to report monthly to the ABC Authority the number of skill games provided for play. Distributors are prohibited from increasing the number of machines above the number provided for play as of July 1, 2020, and are prohibited from operating new skill games. Distributors are subject to a civil penalty of up to \$50,000 for violations.

The Governor's Amendment in the Nature of a Substitute delays the effective date of the remaining provisions of the enrolled bill, which prohibit skill games, to July 1, 2021, at which point all skill games, except those exempted pursuant to the provisions of the enrolled bill, would be prohibited. SB 971, which is identical as enrolled, has the same Governor's Amendment in the Nature of a Substitute.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

HB 896. Sports betting; Problem Gambling Treatment and Support Fund; penalties. The enrolled bill directs the Virginia Lottery (the Lottery) to regulate sports betting. The Governor's amendments extend the time period for the Lottery to review initial license applications from 60 to 90 days, require the Lottery to assess background check fees of \$50,000 per principal of the applicant, and require permit holders to maintain sufficient cash reserves as determined by the Lottery.

The Governor's amendments provide that a permit holder may offer its product under a different subsidiary brand from its parent company, so long as such permit holder does not utilize multiple brand names. The Governor's amendments also provide that if a person requests to be added to the enrolled bill's voluntary self-exclusion from gambling program, permit holders may share names across their corporate enterprise for purposes of administering the self-exclusion program.

The Governor's amendments clarify that certain major league sports franchises and casino operators may enter into agreements with an affiliate to manage their compliance with the provisions of the enrolled bill. The Governor's amendments provide that the prohibition against cooperative marketing with a Virginia Alcoholic Beverage Control Authority licensee, from which certain major league sports franchises and casino operators are exempt under the terms of the enrolled bill, also shall not apply to certain motor sport sports facilities.

The Governor's amendments also contain several technical amendments. SB 384, which is identical as enrolled, has the same Governor's amendments.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

HB 972. Possession and consumption of marijuana; penalty. The Governor's amendments extend the duration of the work group created by the enrolled bill to study the impact on the Commonwealth of legalizing the sale and personal use of marijuana from November 30, 2020, to November 30, 2021, and add the Commissioner of the Department of Motor Vehicles to the work group membership.

The enrolled bill provides that simple marijuana possession violations shall not be reported to the Central Criminal Records Exchange. The Governor's amendments provide, however, that if a violation occurs while an individual is operating a commercial motor vehicle, such violation shall be reported to the Department of Motor Vehicles and be included on such individual's driving record.

The enrolled bill provides (i) that the procedure for appeal and trial of any violation of simple possession of marijuana shall be the same as provided by law for misdemeanors and (ii) that if requested by either party on appeal to the circuit court, trial by jury shall be provided and the Commonwealth shall be required to prove its case beyond a reasonable doubt. The Governor's amendments remove the right to a jury trial and the provision that appeal and trial of any violation shall be the same as provided by law for misdemeanors, but retain the provision that the Commonwealth shall be required to prove its case beyond a reasonable doubt.

The enrolled bill provides that suspended sentence/substance abuse screening provisions and driver's license suspension provisions apply only to criminal violations or to civil violations by a juvenile. The Governor's amendments remove the provisions related to driver's license suspensions, as the Code sections amended in the enrolled bill are repealed by HB 909 (2020 Acts, Chap. 740) and SB 513 (2020 Acts, Chap. 741), which the Governor has signed. The Governor's amendments also remove the provisions related to juvenile substance abuse screening.

The enrolled bill provides that records relating to possession of marijuana that are maintained in the Central Criminal Records Exchange shall not be open for public inspection or otherwise disclosed, except in certain circumstances. The Governor's amendments add disclosure to certain persons for the purpose of complying with the regulations of the Federal Motor Carrier Safety Administration to the list of exceptions.

SB 2, which is identical as enrolled, has the same Governor's amendments.

Contact: Josh Kaplan | jkaplan@dls.virginia.gov | 698-1817

HB 981. Clean Energy and Community Flood Preparedness Act; fund. The enrolled bill directs the Department of Environmental Quality to establish a carbon dioxide cap and trade program in compliance with the Regional Greenhouse Gas Initiative model rule and requires that revenues from the sale of carbon allowances be deposited into the Virginia Community Flood Preparedness Fund (the Fund), among other purposes. The enrolled bill directs the Virginia Resources Authority (the Authority) to manage and the Department of Conservation and Recreation (the Department) to administer the Fund and authorizes localities to lend or grant money from the Fund to implement flood prevention and protection projects and studies,

requiring that at least 25 percent of such funding be used for projects in low-income geographic areas.

The Governor's amendments authorize the Authority to pledge the assets of the Fund as security for any bonds issued to finance flood prevention or protection projects and direct the Authority to manage the Fund in accordance with a memorandum of agreement with the Department. The Governor's amendments also provide that the Fund shall include all sums that are deposited from revenue generated by the sale of emissions allowances and are designated to assist localities affected by recurrent flooding, sea level rise, and flooding from severe weather events.

The Governor's amendments also include technical amendments to the enrolled bill. SB 1027, which is identical as enrolled, has the same Governor's amendments.

Contact: Scott Meacham | smeacham@dls.virginia.gov | 698-1866

HB 1002. Agriculture and Forestry Industries Development Planning Grant Program. The Governor's amendment adds an emergency clause to the enrolled bill.

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HB 1004. Protective orders; possession of firearms; surrender or transfer of firearms; penalty. The enrolled bill prohibits any person subject to a permanent protective order (i.e., a protective order with a maximum duration of two years) from knowingly possessing a firearm while the order is in effect, provided that for a period of 24 hours after being served with a protective order such person may continue to possess such firearm for the purposes of selling or transferring it to any person who is not otherwise prohibited by law from possessing such firearm. A violation of this provision is a Class 6 felony.

The Governor's amendments provide that the willful failure of any person subject to such protective order to certify in writing that all firearms possessed by such person have been surrendered, sold, or transferred or that such person does not possess any firearms constitutes contempt of court. The Governor's amendments also include a technical amendment.

SB 479, which is identical as enrolled, has the same Governor's amendments.

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HB 1084. Surgical assistants; licensure. The enrolled bill directs the Board of Medicine to establish criteria for the licensure of surgical assistants. The first two Governor's amendments are technical. The third Governor's amendment makes clear that no person shall engage in the practice of surgical assisting unless such person holds a license as a surgical assistant issued by the Board. The fourth Governor's amendment clarifies that requiring the licensure of surgical assistants shall not be construed as prohibiting any professional licensed, certified, or registered by a health regulatory board from acting within the scope of his practice.

Contact: Anna Moir | amoir@dls.virginia.gov | 698-1871

HB 1090. Required immunizations; report. The enrolled bill amends the minimum vaccination requirements for attendance at a public or private elementary, middle, or secondary school, child care center, nursery school, family day care home, or developmental center. The

first Governor's amendment amends the dosage for the human papillomavirus (HPV) vaccine to two, rather than three doses. The second Governor's amendment adds a delayed effective date of July 1, 2021.

Contact: Julia Carlton | jcarlton@dls.virginia.gov | 698-1823

HB 1131. Solar energy projects; revenue share assessment. The enrolled bill mandates that if a locality adopts a revenue share ordinance, then the exemption for solar photovoltaic (electric energy) projects greater than five megawatts shall be 100 percent and that if a locality continues to assess the machinery and tools tax, then the exemption for solar photovoltaic (electric energy) projects greater than five megawatts for which an initial interconnection request form has been filed with an electric utility or a regional transmission organization shall be 80 percent when an application has been filed with the locality prior to July 1, 2030. The Governor's amendments clarify that any exemption, in percent of assessed value, for solar photovoltaic (electric energy) projects greater than five megawatts shall not apply to any such project unless an application has been filed with the locality for the project before July 1, 2030, regardless of whether a locality assesses a revenue share on such project. The Governor's amendments also remove the reference to assessing a machinery and tools tax and instead exempt 80 percent of the assessed value for solar photovoltaic (electric energy) projects greater than five megawatts for which an initial interconnection request form has been filed with an electric utility or a regional transmission organization when an application has been filed with the locality prior to July 1, 2030, when the locality does not adopt a revenue share ordinance.

SB 762, which is identical as enrolled, has the same Governor's amendments.

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HB 1133. Solar and wind energy projects on previously developed project sites. The enrolled bill declares that the construction or purchase by a public utility prior to January 1, 2024, of one or more solar or wind generation facilities located on a *previously developed project site* in the Commonwealth having in the aggregate a rated capacity that does not exceed 200 megawatts, or the purchase by a public utility of energy, capacity, and environmental attributes from such solar facilities owned by persons other than a public utility, is in the public interest. The enrolled bill provides that "previously developed project site" includes property previously used for mining. The Governor's amendments provide that such property previously used for mining is any lands affected by coal mining that took place before August 3, 1977, or any lands upon which extraction activities have been permitted by the Department of Mines, Minerals and Energy under Title 45.1.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

HB 1149. Virginia Stock Corporation Act. The enrolled bill makes clarifying and technical changes to the Virginia Stock Corporation Act. Many of the enrolled bill's provisions revise the legislation enacted in the 2019 Session that comprehensively updated the Act in accordance with the Model Business Corporation Act and that is scheduled to become effective on July 1, 2020. The Governor's amendments delay the effective date of the enrolled bill, the 2019 legislation updating the Virginia Stock Corporation Act, and 2019 legislation authorizing the creation of one

or more protected series by a limited liability company that was scheduled to become effective on July 1, 2020, to July 1, 2021.

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HB 1211. Driver privilege cards; penalty. The enrolled bill creates two new sections in the Code related to driver privilege cards. The Governor's amendments condense these two new sections into one new section. Additionally, the enrolled bill requires a driver privilege card or permit to have a restriction printed on the back of the card or permit that states "Driver Privilege Card: not valid ID for voting or public benefits purposes." The Governor's amendments require the restriction on the back of a driver privilege card or permit to be identical in appearance to the restriction on the back of a limited-duration license, permit, or special identification card.

In addition, the enrolled bill limits the release by the Department of Motor Vehicles of certain data related to driving credentials and special identification cards. The Governor's amendments narrow the limitations on the release of data by the Department to data related to driver privilege cards and permits. Broader limitations on the release of certain data by the Department were enacted pursuant to HB 1092, which has been signed into law by the Governor (2020 Acts, Chap. 701) and is in force from its passage on April 6.

SB 34, which is identical as enrolled, has the same Governor's amendments.

Contact: Emma Buck | ebuck@dls.virginia.gov | 698-1818

HB 1252. Apprenticeship program; discrimination. The enrolled bill prohibits a sponsor of a registered apprenticeship program from discriminating against an apprentice or applicant for apprenticeship on the basis of race, color, religion, national origin, sex, sexual orientation, age, genetic information, or disability. The Governor's amendment adds gender identity to the list of such classes protected against discrimination under the enrolled bill.

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HB 1255. Standards and criteria for congressional and state legislative districts. The Governor's amendment provides alternate deadlines after July 1, 2020, for certain actions required by the enrolled bill to be taken prior to the bill's effective date of July 1, 2020. SB 717, which is identical as enrolled, has the same Governor's amendment.

Contact: Meg Lamb | mlamb@dls.virginia.gov | 698-1822

HB 1414. Transportation. The enrolled bill makes numerous changes related to transportation funding in the Commonwealth. The enrolled bill lowers from \$40 million to \$20 million the amount of state recordation taxes distributed to counties and cities in the Commonwealth, effective July 1, 2021; the Governor's amendments make this change in the distribution amount effective on July 1, 2020. The enrolled bill converts the existing state motor fuels tax from a percentage to a cents-per-gallon rate, with an initial rate of 21.2 cents per gallon from July 1, 2020, to July 1, 2021; the Governor's amendments lower this initial rate to 20.2 cents per gallon. The enrolled bill changes the rate of the existing regional transportation improvement fee for localities located in the Northern Virginia Transportation Authority from a rate of \$0.15 per \$100

of the value of property sold or granted to a rate of \$0.10 per \$100 value; the Governor's amendments delay the implementation of this change to May 1, 2021. The enrolled bill also creates a similar regional congestion relief fee for localities in the Northern Virginia Planning District at a rate of \$0.10 per \$100 value of property sold or granted; the Governor's amendments would phase in this new fee at a rate of \$0.05 per \$100 value through April 30, 2021. There are also technical amendments. SB 890, which is identical as enrolled, has the same Governor's amendments.

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HB 1420. Landlord and tenant; charger for late payment of rent; restrictions. The Governor's amendment adds an emergency clause to the enrolled bill.

Contact: Brooks Braun | bbraun@dls.virginia.gov | 698-1861

HB 1442. Photo speed monitoring devices; civil penalty. The enrolled bill authorizes state and local law-enforcement agencies to operate photo speed monitoring devices. The Governor's amendment clarifies that reporting by such agencies to the Department of State Police on the use of such devices shall be in a format to be determined by the Department.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

HB 1452. Temporary detention for observation and treatment. The enrolled bill directs the Department of Behavioral Health and Developmental Services to convene a work group to develop standard policies and procedures regarding medical temporary detention orders. The Governor's amendment adjusts from July 1, 2020, which is the enrolled bill's effective date, to December 1, 2020, the date by which the work group is required to complete its work. SB 738, which is identical as enrolled, has the same Governor's amendment.

Contact: Julia Carlton | jcarlton@dls.virginia.gov | 698-1823

HB 1505. Department of Small Business and Supplier Diversity; small business grant funds. The third enactment of the enrolled bill provides that any cash balances in the Small Business Jobs Grant Fund as of the effective date of the bill are to be transferred by the Department of Small Business and Supplier Diversity to the Small Business Investment Grant Fund. The Governor's amendment adds that the Virginia Small Business Financing Authority may utilize such cash balance to implement a grant program for certain small businesses affected by the novel coronavirus (COVID-19) pandemic public health crisis during the period for which the Governor has declared a state of emergency. The Governor's amendment also adds an emergency clause to the enrolled bill.

Contact: Brooks Braun | bbraun@dls.virginia.gov | 698-1861

HB 1541. Creation of the Central Virginia Transportation Authority; funding. The enrolled bill creates the Central Virginia Transportation Authority, comprising the localities in Planning District 15, to administer transportation revenues generated by a new regional sales and use tax and a new regional motor fuels tax. The Governor's amendments (i) require the Authority to develop a prioritization process for the award of regional funds to transportation projects; (ii)

designate the member of the Authority who represents the Commonwealth Transportation Board as a voting member of the Authority; (iii) require a local maintenance of effort for public transit at a rate of at least 50 percent of what it appropriated for public transit on July 1, 2019, with such amount to be indexed beginning in fiscal year 2023; (iv) delay the implementation of the new regional sales and use tax to October 1, 2020; and (v) require the new Authority to evaluate the existing governance structure of Richmond transit and the possibility of establishing a transportation district and to report its findings to the Governor and General Assembly by December 1, 2020.

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HB 1544. Strip searches of children. The enrolled bill provides that no child under the age of 18 shall be strip searched or subjected to a search of any body cavity by a law-enforcement officer or a jail officer and provides an exception for persons in custodial arrests for a traffic infraction, Class 3 or 4 misdemeanor, or violation of a city, county, or town ordinance that is punishable by no more than 30 days in jail where there is reasonable cause to believe on the part of a law-enforcement officer that the individual is concealing a weapon. The Governor's amendments remove that exception and instead provide an exception for when a child is in custodial arrest and a law-enforcement officer or jail officer authorizing the search has reasonable cause to believe that the child is concealing a weapon.

Contact: Taylor Mey | tmey@dls.virginia.gov | 698-1870

HB 1577. Tow truck drivers; criminal history. The enrolled bill authorizes the Department of Criminal Justice Services to issue a tow truck driver registration to persons convicted of certain crimes, so long as the conviction occurred more than 15 years prior to the date of the application. The Governor's amendment provides that such registration may be provided only to applicants who have completed all terms of probation or parole associated with the conviction.

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HB 1634. Shared solar programs. The enrolled bill requires the State Corporation Commission to establish by regulation a shared solar program that allows customers of Dominion Virginia to purchase electric power through a subscription in a shared solar facility. The enrolled bill provides that the Commission shall approve a shared solar program of 150 megawatts with a minimum requirement of 30 percent of low-income customers and that the Commission will approve an additional 50 megawatts upon determining that at least 45 megawatts of the shared solar capacity have been subscribed to by low-income customers. The first Governor's amendment amends the definition of "low-income customer" to any person or household whose income is no more than 80 percent of the median income of the locality in which the customer resides and the second Governor's amendment corrects a drafting error. SB 629, which is identical as enrolled, has the same Governor's amendments.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

HB 1647. Distributed renewable energy. The enrolled bill promotes the establishment of distributed renewable solar and other renewable energy by (i) increasing from one percent to six

percent the systemwide cap on the total amount of renewable energy that can be net metered in a utility's service territory, (ii) authorizing third party power purchase agreements for all customers of investor-owned utilities, (iii) removing the restriction on customers installing a net-metered generation facility larger than that required to meet their previous 12 months' demand, (iv) raising the cap for net-metered nonresidential generation facilities from one megawatt to three megawatts, (v) removing the ability of a Phase I Utility to assess standby charges, and (vi) amending the Commonwealth Energy Policy to include provisions supporting distributed generation of renewable energy.

The Governor's Amendment in the Nature of a Substitute conforms the enrolled bill to HB 572, HB 1184, and SB 710, all of which have been signed by the Governor (2020 Acts, Chaps. 1188, 1189, and 1187). The Governor's Amendment in the Nature of a Substitute and such bills promote the establishment of distributed renewable solar and other renewable energy by (i) requiring the State Corporation Commission to establish by regulation a shared solar program that allows multifamily customers of investor-owned utilities, other than American Electric Power, to purchase electric power through a subscription in a shared solar facility; (ii) raising the cap on the total amount of renewable energy that can be net metered in a utility's service territory from one percent to six percent, five percent of which is available to all customers and one percent of which is available only to low-income utility customers; (iii) raising the cap for net-metered nonresidential generation facilities from one megawatt to three megawatts; (iv) allowing certain localities to install solar or wind facilities of up to five megawatts on government-owned property and use the electricity for government-owned buildings; (v) increasing the cap on the capacity of generation from facilities from the customer's expected annual energy consumption to 150 percent of such amount for customers in Dominion Energy Virginia's service territory; (vi) prohibiting standby charges for any residential customer-generator or agricultural customer-generator of an investor-owned utility other than Dominion Energy Virginia; (vii) increasing the cap on third party power purchase agreements to 500 megawatts for jurisdictional customers and 500 megawatts for nonjurisdictional customers of Dominion Energy Virginia and to 40 megawatts for customers of American Electric Power; and (viii) amending the Commonwealth Energy Policy to include provisions supporting distributed generation of renewable energy.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

HB 1664. Electric utilities; offshore wind development. The enrolled bill provides that the construction or purchase by a public utility of one or more offshore wind generation facilities located off the Commonwealth's Atlantic shoreline or in federal waters and interconnected directly into the Commonwealth, with an aggregate capacity of up to 5,200 megawatts, is in the public interest. and that construction by Dominion Energy Virginia of one or more new utility-owned and utility-operated generating facilities utilizing energy derived from offshore wind and located off the Commonwealth's Atlantic shoreline, with an aggregate rated capacity between 2,500 megawatts and 3,000 megawatts, along with electrical transmission or distribution facilities associated therewith for interconnection is in the public interest. The enrolled bill provides that the State Corporation Commission will determine the reasonableness and prudence of associated costs and will presume such costs to be reasonable and prudent if certain criteria are met. The enrolled bill provides that such costs shall be allocated to all customers of the utility

in the Commonwealth as a non-bypassable charge, irrespective of the generation supplier of any such customer except for low-income customers and certain commercial and industrial customers. The enrolled bill requires the utility to (i) identify options for utilizing local workers; (ii) identify the economic development benefits of the project for the Commonwealth, including capital investments and job creation; (iii) consult with relevant governmental entities, including the Commonwealth's Chief Workforce Development Officer and the Virginia Economic Development Partnership, on opportunities to advance the Commonwealth's workforce and economic development goals, including furtherance of apprenticeship and other workforce training programs; and (iv) give priority to the hiring of local workers, including workers from historically economically disadvantaged communities. The enrolled bill provides that any such project is required to include an environmental and fisheries mitigation plan submitted to the Commission for the construction and operation of such offshore wind facilities.

The Governor's Amendment in the Nature of a Substitute (i) amends the criteria by which the Commission will determine the reasonableness and prudence of associated costs and by which it will presume such costs to be reasonable and prudent; (ii) provides that certain customers that qualify for a certain subsidy program and advanced clean energy buyers are exempt from the non-bypassable charge provided for in the enrolled bill; (iii) directs the Commission to permit a portion of the nameplate capacity of any such facility, in the aggregate, to be allocated to (a) advanced clean energy buyers or (b) qualifying large general service customers, provided that no more than 10 percent of the offshore wind facility's capacity is allocated to qualifying large general service customers; (iv) requires a utility to consult with the Chief Diversity, Equity, and Inclusion Officer, in addition to the Commonwealth's Chief Workforce Development Officer and the Virginia Economic Development Partnership, on opportunities to advance the Commonwealth's workforce and economic development goals; and (v) adds veterans to the groups that are given priority for hiring and training. The Governor's Amendment in the Nature of a Substitute conforms the enrolled bill to provisions in HB 1526 and SB 851, both of which have been approved by the Governor (2020 Acts, Chaps. 1193 and 1194), and to SB 860 and SB 998, both of which have the same Governor's Amendment in the Nature of a Substitute.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

HB 1726. Hampton Roads Regional Transit Program. The enrolled bill creates a source of funding for transit in those localities located in the Hampton Roads Transportation District, to be administered by the Hampton Roads Transportation Accountability Commission (HRTAC). The Governor's amendments (i) require a local maintenance of effort for localities in the Transportation District to maintain funding for public transportation at the same level as what was appropriated on July 1, 2019; (ii) clarify that the disbursement of funds by HRTAC for transit shall only require a two-thirds vote of the member localities in which the new taxes are imposed and shall not require an affirmative vote of any locality not subject to the taxes; and (iii) delay the imposition of the new regional transient occupancy tax to May 1, 2021. There are also technical amendments. SB 1038, which is identical as enrolled, has the same Governor's amendments.

Contact: Lisa Wallmeyer | lwalmeyer@dls.virginia.gov | 698-1867

Senate Bills

SB 2. Possession and consumption of marijuana; penalty. The Governor's amendments extend the duration of the work group created by the enrolled bill to study the impact on the Commonwealth of legalizing the sale and personal use of marijuana from November 30, 2020, to November 30, 2021, and add the Commissioner of the Department of Motor Vehicles to the work group membership.

The enrolled bill provides that simple marijuana possession violations shall not be reported to the Central Criminal Records Exchange. The Governor's amendments provide, however, that if a violation occurs while an individual is operating a commercial motor vehicle, such violation shall be reported to the Department of Motor Vehicles and be included on such individual's driving record.

The enrolled bill provides (i) that the procedure for appeal and trial of any violation of simple possession of marijuana shall be the same as provided by law for misdemeanors and (ii) that if requested by either party on appeal to the circuit court, trial by jury shall be provided and the Commonwealth shall be required to prove its case beyond a reasonable doubt. The Governor's amendments remove the right to a jury trial and the provision that appeal and trial of any violation shall be the same as provided by law for misdemeanors but retain the provision that the Commonwealth shall be required to prove its case beyond a reasonable doubt.

The enrolled bill provides that suspended sentence/substance abuse screening provisions and driver's license suspension provisions apply only to criminal violations or to civil violations by a juvenile. The Governor's amendments remove the provisions related to driver's license suspensions, as the Code sections amended in the enrolled bill are repealed by HB 909 (2020 Acts, Chap. 740) and SB 513 (2020 Acts, Chap. 741), which the Governor has signed. The Governor's amendments also remove the provisions related to juvenile substance abuse screening.

The enrolled bill provides that records relating to possession of marijuana that are maintained in the Central Criminal Records Exchange shall not be open for public inspection or otherwise disclosed, except in certain circumstances. The Governor's amendments add disclosure to certain persons for the purpose of complying with the regulations of the Federal Motor Carrier Safety Administration to the list of exceptions.

HB 972, which is identical as enrolled, has the same Governor's amendments.

Contact: Josh Kaplan | jkaplan@dls.virginia.gov | 698-1817

SB 7. Minimum wage. The enrolled bill incrementally increases the minimum wage beginning January 1, 2021. The Governor's amendments delay the first scheduled increase from January 1, 2021, to May 1, 2021. HB 395, which is identical as enrolled, has the same Governor's amendments.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 8. Prevailing wage; public works contracts; penalty. The enrolled bill requires contractors and subcontractors under any public contract with a state agency, or with a locality that has

adopted an ordinance requiring the payment of prevailing wages, for public works to pay wages, salaries, benefits, and other remuneration to any mechanic, laborer, or worker employed, retained, or otherwise hired to perform services in connection with the public contract for public works at the prevailing wage rate. Under the enrolled bill, the required prevailing wage rate for public contracts with state agencies is the prevailing wage in *the planning district* in which the public facility or immovable property is located. The Governor's amendments provide (i) that the required prevailing wage rate for public contracts with state agencies is the prevailing wage in the *locality* in which the public facility or immovable property is located and (ii) adds a delayed effective date of May 1, 2021, to the enrolled bill. HB 833, which is identical as enrolled, has the same Governor's amendments.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 28. Eminent domain; costs. Technical amendment.

Contact: Britt Olwine | bolwine@dls.virginia.gov | 698-1815

SB 31. Eminent domain; costs for petition for distribution of funds; interest rate; recordation of certificate. The enrolled bill struck language permitting the interest of the owner to be transferred to certain funds in certain eminent domain proceedings. The Governor's amendments restore that language.

Contact: Britt Olwine | bolwine@dls.virginia.gov | 698-1815

SB 34. Driver privilege cards; penalty. The enrolled bill creates two new sections in the Code related to driver privilege cards. The Governor's amendments condense these two new sections into one new section. Additionally, the enrolled bill requires a driver privilege card or permit to have a restriction printed on the back of the card or permit that states "Driver Privilege Card: not valid ID for voting or public benefits purposes." The Governor's amendments require the restriction on the back of a driver privilege card or permit to be identical in appearance to the restriction on the back of a limited-duration license, permit, or special identification card.

In addition, the enrolled bill limits the release by the Department of Motor Vehicles of certain data related to driving credentials and special identification cards. The Governor's amendments narrow the limitations on the release of data by the Department to data related to driver privilege cards and permits. Broader limitations on the release of certain data by the Department were enacted pursuant to HB 1092, which has been signed into law by the Governor (2020 Acts, Chap. 701) and is in force from its passage on April 6.

HB 1211, which is identical as enrolled, has the same Governor's amendments.

Contact: Emma Buck | ebuck@dls.virginia.gov | 698-1818

SB 35. Control of firearms by localities; permitted events. The enrolled bill authorizes any locality by ordinance to prohibit the possession or carrying of firearms, ammunition, or components or any combination thereof in (i) any building, or part thereof, owned or used by such locality for governmental purposes; (ii) any public park owned by the locality; (iii) any recreation or community center facility; or (iv) any public street, road, alley, or sidewalk or

public right-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit.

The first and third Governor's amendments expand such authorization provided to localities to include a public park *operated* by a locality in addition to one *owned* by a locality. The Governor's second amendment clarifies that the provisions of the enrolled bill do not apply to the activities of a Senior Reserve Officers' Training Corps program operated at a public or private institution of higher education or any intercollegiate athletics program operated by a public or private institution of higher education and governed by the National Collegiate Athletic Association or any club sports team recognized by a public or private institution of higher education where the sport engaged in by such program or team involves the use of a firearm.

HB 421, which is identical as enrolled, has the same Governor's amendments.

Contact: Charles Quagliato | cquagliato@dls.virginia.gov | 698-1813

SB 36. Lottery Board; regulation of casino gaming. The enrolled bill authorizes casino gaming in the Commonwealth and establishes a regulatory scheme to be administered by the Virginia Lottery Board. Among other things, the enrolled bill imposes a tax based upon a licensee's annual adjusted gross receipts, provides for disbursement of the tax revenues, and requires the Board to administer a voluntary exclusion program allowing individuals to voluntarily list themselves as being barred from entering a casino gaming establishment. The Governor's amendments change the components of the voluntary exclusion program in the casino gaming regulatory scheme to match the voluntary exclusion program created in legislation establishing the regulation of sports betting (SB 384 and HB 896). The amendments also (i) modify provisions for conducting criminal background checks of applicants to comply with federal requirements for accessing national background check databases and (ii) change the portion of tax revenue from going to the general fund to being appropriated for programs established to address public school construction, renovations, or upgrades, as determined by the General Assembly. HB 4, which is identical as enrolled, has the same Governor's amendments.

Contact: Amigo Wade | awade@dls.virginia.gov | 698-1862

SB 71. Firearms on school property. The enrolled bill adds public, private, or religious preschools and licensed child day centers that are not operated at the residence of the provider or of any of the children to the list of schools where possessing a firearm on school property or on a school bus is prohibited.

The Governor's Amendment in the Nature of a Substitute provides that the child day center and private or religious preschool provisions shall not apply to any person (i) whose residence is on the property of a child day center or a private or religious preschool and (ii) who possesses a firearm or other weapon prohibited under the enrolled bill while in his residence.

Contact: Charles Quagliato | cquagliato@dls.virginia.gov | 698-1813

SB 77. Qualified education loan servicers. The enrolled bill prohibits any person from acting as a qualified education loan servicer unless such person obtains a license from and follows regulations promulgated by the State Corporation Commission (SCC). As enrolled, the bill

exempts from state licensure, but not state regulations, loan servicers that are governed by contracts with the U.S. Secretary of Education. The Governor's amendments, which are technical, provide a similar exemption from state licensure for loan servicers that are governed by certain other contracts with the U.S. Secretary of Education. HB 10, which is identical as enrolled, has the same Governor's amendments.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

SB 182. Project labor agreements; public procurement. The enrolled bill authorizes any public body, including any state or local government, when engaged in procuring products or services or letting contracts for construction, manufacture, maintenance, or operation of public works, to require bidders to enter into or adhere to project labor agreements on the public works projects. The first Governor's amendment conforms the enrolled bill to HB 358 by changing a reference from "state agency" to "public body," which is a defined term in the enrolled bill. The second Governor's amendment adds a delayed effective date of May 1, 2021, to the enrolled bill.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 215. Review of death of inmates in local correctional facilities; report. The enrolled bill requires that the Board of Corrections publish on its website an annual report summarizing the jail death reviews conducted by the Board within that year and that such report shall include any trends or similarities among the deaths of inmates in local correctional facilities and present recommendations on policy changes to reduce the number of deaths in local correctional facilities. The Governor's Amendment in the Nature of a Substitute conforms the enrolled bill to language included in SB 622, which has already been signed into law by the Governor (2020 Acts Chap. 759), that requires the Board to report annually to the General Assembly and the Governor on the results of inspections and audits of local, regional, or community correctional facilities and the reviews of the deaths of inmates that occur in any local, regional, or community correctional facility.

Contact: Taylor Mey | tmey@dls.virginia.gov | 698-1870

SB 235. Health insurance; association health plans. The Governor's amendment adds a reenactment clause to the enrolled bill. HB 795, which is identical as enrolled, has the same Governor's amendment.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 251. Pharmacy benefits managers; licensure and regulation. The enrolled bill provides that no person is authorized to provide pharmacy benefits management services or otherwise act as a pharmacy benefits manager without first obtaining a license from the State Corporation Commission. Among other things, the enrolled bill prohibits a health carrier from including any mail order pharmacy or *pharmacy benefits manager affiliate* in calculating or determining network adequacy. The Governor's amendment prohibits a health carrier from including any mail order pharmacy or *pharmacy benefits manager affiliate's mail order pharmacy* in calculating or determining network adequacy.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 281. Charter; Town of Scottsville; town council and other town officers. The enrolled bill provides staggered elections for the town council. The Governor's amendments are technical amendments to clarify that the mayor and council members elected in 2020 will serve four-year terms. HB 345, which is identical as enrolled, has already been signed by the Governor (2020 Acts, Chap. 125).

Contact: David Barry | dbarry@dls.virginia.gov | 698-1865

SB 316. Elections; date of June primary election. The Governor's amendment adds a reenactment clause to the bill.

Contact: Meg Lamb | mlamb@dls.virginia.gov | 698-1822

SB 320. Virginia Community Flood Preparedness Fund; loan and grant program. The enrolled bill directs the Virginia Resources Authority (the Authority) to manage and the Department of Conservation and Recreation (the Department) to administer the Virginia Community Flood Preparedness Fund (the Fund) and authorizes localities to lend or grant money from the Fund to implement flood prevention and protection projects and studies, requiring that at least 25 percent of such funding be used for projects in low-income geographic areas.

The Governor's amendments authorize the Authority to pledge the assets of the Fund as security for any bonds issued to finance flood prevention or protection projects and direct the Authority to manage the Fund in accordance with a memorandum of agreement with the Department. The Governor's amendments also provide that the Fund shall include all sums that are deposited from revenue generated by the sale of emissions allowances and are designated to assist localities affected by recurrent flooding, sea level rise, and flooding from severe weather events.

The Governor's amendments also include technical amendments. HB 22, which is identical as enrolled, has the same Governor's amendments.

Contact: Scott Meacham | smeacham@dls.virginia.gov | 698-1866

SB 356. Aircraft; registration; definition. The enrolled bill adds a definition of "unmanned aircraft" to Title 5.1. The Governor's Amendment in the Nature of a Substitute removes the provisions adding such definition to Title 5.1 because it is not needed.

Contact: Emma Buck | ebuck@dls.virginia.gov | 698-1818

SB 384. Sports betting; Problem Gambling Treatment and Support Fund; penalties. The enrolled bill directs the Virginia Lottery (the Lottery) to regulate sports betting. The Governor's amendments extend the time period for the Lottery to review initial license applications from 60 to 90 days, require the Lottery to assess background check fees of \$50,000 per principal of the applicant, and require permit holders to maintain sufficient cash reserves as determined by the Lottery.

The Governor's amendments provide that a permit holder may offer its product under a different subsidiary brand from its parent company, so long as such permit holder does not utilize multiple brand names. The Governor's amendments also provide that if a person requests to be added to

the enrolled bill's voluntary self-exclusion from gambling program, permit holders may share names across their corporate enterprise for purposes of administering the self-exclusion program.

The Governor's amendments clarify that certain major league sports franchises and casino operators may enter into agreements with an affiliate to manage their compliance with the provisions of the bill. The Governor's amendments provide that the prohibition against cooperative marketing with a Virginia Alcoholic Beverage Control Authority licensee, from which certain major league sports franchises and casino operators are exempt under the terms of the enrolled bill, also shall not apply to certain motor sport sports facilities.

The Governor's amendments also contain several technical amendments. HB 896, which is identical as enrolled, has the same Governor's amendments.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

SB 406. Environmental justice; policy. The enrolled bill provides that it is the policy of the Commonwealth to promote environmental justice, defined in the bill, and to ensure that it is carried out throughout the Commonwealth. The Governor's amendment clarifies that there should be a focus on environmental justice communities and fenceline communities, which are defined in the enrolled bill. HB 704, which is identical as enrolled, has the same Governor's amendment.

Contact: Ashley Binns | abinns@dls.virginia.gov | 698-1812

SB 421. Consumer lending. The enrolled bill makes numerous changes to provisions governing consumer financing, including provisions related to open-end credit plans, payday lenders, consumer finance loans, and car title lending. The Governor's amendments change the effective date of the enrolled bill from July 1, 2021, to January 1, 2021, and the date by which a person is required to apply for a license from April 1, 2021, to October 1, 2020. HB 789, which is identical as enrolled, has the same Governor's amendments.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 437. Bicyclists and other vulnerable road users; penalty. The enrolled bill defines a "vulnerable road user" as a pedestrian or a person operating a bicycle, electric personal assistive mobility device, electric power-assisted bicycle, wheel chair or wheel chair conveyance, skateboard, roller skates, motorized skateboard or scooter, or animal-drawn vehicle or riding an animal. The Governor's amendments add to the definition passengers on any of the listed vehicles or any attached device.

Contact: Emma Buck | ebuck@dls.virginia.gov | 698-1818

SB 479. Protective orders; possession of firearms; surrender or transfer of firearms; penalty. The enrolled bill prohibits any person subject to a permanent protective order (i.e., a protective order with a maximum duration of two years) from knowingly possessing a firearm while the order is in effect, provided that for a period of 24 hours after being served with a protective order such person may continue to possess such firearm for the purposes of selling or transferring it to any person who is not otherwise prohibited by law from possessing such firearm. A violation of this provision is a Class 6 felony.

The Governor's amendments provide that the willful failure of any person subject to such protective order to certify in writing that all firearms possessed by such person have been surrendered, sold, or transferred or that such person does not possess any firearms constitutes contempt of court. The Governor's amendments also include a technical amendment.

HB 1004, which is identical as enrolled, has the same Governor's amendments.

Contact: Charles Quagliato | cquagliato@dls.virginia.gov | 698-1813

SB 548. Unemployment compensation. The enrolled bill amends various provisions regarding unemployment compensation and the Virginia Employment Commission. The enrolled bill provides that (i) the Commission shall base its determination on whether an individual is an employee on the standard used by the Internal Revenue Service for such determinations; (ii) for the purposes of unemployment compensation, "wages" does not include any payment made to, or on behalf of, an employee or his beneficiary under a cafeteria plan, as defined in § 125 of the Internal Revenue Code, if such payment would not be treated as wages under the Internal Revenue Code; and (iii) in an unemployment compensation claims adjudication matter, each day a person fails to obey a subpoena issued by a court, a court order, or a subpoena issued by the Commission shall be deemed to be a separate offense. Additionally, the enrolled bill requires (a) any employing unit to establish an account with the Commission by the end of the calendar quarter in which it becomes subject to the requirements for unemployment compensation, (b) an employer that has become subject to liability under the unemployment compensation provisions to submit the required reports by the due date of the calendar quarter in which the employer has initially become subject to such liability, and (c) all employers to file their quarterly payroll and tax reports on an electronic medium using a format prescribed by the Commission. Under current law, only employers with 100 or more employees are required to file electronically.

The Governor's Amendment in the Nature of a Substitute establishes a short-time compensation program that provides employers with the option of reducing the hours worked by employees while permitting the employees whose hours are reduced to receive partial compensation for lost wages. Program participation requires Virginia Employment Commission approval of a work sharing plan, which must provide that the reduction in hours of work is in lieu of a layoff of an equivalent percentage of employees and that employees' health and retirement benefits cannot be reduced or eliminated under the plan. An individual who satisfies other requirements for unemployment benefits will be eligible for short-term compensation if he is available for the individual's usual hours of work with the participating employer, which may include participating in certain training programs. The substitute has an expiration date of July 1, 2022; however, if adequate funding by the U.S. Department of Labor that covers certain costs of establishing the program is not received by the Commission by January 1, 2021, the bill will expire on that date.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 561. Workers' compensation; post-traumatic stress disorder; law-enforcement officers and firefighters. The enrolled bill provides that post-traumatic stress disorder incurred by a law-enforcement officer or firefighter is compensable under the Virginia Workers' Compensation Act

if a mental health professional examines a law-enforcement officer or firefighter and diagnoses the individual as suffering from post-traumatic stress disorder as a result of the individual's undergoing a qualifying event. The enrolled bill also establishes requirements for resilience and self-care technique training. The Governor's Amendment in the Nature of a Substitute relocates provisions in the enrolled bill requiring police basic training programs in recognizing and managing stress, self-care techniques, and resiliency to Title 9.1 under the powers and duties of the Department of Criminal Justice Services and relocates similar provisions in the enrolled bill for firefighters to the Code section dealing with firefighter mental health awareness training.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 588. Local tax authority. The enrolled bill modifies or eliminates several restrictions that apply to taxes imposed by counties, and establishes a new restriction on cigarette taxes imposed by any locality. The Governor's amendments delay until May 1, 2021, the effective date of provisions in the enrolled bill authorizing counties to impose a higher transient occupancy tax. The Governor's amendments also contain a technical amendment correcting the effective date of the repeal of certain provisions related to local cigarette tax authority. HB 785, which is identical as enrolled, has the same Governor's amendments.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

SB 629. Shared solar programs. The enrolled bill requires the State Corporation Commission to establish by regulation a shared solar program that allows customers of Dominion Virginia to purchase electric power through a subscription in a shared solar facility. The bill provides that the Commission shall approve a shared solar program of 150 megawatts with a minimum requirement of 30 percent of low-income customers and that the Commission will approve an additional 50 megawatts upon determining that at least 45 megawatts of the shared solar capacity have been subscribed to by low-income customers. The first Governor's amendment amends the definition of "low-income customer" to any person or household whose income is no more than 80 percent of the median income of the locality in which the customer resides and the second Governor's amendment corrects a drafting error. HB 1634, which is identical as enrolled, has the same Governor's amendments.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 717. Standards and criteria for congressional and state legislative districts. The Governor's amendment provides alternate deadlines after July 1, 2020, for certain actions required by the bill to be taken prior to the bill's effective date of July 1, 2020. HB 1255, which is identical as enrolled, has the same Governor's amendment.

Contact: Meg Lamb | mlamb@dls.virginia.gov | 698-1822

SB 735. Peer-to-peer vehicle sharing platforms. The enrolled bill creates, among other things, tax requirements for peer-to-peer vehicle sharing. The Governor's amendment provides that the taxes imposed by the act shall not become effective until October 1, 2020.

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SB 738. Temporary detention for observation and treatment. The enrolled bill directs the Department of Behavioral Health and Developmental Services to convene a work group to develop standard policies and procedures regarding medical temporary detention orders. The Governor's amendment adjusts from July 1, 2020, which is the bill's effective date, to December 1, 2020, the date by which the work group is required to complete its work. HB 1452, which is identical as enrolled, has the same Governor's amendment.

Contact: Julia Carlton | jcarlton@dls.virginia.gov | 698-1823

SB 740. County and city precincts; required to be wholly contained within election districts; waiver of administration of split precinct. The enrolled bill requires the governing bodies of counties and cities to establish precinct boundaries by July 1 of each year ending in one. The first Governor's amendment would require these precinct boundaries to be established in the year ending in one.

The enrolled bill requires the precinct boundaries established by the governing bodies to be consistent with any congressional district, Senate district, House of Delegates district, and local election district that was adopted by the appropriate authority by June 15 of the year ending in one. The second Governor's amendment would allow a governing body to use those districts as they existed on June 15 of the year ending in one, if new districts haven't been adopted by the appropriate authority by then, as the basis for establishing precincts to be used in the November elections held that year.

Contact: Meg Lamb | mlamb@dls.virginia.gov | 698-1822

SB 758. Electric personal delivery devices. The enrolled bill makes several changes to the provisions related to electric personal delivery devices, including changing the term to refer to "personal delivery devices." The enrolled bill strikes existing language requiring personal delivery devices to yield the right-of-way to pedestrians when operating on a sidewalk or crosswalk; the first Governor's amendment reinserts this language and further clarifies that the personal delivery device should not unreasonably interfere with pedestrians on sidewalks and crosswalks. The enrolled bill includes a requirement that each personal delivery device include a means of identifying the device operator; the second Governor's amendment further clarifies that this identification must be in a position and of such a size to be clearly visible. The third Governor's amendment is a technical amendment.

Contact: Lisa Wallmeyer | lwallmeyer@dls.virginia.gov | 698-1867

SB 762. Solar energy projects; revenue share assessment. The enrolled bill mandates that if a locality adopts a revenue share ordinance, then the exemption for solar photovoltaic (electric energy) projects greater than five megawatts shall be 100 percent and that if a locality continues to assess the machinery and tools tax, then the exemption for solar photovoltaic (electric energy) projects greater than five megawatts for which an initial interconnection request form has been filed with an electric utility or a regional transmission organization shall be 80 percent when an application has been filed with the locality prior to July 1, 2030. The Governor's amendments clarify that any exemption, in percent of assessed value, for solar photovoltaic (electric energy) projects greater than five megawatts shall not apply to any such project unless an application has

been filed with the locality for the project before July 1, 2030, regardless of whether a locality assesses a revenue share on such project. The Governor's amendments also remove the reference to assessing a machinery and tools tax and instead, exempt 80 percent of the assessed value for solar photovoltaic (electric energy) projects greater than five megawatts for which an initial interconnection request form has been filed with an electric utility or a regional transmission organization when an application has been filed with the locality prior to July 1, 2030, when the locality does not adopt a revenue share ordinance.

HB 1131, which is identical as enrolled, has the same Governor's amendments.

Contact: Stephen Kindermann | skindermann@dls.virginia.gov | 698-1880

SB 764. Certificate of public need. The enrolled bill revises the Medical Care Facilities Certificate of Public Need Program. The Governor's amendments (i) revise descriptions of facilities that are subject to certificate of public need requirements to align with current practice; (ii) revise the deadline from November 1, 2020, to November 1, 2022, by which the newly created State Health Services Plan Task Force must develop recommendations for a comprehensive State Health Services Plan and revise the deadline from January 1, 2021, to January 1, 2023, by which the Secretary of Health and Human Resources must implement a system to ensure that data needed to evaluate whether an application for a certificate of public need is consistent with the State Health Services Plan requirements is timely and reliable; (iii) eliminate the requirement that applications for certificates of public need be filed electronically; and (iv) eliminate the requirement that the Secretary of Health and Human Resources implement a system to make all public records pertaining to certificate of public need applications and the certificate of public need review process available online in real time in a searchable, digital format. The Governor's amendments also remove a provision that makes enactment of the bill contingent on funding in a general appropriation act and make technical corrections.

Contact: Sarah Stanton | sstanton@dls.virginia.gov | 698-1824

SB 793. Parole; exception to limitation on the application of parole statuses. The Governor's amendment adds an emergency clause to the enrolled bill. HB 33, which is identical as enrolled, has the same Governor's amendment.

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SB 860. Electric utilities; offshore wind development. The enrolled bill provides that the construction or purchase by a public utility of one or more offshore wind generation facilities located off the Commonwealth's Atlantic shoreline or in federal waters and interconnected directly into the Commonwealth, with an aggregate capacity of up to 5,200 megawatts, is in the public interest. and that construction by Dominion Energy Virginia of one or more new utility-owned and utility-operated generating facilities utilizing energy derived from offshore wind and located off the Commonwealth's Atlantic shoreline, with an aggregate rated capacity between 2,500 megawatts and 3,000 megawatts, along with electrical transmission or distribution facilities associated therewith for interconnection is in the public interest. The enrolled bill provides that the State Corporation Commission will determine the reasonableness and prudence of associated costs and will presume such costs to be reasonable and prudent if certain criteria

are met. The enrolled bill provides that such costs shall be allocated to all customers of the utility in the Commonwealth as a non-bypassable charge, irrespective of the generation supplier of any such customer except for low-income customers and certain commercial and industrial customers. The enrolled bill requires the utility to (i) identify options for utilizing local workers; (ii) identify the economic development benefits of the project for the Commonwealth, including capital investments and job creation; (iii) consult with relevant governmental entities, including the Commonwealth's Chief Workforce Development Officer and the Virginia Economic Development Partnership, on opportunities to advance the Commonwealth's workforce and economic development goals, including furtherance of apprenticeship and other workforce training programs; and (iv) give priority to the hiring of local workers, including workers from historically economically disadvantaged communities. The enrolled bill provides that any such project is required to include an environmental and fisheries mitigation plan submitted to the Commission for the construction and operation of such offshore wind facilities.

The Governor's Amendment in the Nature of a Substitute (i) amends the criteria by which the Commission will determine the reasonableness and prudence of associated costs and by which it will presume such costs to be reasonable and prudent; (ii) provides that certain customers that qualify for a certain subsidy program and advanced clean energy buyers are exempt from the non-bypassable charge provided for in the enrolled bill; (iii) directs the Commission to permit a portion of the nameplate capacity of any such facility, in the aggregate, to be allocated to (a) advanced clean energy buyers or (b) qualifying large general service customers, provided that no more than 10 percent of the offshore wind facility's capacity is allocated to qualifying large general service customers; (iv) requires a utility to consult with the Chief Diversity, Equity, and Inclusion Officer, in addition to the Commonwealth's Chief Workforce Development Officer and the Virginia Economic Development Partnership, on opportunities to advance the Commonwealth's workforce and economic development goals; and (v) adds veterans to the groups that are given priority for hiring and training. The Governor's Amendment in the Nature of a Substitute conforms the enrolled bill to provisions in HB 1526 and SB 851, both of which have been approved by the Governor (2020 Acts, Chaps. 1193 and 1194), and to HB 1664 and SB 998, both of which have the same Amendment in the Nature of a Substitute.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 861. Group health benefit plans; bona fide associations; benefits consortium. The Governor's amendment adds a reenactment clause to the enrolled bill.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 883. Virginia Council on Environmental Justice; established. The Governor's amendment is technical in nature; it adds "disability" to the list of prohibitions on discrimination in the definition of "environmental justice" to be consistent with the definition of "environmental justice" in related bills.

Contact: Ashley Binns | abinns@dls.virginia.gov | 698-1812

SB 890. Transportation. The enrolled bill makes numerous changes related to transportation funding in the Commonwealth. The enrolled bill lowers from \$40 million to \$20 million the

amount of state recordation taxes distributed to counties and cities in the Commonwealth, effective July 1, 2021; the Governor's amendments make this change in the distribution amount effective on July 1, 2020. The enrolled bill converts the existing state motor fuels tax from a percentage to a cents-per-gallon rate, with an initial rate of 21.2 cents per gallon from July 1, 2020, to July 1, 2021; the Governor's amendments lower this initial rate to 20.2 cents per gallon. The enrolled bill changes the rate of the existing regional transportation improvement fee for localities located in the Northern Virginia Transportation Authority from a rate of \$0.15 per \$100 of the value of property sold or granted to a rate of \$0.10 per \$100 value; the Governor's amendments delay the implementation of this change to May 1, 2021. The enrolled bill also creates a similar regional congestion relief fee for localities in the Northern Virginia Planning District at a rate of \$0.10 per \$100 value of property sold or granted; the Governor's amendments would phase in this new fee at a rate of \$0.05 per \$100 value through April 30, 2021. There are also technical amendments. HB 1414, which is identical as enrolled, has the same Governor's amendments.

Contact: Lisa Wallmeyer | lwallmeyer@dls.virginia.gov | 698-1867

SB 891. Animal welfare regulations; keeping of animals; State Animal Welfare Inspector.

The enrolled bill directs the Board of Agriculture and Consumer Services to adopt by July 1, 2021, comprehensive regulations governing the keeping of cats and dogs by pet shops; the second Governor's amendment delays the deadline to July 1, 2022. The enrolled bill exempts a person who breeds research animals from the definition of "commercial dog breeder"; the first Governor's amendment removes the exemption. The third Governor's amendment removes a proposed requirement for an annual registration fee of \$25 for any nonprofit or governmental entity required to register under the new pet shop regulations, and the fourth Governor's amendment removes a proposed requirement that the Board's regulations adopted for the keeping of animals also, where applicable, govern contact between exhibited animals and the public.

Contact: Stephen Kindermann | skindermann@dls.virginia.gov | 698-1880

SB 939. Labor and employment; collective bargaining; employees of counties, cities, and towns. The Governor's amendment adds a delayed effective date of May 1, 2021, to the enrolled bill. HB 582, which is identical as enrolled, has the same Governor's amendment.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 971. Illegal gambling; skill games; exception. The enrolled bill defines "skill game" and includes the playing or offering for play of any skill game in the definition of "illegal gambling," which is prohibited under current law. The Governor's Amendment in the Nature of a Substitute delays the effective date of the prohibition until July 1, 2021, and provides for a one-year phase-out of currently existing skill games. Under the Amendment in the Nature of a Substitute, each distributor, defined as a person who distributes skill games to Virginia Alcoholic Beverage Control Authority (the ABC Authority) licensees and truck stops, shall pay a monthly tax of \$1,200 for each skill game provided for play during the previous month. Revenues will accrue two percent to the Problem Gambling Treatment and Support Fund, two percent to the ABC for administering the bill's provisions, 12 percent to localities in which the skill games are located,

and 84 percent to the COVID-19 Relief Fund, created by the bill. The COVID-19 Relief Fund will be used by the Governor solely for the purposes of responding to the Commonwealth's needs related to the Coronavirus Disease of 2019 pandemic.

The Governor's Amendment in the Nature of a Substitute requires distributors to report monthly to the ABC Authority the number of skill games provided for play. Distributors are prohibited from increasing the number of machines above the number provided for play as of July 1, 2020, and are prohibited from operating new skill games. Distributors are subject to a civil penalty of up to \$50,000 for violations.

The Governor's Amendment in the Nature of a Substitute delays the effective date of the remaining provisions of the enrolled bill, which prohibit skill games, to July 1, 2021, at which point all skill games, except those exempted pursuant to the provisions of the enrolled bill, would be prohibited. HB 881, which is identical as enrolled, has the same Governor's Amendment in the Nature of a Substitute.

Contact: Connor Garstka | cgarstka@dls.virginia.gov | 698-1869

SB 976. Board of Pharmacy; pharmaceutical processors; cannabis dispensing facilities. The enrolled bill defines "cannabis dispensing facilities" and allows the Board of Pharmacy to issue up to five permits for cannabis dispensing facilities per health service area and to promulgate regulations for requiring a permit for the operation of such facilities similar to the requirements for a pharmaceutical processor under current law. The Governor's amendments replace the term "cannabidiol oil and THC-A oil" with "cannabis oil."

Contact: Hassan Abdelhalim | habdelhalim@dls.virginia.gov | 698-1868

SB 998. Electric Utilities; offshore wind development. The enrolled bill provides that the construction or purchase by a public utility of one or more offshore wind generation facilities located off the Commonwealth's Atlantic shoreline or in federal waters and interconnected directly into the Commonwealth, with an aggregate capacity of up to 5,200 megawatts, is in the public interest. and that construction by Dominion Energy Virginia of one or more new utility-owned and utility-operated generating facilities utilizing energy derived from offshore wind and located off the Commonwealth's Atlantic shoreline, with an aggregate rated capacity between 2,500 megawatts and 3,000 megawatts, along with electrical transmission or distribution facilities associated therewith for interconnection is in the public interest. The enrolled bill provides that the State Corporation Commission will determine the reasonableness and prudence of associated costs and will presume such costs to be reasonable and prudent if certain criteria are met. The enrolled bill provides that such costs shall be allocated to all customers of the utility in the Commonwealth as a non-bypassable charge, irrespective of the generation supplier of any such customer except for low-income customers and certain commercial and industrial customers. The enrolled bill requires the utility to (i) identify options for utilizing local workers; (ii) identify the economic development benefits of the project for the Commonwealth, including capital investments and job creation; (iii) consult with relevant governmental entities, including the Commonwealth's Chief Workforce Development Officer and the Virginia Economic Development Partnership, on opportunities to advance the Commonwealth's workforce and economic development goals, including furtherance of apprenticeship and other workforce

training programs; and (iv) give priority to the hiring of local workers, including workers from historically economically disadvantaged communities. The enrolled bill provides that any such project is required to include an environmental and fisheries mitigation plan submitted to the Commission for the construction and operation of such offshore wind facilities.

The Governor's Amendment in the Nature of a Substitute (i) amends the criteria by which the Commission will determine the reasonableness and prudence of associated costs and by which it will presume such costs to be reasonable and prudent; (ii) provides that certain customers that qualify for a certain subsidy program and advanced clean energy buyers are exempt from the non-bypassable charge provided for in the enrolled bill; (iii) directs the Commission to permit a portion of the nameplate capacity of any such facility, in the aggregate, to be allocated to (a) advanced clean energy buyers or (b) qualifying large general service customers, provided that no more than 10 percent of the offshore wind facility's capacity is allocated to qualifying large general service customers; (iv) requires a utility to consult with the Chief Diversity, Equity, and Inclusion Officer, in addition to the Commonwealth's Chief Workforce Development Officer and the Virginia Economic Development Partnership, on opportunities to advance the Commonwealth's workforce and economic development goals; and (v) adds veterans to the groups that are given priority for hiring and training. The Governor's Amendment in the Nature of a Substitute conforms the enrolled bill to provisions in HB 1526 and SB 851, both of which have been approved by the Governor (2020 Acts, Chaps. 1193 and 1194), and to HB 1664 and SB 860, both of which have the same Amendment in the Nature of a Substitute.

Contact: Tom Stevens | tstevens@dls.virginia.gov | 698-1821

SB 1027. Clean Energy and Community Flood Preparedness Act; fund. The enrolled bill directs the Department of Environmental Quality to establish a carbon dioxide cap and trade program in compliance with the Regional Greenhouse Gas Initiative model rule and requires that revenues from the sale of carbon allowances be deposited into the Virginia Community Flood Preparedness Fund (the Fund), among other purposes. The enrolled bill directs the Virginia Resources Authority (the Authority) to manage and the Department of Conservation and Recreation (the Department) to administer the Fund and authorizes localities to lend or grant money from the Fund to implement flood prevention and protection projects and studies, requiring that at least 25 percent of such funding be used for projects in low-income geographic areas.

The Governor's amendments authorize the Authority to pledge the assets of the Fund as security for any bonds issued to finance flood prevention or protection projects and direct the Authority to manage the Fund in accordance with a memorandum of agreement with the Department. The Governor's amendments also provide that the Fund shall include all sums that are deposited from revenue generated by the sale of emissions allowances and are designated to assist localities affected by recurrent flooding, sea level rise, and flooding from severe weather events.

The Governor's amendments also include technical amendments to the enrolled bill. HB 981, which is identical as enrolled, has the same Governor's amendments.

Contact: Scott Meacham | smeacham@dls.virginia.gov | 698-1866

SB 1038. Hampton Roads Regional Transit Program. The enrolled bill creates a source of funding for transit in those localities located in the Hampton Roads Transportation District, to be administered by the Hampton Roads Transportation Accountability Commission (HRTAC). The Governor's amendments (i) require a local maintenance of effort for localities in the Transportation District to maintain funding for public transportation at the same level as what was appropriated on July 1, 2019; (ii) clarify that the disbursement of funds by HRTAC for transit shall only require a two-thirds vote of the member localities in which the new taxes are imposed and shall not require an affirmative vote of any locality not subject to the taxes; and (iii) delay the imposition of the new regional transient occupancy tax to May 1, 2021. There are also technical amendments. HB 1726, which is identical as enrolled, has the same Governor's amendments.

Contact: Lisa Wallmeyer | lwalmeyer@dls.virginia.gov | 698-1867

SB 1071. Post-conviction testing of DNA. Technical amendment to correct the incorrect placement of a prior amendment.

Contact: Taylor Mey | tmey@dls.virginia.gov | 698-1870

Governor's Vetoes

HB 119. Milk; definition; misbranding; prohibition. The enrolled bill defines "milk" as the lacteal secretion of a healthy hooved mammal and provides that a food product is unlawfully misbranded if its label states that it is milk and it fails to meet such definition, except for human breast milk. The bill directs the Board of Agriculture and Consumer Services to implement a plan to ban all products misbranded as milk. The bill shall not become effective until six months after the enactment, on or before October 1, 2029, of a similar act in any 11 of 14 specified states. The Governor's veto explanation states:

"Pursuant to Article V, Section 6, of the Constitution of Virginia, I veto House Bill 119, which defines "milk" as the lacteal secretion of a healthy hooved mammal and provides that a food product would be unlawfully misbranded if it fails to meet that definition.

Eliminating the ability to label certain food products with the term "milk" could hinder some businesses' ability to thrive in Virginia. This bill likely conflicts with both the United States Constitution and the Constitution of Virginia and each's protection of commercial speech. Accordingly, I veto this bill."

Contact: Scott Meacham | smeacham@dls.virginia.gov | 698-1866

Bills Returned by the Governor (2001-2020)

Session	Governor	Amendments	Vetoes*	Total Sent to Governor
2001	Gilmore	91	7	882
2002	Warner	74	1	899
2003		87	4	1,046
2004		60	2	1,035
2005		45	1	949
2006	Kaine	123	7	958
2007		106	10	958
2008		36	1	889
2009		101	12	886
2010	McDonnell	102	0	871
2011		132	5	892
2012		113	7	855
2013		85	6	812
2014	McAuliffe	57	5	834
2015		68	17	800
2016		57	29	811
2017		83	40	880
2018	Northam	30	10	874
2019		47	17	883
2020		102	1	1,291

*This column represents the number of vetoes considered by the General Assembly during the Regular and Reconvened Sessions for each year. The final number of vetoed bills can be found in the Legislative Information System statistics for each session.