



County of Fairfax, Virginia

MEMORANDUM

DATE: February 11, 2014
TO: Board of Supervisors
FROM: Edward L. Long, Jr., County Executive
SUBJECT: 2014 Legislative Report No. 2—Board Legislative Committee Meeting of January 31, 2014

With crossover upon us, just over three weeks remain in the 2014 General Assembly session. While the vast majority of bills introduced this session have already been acted upon by their respective originating chambers, any outstanding legislation must reach the opposite chamber by midnight on February 11 or it will not be considered for the remainder of the session.

Following crossover, both houses will continue work on their individual revenue bills, as well as the state budget. The House Appropriations and Senate Finance Committees will report their respective budgets on February 16. As in years past, we expect that each chamber will reject the other's budget and appoint members to a conference committee to resolve these differences.

The Legislative Committee met on January 31 to consider several issues of importance to the County, and the Committee offers the following report and recommendations for action to the Board.

Legislative Committee Actions of January 31, 2014:

Members Present: Legislative Chairman McKay
Chairman Bulova
Supervisor Cook
Supervisor Foust
Supervisor Herrity
Supervisor Hudgins
Supervisor Smyth

Specific Issues

Member Budget Amendments: The Committee received a summary of budget amendments that are key to important County priorities, including those related to the transitioning and closing of the Northern Virginia Training Center and funding for services needed by individuals with complex intellectual and developmental disabilities. More detailed information may be found in the document provided on handwritten pages 80-99 of the attachments to this memorandum.

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HB 2-Transportation Prioritization Process: The Committee received a briefing on HB 2, legislation that would direct the Commonwealth Transportation Board (CTB) to develop and implement a prioritization process for projects funded by the CTB and require that numerous factors, including congestion mitigation, economic development, environmental quality and others, be included in that process.

Priority Principles for Reviewing Legislation

- 1. Adequately fund K-12 education.**
- 2. The Commonwealth should continue and build upon the successful enactment of significant, new transportation revenues by the 2013 General Assembly.**
- 3. Restore the funding partnership between the state and localities with adequate state funding.**
- 4. Preserve local government authority, particularly in taxation and land use; allow greater flexibility in the administration of government.**

Specific Legislation

Fairfax County Legislative Summary: The Committee discussed the status of legislation on which the Committee had previously taken positions. The Committee's positions on these bills are noted in the attached tracking chart.

Historical Positions of the Board

SUPPORT

HJ 12 (Surovell) (HPE)/**SJ 78** (Marsh) (SRUL) ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. This joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress. Board has historically supported. (14100205D/ 14103517D)

New Bills-2014 General Assembly

HB 486 (Hugo) (HHWI) requires individuals currently required to report suspected child abuse or neglect to also report suspected cases of human trafficking of a child and specifies the duties of local departments of social services and courts with regard to investigating complaints of suspected human trafficking of a child. Oppose. (14102854D)

HB 894 (Peace) (HAPP) expands eligibility for the auxiliary grant program to include individuals who reside in supportive housing licensed by the Department of Behavioral Health and Developmental Services, and directs the Commissioner for Aging and Rehabilitative Services to promulgate regulations for licensure of auxiliary grant service coordination providers for individuals with blindness or physical disabilities and the State Board of

Behavioral Health and Developmental Services to promulgate regulations for licensure of auxiliary grant service coordination providers for individuals with mental illness or intellectual disabilities. Monitor. (14101579D)

HB 738 (Lingamfelter) (HCT) provides that where the Commonwealth or any political subdivision possessing the power of eminent domain enters into an agreement to obtain a conservation easement, the Commonwealth shall first obtain the consent of all private landowners whose property would be subject to such easement, and any such landowner whose consent is not obtained shall have a cause of action against the Commonwealth for inverse condemnation. Oppose. (14103358D)

SB 472 (Smith) (SLG) allows localities to meet certain notice requirements by utilizing their websites, radio, or television rather than being limited to a newspaper of general circulation. Support; same as HB 95 (HCCT) (Head). (14102838D)

Elections

HB 679 (Cole) (HPE) makes technical amendments to reflect updates in voting equipment technology. The bill also authorizes the State Board to conduct audits of ballot scanner machines; currently, these audits are conducted as part of a pilot program. Two outdated sections regarding mechanical voting devices and ballots generally were repealed. Support; provision regarding separation of ballots helpful in County's procurement of voting machines. Emergency clause provides certainty for procurement during current fiscal year. (14101169D-E)

SB 456 (Obenshain) (SPE) makes technical amendments to reflect updates in voting equipment technology. The bill also authorizes the State Board to conduct audits of ballot scanner machines; currently, these audits are conducted as part of a pilot program. Two outdated sections regarding mechanical voting devices and ballots generally were repealed. Support with amendment to add emergency clause. Provision regarding separation of ballots helpful in County's procurement of voting machines. Emergency clause would provide certainty for procurement during current fiscal year. (14101170D)

Legislation Requiring Further Review

HB 510 (Morris) (HAPP) prohibits state agencies and state officials, officers, and employees from disbursing, allotting, collateralizing, encumbering, committing, or otherwise using federal moneys or funds unless there is in effect an appropriation enacted by the General Assembly that specifically describes or defines the federal moneys or funds and how they are to be used. (14100037D)

HB 702 (Head) (HHWI) allows private entities that have entered into contracts with local departments of social services and local health departments to perform uniform assessments for enrollment in pre-PACE and PACE programs and admission to assisted living facilities. (14104195D-H1)

HB 723 (McClellan) (HCT) allows a maximum of seven and one-half sentence credits to be earned for each 30 days served on sentence for drug-related felonies. All other felony sentences will continue to earn sentence credits at a maximum of four and one-half days for each 30 days served. The bill also allows all felons to earn an additional two and one-half sentence credits for each 30 days served for participating in programs intended to assist in rehabilitation that are taken in addition to the mandatory programs in which they are already required to participate. (14103419D)

HB 878 (LaRock) (HMP) requires that when certification of a chief law-enforcement officer is required by federal law for transfer of a firearm, as defined in the National Firearms Act, such certification must be provided within 15 days if the applicant is not prohibited by law from receiving the firearm. The definition of "firearm" includes machine guns, rifles and shotguns of a certain length, weapons made from certain rifles or shotguns, silencers, and destructive devices. (14104110D-H1)

HB 911 (Knight) (HAG)/ **SB 569** (Stuart) (SACNR) requires regulations for the issuance of general permits for living shoreline projects to include an expedited review process. The bill allows construction of such projects under the local wetlands and coastal primary sand dunes ordinances. A living shoreline is a shoreline management practice that provides erosion control and water quality benefits; protects, restores, or enhances natural shoreline habitat; and maintains coastal processes through the strategic placement of plants, stone, and fill. (14103334D/ 14103336D)

HB 1122 (Cole) (HCT) requires redaction of a party's social security number from any writing, process, or attached pleading before service of process is effected on that party by any method other than delivering a copy thereof in writing to the party in person. (14103005D)

HB 1211 (Gilbert) (HCT) / **SB 649** (Norment) (SRUL) establishes the Virginia Conflict of Interest and Ethics Advisory Council composed of 14 members: four appointments each by the Speaker of the House of Delegates, Senate Committee on Rules, and Governor; one designee of the Attorney General and one representative of the Virginia Association of Counties and Virginia Municipal League. The Council will elect its chairman and vice-chairman and choose its executive director. The Council will review and post online the disclosure forms filed by lobbyists and persons subject to the conflict of interests acts and provide formal opinions and informal advice, education, and training. The bill requires the filing of the disclosure forms twice a year. It provides that Clerks will transmit complaints of conflict law violations to the ethics advisory panels of the House of Delegates and Senate. The bill prohibits tangible gifts with a value of more than \$250 from lobbyists to certain executive officers and employees and to legislators. A number of disclosure provision thresholds are reduced from \$10,000 to \$5,000 and gifts to immediate family members are made subject to disclosure. (14103866D/14104393D-S1)

HB 1239 (Hugo) (HFIN) exempts from real and personal property tax solar energy equipment, facilities, or devices that are collecting, generating, transferring, or storing thermal or electric energy. (14103597D)

Staff “Watch List”/May Have State Revenue/Policy Implications

HB 208 (Marshall, III, D.) (HCCT) amends the existing vested rights statute by clarifying that structures that meet certain conditions shall be considered nonconforming. Additional changes make clear that a requirement under existing law to bring certain structures into compliance with the Uniform Statewide Building Code shall not affect the nonconforming status of those structures. (14101012D)

HB 296 (Villanueva) (HCCT) requires localities to take steps to align transportation infrastructure and facilities with affordable, accessible housing and community services when developing the transportation component of the comprehensive plan for the physical development of the territory. The bill is a recommendation of the Virginia Disability Commission. (14100343D)

HB 310 (Lingamfelter) (HMP) provides that state and local governmental agencies shall grant first informer broadcasters access to an area affected by a disaster, emergency, or major disaster for the purposes of (i) disseminating news and public service and public safety information concerning the disaster, emergency, or major disaster and (ii) repairing, maintaining, or resupplying any facility necessary to the ability of the first informer broadcaster to acquire, produce, and transmit such news and information, unless granting such access would endanger public safety or inhibit recovery efforts or is otherwise inconsistent with state or federal law. The Department of Emergency Management shall, in cooperation with representatives of broadcasters, develop a comprehensive plan for the dissemination of such news and information in the event of a disaster, emergency, or major disaster that includes the minimum training requirements for a first informer broadcaster. A first informer broadcast is defined as a radio broadcast station or a television broadcast station, cable television system, wireless-cable multipoint distribution system, satellite company, or telephone company transmitting video programming that disseminates news and public service and public safety information in the Commonwealth that has met the training requirement and has been certified by the Department. (14104246D-H1)

HB 312 (Toscano) (HCT) provides that in any civil action to rescind a deed, contract, or other instrument, the plaintiff is entitled to reasonable attorney fees and costs associated with bringing such action where the court finds, by clear and convincing evidence that the instrument was obtained by fraud or undue influence on the part of the defendant. (14101658D)

HB 494 (Lingamfelter) (HCCT) requires all localities to establish personnel policies covering the use of public property by officers and employees of the locality. Among other things, the personnel policies shall prohibit the use of telephones, personal computers, and related devices and peripheral equipment that are the property of the locality for (i) personal use, to the extent that such use interferes with the employees' productivity or work performance, or (ii) political activities. (14100273D)

HB 627 (Watts) (HCT) provides that a person is guilty of a Class 1 misdemeanor if he sells or offers for sale any product or service to a person who he knows or should know suffers from an incapacity with the intent to (i) defraud, mislead, or deceive the incapacitated person as to the nature, quality, or identity of the product or service sold or offered for sale or (ii) coerce, intimidate, or harass the incapacitated person into purchasing the product or service. The bill defines the term "incapacity." (14103062D)

HB 665 (Brink) (HPE)/ **SB 191** (Edwards) (SPE)/ **SB 247** (McEachin) (SPE) prohibits the cancellation of the registration of an active voter identified on the basis of interstate cross-check lists as registered in another state without corroboration that he has moved from Virginia. Voters identified as having moved will be given notice before the voter's registration is canceled. The bill also provides a timetable for the general registrars to process names of such voters. (14102311D/14100644D/14101026D)

HB 788 (LeMunyon) (HGL) sets out the process for public bodies to respond to record requests made by out-of-state requesters. (14101950D)

HB 978 (Rust) (HLC) defines a public utility within the Public-Private Transportation Act of 1995 and the Public-Private Education Facilities and Infrastructure Act of 2002. The bill contains an emergency clause. (14104280D-H1)

HJ 96 (LeMunyon) (HRUL) directs the Virginia Freedom of Information Advisory Council to study all exemptions contained in the Virginia Freedom of Information Act to determine the continued applicability or appropriateness of such exemptions and whether the Virginia Freedom of Information Act should be amended to eliminate any exemption from the Virginia Freedom of Information Act that the Virginia Freedom of Information Advisory Council determines is no longer applicable or appropriate. The bill requires the FOIA Council to report its findings and recommendations by December 1, 2016. (14102437D)

SB 58 (Marsden) (SLG) requires localities to take steps to align transportation infrastructure and facilities with affordable, accessible housing and community services when developing the transportation component of the comprehensive plan for the physical development of the territory. The bill is a recommendation of the Virginia Disability Commission. (14101881D)

SB 431 (Watkins) (HAG) removes the \$5,000 cap on registration fees collected by the Department of Environmental Quality from persons conducting voluntary remediation on contaminated properties. The fees defray the costs of administering the voluntary remediation program. The bill also exempts the Virginia Waste Management Board from the regulatory requirements of the Administrative Process Act (APA) so that new regulations needed to adjust the fee schedule will be in place by July 1, 2014. The bill requires any subsequent adjustment to the fee schedule to be in compliance with the APA. (14103231D)

Privacy and Electronic Devices

HB 17 (Marshall, R.G.) (HCT) provides that a cellular phone or other wireless telecommunications device is a tracking device when it is used to track the movement of a

person and that such use requires a warrant issued by a judicial officer. The bill also provides that the "location data" of a customer of an electronic communication service or a remote computing service may only be retrieved from the provider by warrant or consent of the customer. Location data is defined as any data or information that tracks, either at a point in time or over a period of time, the location of a subscriber to or customer of a provider of electronic communication service or a remote computing service as determined by the location of an electronic device to which the subscriber or customer has legal title, claim, right, custody, or ultimate control. (14100125D)

HB 814 (Carr) (HCT) provides that a cellular phone or other wireless telecommunications device is a tracking device when it is used to track the movement of a person and that such use requires a warrant issued by a judicial officer. (14101727D)

Stormwater

HB 1173 (Hodges) (HAG) allows any locality that does not operate a municipal separate storm sewer system (MS4) to opt out of establishing Virginia Stormwater Management Programs. Localities that notify the Department of Environmental Quality of their decision to opt out shall have their stormwater programs managed by the Department. (14103701D)

SB 425 (Hanger) (SACNR) clarifies the appeals process for persons subject to state permit requirements under the Stormwater Management Act. The bill removes Virginia Stormwater Management Program (VSMP) authorities from the list of bodies whose actions may be appealed. For appeals of actions of the Department of Environmental Quality (the Department) or the State Water Control Board (the Board), the bill refers to applicable hearing procedures and provides that appeals include an opportunity with judicial review in accordance with certain standards. (14101740D)

SB 469 (Smith) (SACNR) delays the date on which local governments are required to assume responsibility for administering the Stormwater Management Program from July 1, 2014, to July 1, 2015, in those localities in which less than 11 percent of the land area drains to the Chesapeake Bay. (14102851D)

Legislation Provided for Information

HB 376 (Bulova) (HAG) allows the employment of lights for the observation of deer (spotlighting) for certain activities authorized by the Department of Game and Inland Fisheries. (14102277D)

HB 445 (Bulova) (HAG) establishes minimum procedural requirements for the adoption of all waste load allocations, including public notice, public comment opportunity, a stakeholders advisory group process, agency response to comments, and a public meeting. Historically, waste load allocations were established under various procedures on a case-by-case basis. The bill requires that a comprehensive listing of all total maximum daily load waste load allocations adopted or approved by the State Water Control Board prior to July 1, 2014, be set forth in the Water Quality Management Planning Regulation (9VAC25-720). The bill also

provides that any amendment prior to July 1, 2025, of the Water Quality Management Planning Regulation waste load allocations for nitrogen or phosphorus related to chlorophyll-a water quality criteria for multiple James River basin facilities shall be undertaken in accordance with the Administrative Process Act. (14103437D)

HB 473 (McQuinn) (HCCT) Provides that the City may develop criteria for providing discounted water and sewer fees and charges for low-income, elderly, or disabled customers. The City may also develop criteria for financial assistance to customers for plumbing repairs and the replacement of water-inefficient appliances. (14101711D)

HB 555 (Kory) (HTRAN) allows localities by ordinance to prohibit interfering with or impeding storm water runoff into drains or culverts on VDOT-controlled highway rights-of-way. (14103384D)

HB 786 (Wilt) (HED) provides that no school board employee shall be dismissed or placed on probation solely on the grounds that (i) he possessed an unloaded firearm that is in a closed container in or upon his vehicle or in the locked trunk of his vehicle, a knife having a metal blade in or upon his motor vehicle, or an unloaded shotgun or rifle in a firearms rack in or upon his motor vehicle or (ii) the employee, who has a valid concealed handgun permit, possessed a concealed handgun while in his motor vehicle in a parking lot, traffic circle, or other means of vehicular ingress or egress to the school. (14102127D)

HB 881 (Yost) (HLC) requires the State Corporation Commission to establish a system for registering and tracking renewable energy certificates in order to facilitate the creation and transfer of such certificates. To the extent practicable, the system shall be consistent with and operate in conjunction with the system developed by PJM Interconnection LLC. The system shall include a registry of information regarding available renewable energy certificates and renewable energy certificate transactions. The measure establishes limits on the duration of a renewable energy certificate. The Commission is also directed to establish requirements for documentation and verification of renewable energy certificates by licensed energy suppliers and renewable energy generators, including net energy metering program participants. The measure eliminates provisions for double or triple credit toward meeting the renewable energy portfolio standard for energy derived from specific renewable energy sources, except that a utility will receive double credit toward meeting the standard for energy derived from onshore wind obtained via power purchase agreements entered into prior to January 1, 2013. (14102431D)

HB 990 (Fowler) (HGL) provides that relocation assistance and real property acquisition policies of the Commonwealth apply in the case of transportation projects funded in whole or in part with state or federal funds unless compliance would jeopardize the receipt and expenditure of all or a portion of federal funds that would otherwise be available for transportation projects. The bill also raises the authorized payment to a displaced homeowner from \$22,500 to \$31,000 and reduces from 180 to 90 the number of days that may pass between displacement and negotiations for the acquisition of property before such payment is authorized. The bill also increases from \$5,250 to \$7,200 the maximum payment permitted to a

person leasing or renting a comparable replacement dwelling for a period of 42 months. The bill contains a partial delayed effective date. (14101417D)

HB 1006 (Byron) (HAG) directs the Department of Conservation and Recreation to utilize a storm-based approach in order to derive the Probable Maximum Precipitation (PMP) level for locations in the Commonwealth. By updating the PMP, it is anticipated that dam owners will have significant cost savings in spillway construction and remediation efforts. The bill contains a contingency clause indicating that it will not take effect unless funding is available to carry out the purpose of the legislation. The bill also allows owners of impoundment structures regulated under Virginia's Impounding Structure Regulations (4VAC50-20) to apply for a provisional license from the Department of Conservation and Recreation that shall allow impoundment structures to continue to function with no upgrades until the storm-based analysis has been completed. (14102322D)

HB 1011 (Byron) (HCCT) extends from July 1, 2014, to July 1, 2016, the task force appointed by the Governor to review state mandates on localities. (14101897D-E)

HB 1024 (Ingram) (HPE) requires the court to order a special election for a vacancy in any elected constitutional or local office to be held on the date of the next general election, unless the governing body filing the petition for a writ of election requests in its petition a different date for the special election, in which case the court is required to order the election be held on that date if it complies with current law regarding times for special elections. However, if the vacancy occurs within 90 days of the next general election, the special election shall be held on the second general election, unless otherwise requested in the petition. (14102106D)

HB 1075 (Jones) (HCCT) provides that certain audit requirements shall not apply to a town with a population of less than 3,500 that does not have a separate school division for any fiscal year during which such town's financial transactions did not exceed the sum of \$25,000. However, the Auditor of Public Accounts may require an audit if he deems it to be necessary to determine the propriety of the entity's financial transactions. The bill also provides that no audit shall be required for certain political subdivisions, the members of whose governing body are not elected by popular vote, for any fiscal year during which such entity's financial transactions did not exceed the sum of \$25,000. The current threshold is \$5,000. (14103169D)

HB 1080 (Garrett) (HCCT) reconstitutes the five-member task force appointed by the Governor to review state mandates as the nine-member Joint Task Force for Local Mandate Review, with the additional four appointments to be made by the General Assembly. (14104412D-H1)

HB 1217 (Morris) (HAG) directs the State Water Control Board to adopt certain criteria for use by local governments in evaluating development in Chesapeake Bay Preservation Areas. The bill provides that any locality allowing owners of certain on-site sewage treatment systems to submit documentation in lieu of proof of septic tank pump-out shall require that such documentation be certified by a permitted sewage handler or by a licensed or certified on-site sewage system operator or soil evaluator. (14103615D)

HB 1237 (Gilbert) (HAG)/ **SB 154** (Puckett) (SACNR) allows hunting on Sundays under certain circumstances. A person may hunt waterfowl, subject to restrictions imposed by the Director of the Department of Game and Inland Fisheries, and a landowner and his immediate family or a person with written permission may hunt or kill any wild bird or wild animal, including nuisance species, if they hunt on the landowner's property. However, the aforementioned hunting activities cannot occur within 200 yards of a house of worship. The bill prohibits the hunting of deer with dogs on Sunday. (14102270D/14100954D)

SB 150 (Stuart) (SCL) prohibits any person from making in bad faith an assertion, allegation, or claim that a resident of the Commonwealth is infringing a patent. The measure creates a cause of action for damages and an injunction against a person threatening to bring legal action for alleged patent infringement. A court that finds that a target of an assertion of patent infringement has established a reasonable likelihood that the person has made the assertion in bad faith shall require the person to post a bond in an amount equal to the target's costs to litigate the claim and amounts reasonably likely to be recovered as damages. The Attorney General or any attorney for the Commonwealth is empowered to issue civil investigative demands, accept assurances of voluntary compliance, and seek injunctions. The target of a bad faith assertion or any other person aggrieved by a violation may bring an action to recover actual damages, fees, and costs and obtain equitable relief. If the violation was willful, damages may be increased to the greater of three times the actual damages sustained or \$50,000. (14104517D-ES2)

SB 549 (Puckett) (SLG) provides that a locality may make gifts and donations to any nonprofit tax-exempt organization that is engaged in providing emergency relief to low-income residents, including providing the repair or replacement of private property damaged or destroyed by a natural disaster. (14103229D-E)

SB 615 (Carrico) (SACNR) establishes the process for adopting state carbon dioxide (CO₂) requirements consistent with the emission guidelines the U.S. Environmental Protection Agency (EPA) intends to propose under §111d of the Clean Air Act for regulating CO₂ emissions from existing fossil fuel-fired electric generating units in June 2014. The bill requires the State Air Pollution Control Board to establish separate CO₂ performance standards for coal-fired and gas-fired electric generating units on a case-by-case basis, and based on the best system of emission reduction that has been adequately demonstrated and can be reasonably achieved through measures undertaken at each unit, without requiring the unit to switch fuel. The bill requires the Board to consider on a case-by-case basis whether less stringent performance standards than those required by EPA's Emission Guidelines are warranted, taking into account seven enumerated criteria. Once the Board determines appropriate performance standards, the Board, to the "maximum extent permissible," is to implement the performance standards through flexible regulatory mechanisms, including emissions averaging or emissions trading. Finally, the bill prohibits the state from submitting any §111d plan to EPA inconsistent with the bill, except as is necessary to comply with federal regulations. (14103858D)

SB 592 (Marsden) (SCT) allows Court-Appointed Special Advocate volunteer appointments to continue for youth ages 18 and older who are in foster care when the juvenile court has retained jurisdiction. (14103322D-E)

Electronic Cigarettes and Minors

HB 218 (Albo) (HCT)/ **SB 96** (Reeves) (SCT) adds vapor products to the definition of tobacco products that cannot be sold to or purchased or possessed by a minor. The bill defines a vapor product as a noncombustible tobacco-derived product containing nicotine that employs a mechanical heating element, battery, or circuit that can be used to heat a nicotine solution. (14100803D/14104039D-S1)

SB 17 (Miller) (SCT) provides that minors may not purchase or possess electronic cigarettes and that no person may sell electronic cigarettes to a minor. The bill defines an electronic cigarette as any electronic device that can provide an inhaled dose of nicotine to the individual inhaling from the device and the components of such device, including liquid nicotine. (14100262D)

Public Employment

HB 892 (Krupicka) (HCT) prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. Subject to certain exceptions, a state agency shall not inquire whether a prospective employee has been convicted of, arrested for, or charged with a crime prior to interviewing the prospective employee. During an interview, the state agency may ask if the prospective employee has a conviction of, has been arrested for, or has been charged with a specific crime or type of crime that bears a rational relationship to the duties and responsibilities of the position. (14103335D)

SB 250 (McEachin) (SGL) prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that bears a rational relationship to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted bears a rational relationship to the duties and responsibilities of the position. Localities are authorized to prohibit such inquiries. (14102071D)

Minimum Wage Increase

HB 32 (Morrisey) (HLC) increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.50 per hour effective July 1, 2014, unless a higher minimum wage

is required by the federal Fair Labor Standards Act. The act will expire at such time as the federal minimum wage equals or exceeds \$8.50 per hour. (14100971D)

HB 536 (Plum) (HLC)/ **SB 590** (Marsden) (SCL) increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.25 per hour effective July 1, 2014, and to \$9.25 per hour effective July 1, 2015, unless a higher minimum wage is required by the federal Fair Labor Standards Act. (14100895D/14103748D)

Attachments: Supplementary documents dated January 31, 2014

cc: Susan Datta, Chief Financial Officer
David J. Molchany, Deputy County Executive
Patricia Harrison, Deputy County Executive
Robert A. Stalzer, Deputy County Executive
David P. Bobzien, County Attorney
Catherine A. Chianese, Assistant County Executive and Clerk to the Board
Richmond Team
Tom Biesiadny, Director, Department of Transportation
Gail Langham, Deputy County Attorney

SUPPLEMENTARY DOCUMENTS
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February 11, 2014

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**FAIRFAX COUNTY
LEGISLATIVE SUMMARY**

2014 GENERAL ASSEMBLY

February 11, 2014

Fairfax County Legislative Summary 2014 General Assembly

Board of Supervisors Report Key

Bill No. – Patron, (District No.) Bill Title	Committee/Floor Actions	Bold = Date Position taken by full Board of Supervisors [] = Date position taken by BOS Legislative Committee
<p>HB 589 - Watts (39) Blue Star Memorial Highway; designating as portion of Old Keene Mill Road in Fairfax County.</p>	<p>1/10/2006 House: Referred to Committee on Transportation</p>	<p>12/5/2005</p>
<p>Initiate (067916260) Summary: Designates a portion of Old Keene Mill Road in Fairfax County a "Blue Star Memorial Highway."</p>		

Bold = Board Position, [] = BOS Legislative Committee Position (LD No. is version of bill on which position was taken)
Summary -- Reflects latest version of summary available on the Legislative Information System Web Site (If not noted otherwise, reflects summary as introduced)

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[HB 114](#) Private or religious schools; possession of firearm, etc., on
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[HB 156](#) Real and personal property tax; exemption for religious
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[HB 268](#) Agricultural operations; local regulation of certain
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[HB 325](#) Electronic communications; right to privacy, civil action.
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[HB 405](#) Suspected abuse or neglect of a child; reports to law
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[HB 433](#) Retail Sales and Use Tax; food purchased for human
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[HB 435](#) Machinery and tools, merchants' capital, and BPOL taxes;
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[HB 521](#) Comprehensive Services for At-Risk Youth and Families;
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[HB 714](#) Concealed handgun permit; no fees required for renewal.
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SB 116 Watkins, J	Deeds, deeds of trust, and mortgages; correcting errors, affidavit.
SB 124 Lucas, L	Constitutional officers; locality shall not reduce funding for personnel, etc.
SB 194 Black, R	Eminent domain; date of valuation, inverse condemnation proceeding.
SB 332 Howell, J	Suspected abuse or neglect of a child; reports to law enforcement.
SB 400 Reeves, B	Kinship foster care; removal of child from physical custody of kinship foster parent.
SB 430 Watkins, J	Alcoholic beverage control; farm brewery license, local regulation of certain activities.
SB 431 Watkins, J	Voluntary Remediation Program; removes cap on registration fees.
SB 443 Norment, Jr., T	Judges; increase and decrease of number in certain courts.
SB 480 Norment, Jr., T	Real property tax; notice of assessment.
SB 513 Wagner, F	Hampton Roads Transportation Authority; created.
SB 578 Obenshain, M	Permits and approvals, certain; unconstitutional grant or denial by localities, damages, etc.
SB 608 Carrico, Sr., C	Concealed handgun permits, lifetime; Department of State Police to issue, penalty.

***Fairfax County Positions
(Support):***

Pages 27-40

HB 67 Ramadan, D	Commonwealth Transportation Board; increases total membership.
HB 199 Landes, R	Local government expenditures or reductions; DLS to identify legislation affecting.
HB 335 Bell, R	Family abuse protective orders; motor vehicles.
HB 379 Surovell, S	Commonwealth Transportation Board; changes composition of membership.
HB 477 Villanueva, R	Electronic summons system; fees.
HB 499 Yost, J	Real property tax; nonjudicial sale of certain delinquent property.
HB 527 Pogge, B	Group homes; zoning.
HB 657 Bell, R	Victims of crime; testimony using two-way closed-circuit television for certain offenses.

HB 679 Cole, M	Voting equipment; technical amendments to reflect updates in equipment technology.
HB 761 Rust, T	Fare enforcement inspectors; appointed to enforce payment of fares for use of mass transit facility.
HB 890 Peace, C	Social worker; family-services specialists & qualified equivalent workers allowed to perform tasks.
HB 957 Filler-Corn, E	Transportation commission membership; extends effective date of provisions to July 1, 2015.
HB 979 Surovell, S	Businesses, certain; local limitations on number.
HB 1011 Byron, K	Local Government, Commission on; local mandates.
HB 1250 Ramadan, D	Hunting; in certain counties allowed on Sundays.
HJ 8 Ramadan, D	Constitutional amendment; real property tax exemption for spouses of soldiers killed in action.
HJ 12 Surovell, S	United States Constitution; General Assembly to ratify and affirm Equal Rights Amendment.
HJ 16 Stolle, C	Recurrent flooding; joint subcommittee established to formulate recommendations to address.
HJ 103 Jones, S	Virginia's Line of Duty Act; Joint Legislative Audit and Review Commission to study.
SB 16 Miller, J	Absentee voting; persons age 65 or older on day of an election are entitled to vote absentee ballot.
SB 57 Marsden, D	Livable Home Tax Credit; increases total amount granted for program.
SB 132 Favola, B	TNAF recipients; Board of Social Services shall annually review amount of assistance paid.
SB 139 Barker, G	Provisional driver's license holders; changes use of cell phone from secondary to primary offense.
SB 151 Stuart, R	Family abuse protective orders; allowable conditions.
SB 163 Locke, M	Local Government, Commission on; local mandates.
SB 241 Stuart, R	Development rights; required to comply with any locality-adopted neighborhood design standards.
SB 264 Ebbin, A	Fare enforcement inspectors; appointed to enforce fares for use of mass transit facilities.
SB 277 Favola, B	Foster care and adoption assistance; DSS to include individuals between age 18 & 21 years of age.
SB 312 Vogel, J	Annexation Moratorium Statute; continuation of moratorium on annexation by cities.
SB 408 McWaters, J	Motor vehicle safety inspection; VSP to amend its regulations to include inspection of window tint.
SB 426 Hanger, Jr., E	State Executive Council for Comprehensive Services for At-Risk Youth and Families; regulations.
SB 456	Voting equipment; technical amendments to reflect updates

Obenshain, M	in equipment technology.
SB 523	Local fiscal impact bills; first day introduction.
Ruff, Jr., F	
SB 574	Local fiscal impact bills; first day introduction.
Garrett, T	
SB 624	Emergency care; school board employees that render certain care shall not be liable for negligence.
Newman, S	
SB 662	Child care; certain counties permitted to continue using local sliding scale to determine copayment.
Favola, B	
SJ 3	Recurrent flooding; joint subcommittee established to formulate recommendations to address.
Locke, M	
SJ 78	United States Constitution; General Assembly to ratify and affirm Equal Rights Amendment.
Marsh III, H	

Fairfax County Positions

Pages 41-49

(Monitor) :

HB 1	Sexual and Domestic Violence Subfund; funding of sexual and domestic violence prevention, etc.
Comstock, B	
HB 2	Commonwealth Transportation Board; statewide prioritization process for project selection.
Stolle, C	
HB 126	Absentee voting and procedures; secure return of voted military-overseas ballots.
O'Bannon, III, J	
HB 134	Diabetes; certain students permitted to self-check blood glucose levels on school property, etc.
Cole, M	
HB 296	Comprehensive plans; alignment of transportation infrastructure and facilities.
Villanueva, R	
HB 497	BPOL; appeal of business license tax classification.
Head, C	
HB 759	Absentee voting and procedures; secure return of voted military-overseas ballots.
Rust, T	
HB 793	Transportation planning; VDOT to estimate costs necessary to mitigate or ameliorate congestion.
LeMunyon, J	
HB 975	Hybrid electric motor vehicles; repeals annual license tax.
Rust, T	
HB 1095	Innovation and Technology Transportation Fund; created, report.
Peace, C	
HB 1231	Elections; voting machines.
Sickles, M	
SB 11	Absentee voting and procedures; secure return of voted military-overseas ballots.
Puller, L	
SB 58	Comprehensive plans; alignment of transportation infrastructure and facilities.
Marsden, D	
SB 127	Hybrid electric motor vehicles; repeals annual license tax.
Newman, S	
SB 175	Real and personal property tax; exemption for religious bodies.
Black, R	
SB 284	Kinship care; DSS shall review current policy governing

Howell, J	placement of children to avoid foster care.
SB 340	Residential facility, certain; public notice and hearing,
Puller, L	installation of smoke detectors.
SB 418	Solar equipment; certified pollution control equipment
Hanger, Jr., E	and facilities.
SB 532	Diabetes; care of students who have been diagnosed.
Stuart, R	
SB 627	Training center residents; DBHDS to ensure resources
Newman, S	available prior to transfer to another center.

Fairfax County Positions

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Legislation No Longer Under Consideration ***Pages 50-58***

Continued to 2015:

HB 148	Motor vehicle sales and use tax; reduces sale price by value
Minchew, J	of any trade-in.
HB 289	Virginia Public Procurement Act; cooperative procurement.
Albo, D	
HB 371	License tax, local; tax on net income of businesses.
Head, C	
HB 434	Machinery and tools, merchants' capital, and BPOL taxes;
LeMunyon, J	maximum rates established.
HB 486	Human trafficking of children; reports and investigation.
Hugo, T	
HB 558	State recordation taxes and fees; makes substantive and
Minchew, J	technical changes.
HB 633	Local fiscal impact bills; first day introduction.
Kilgore, T	
HB 651	Statewide Fire Prevention Code; inspection of buildings,
Villanueva, R	exception.
HB 736	Concealed handgun permits, lifetime; Department of State
Lingamfelter, L	Police to issue, penalty.
HB 738	Conservation easements; agreements to obtain land,
Lingamfelter, L	consent required, inverse condemnation.
HB 921	Urban county executive form of government; auditor,
Sickles, M	school board.
HB 1153	Real property tax; assessments, appeal to court.
Pogge, B	
HB 1159	Political contributions; prohibitions during procurement
Rasoul, S	process.
HB 1203	Localities; provision of grievance procedure.
Hugo, T	
HJ 42	Transportation; Joint Legislative Audit and Review
Villanueva, R	Commission to study equity of funding.
HJ 45	BPOL; joint subcommittee to study local tax.
DeSteph, Jr., B	
HJ 174	Tax restructuring; Department of Taxation to study.

Byron, K	
SB 4	Sexual and Domestic Violence Subfund; funding of sexual and domestic violence prevention, etc.
Howell, J	
SB 289	Line of Duty Act; funding and review.
Carrico, Sr., C	
SB 313	Uniform Statewide Building Code; inspection & enforcement by counties & towns for existing building.
Vogel, J	
SB 350	Net energy metering by municipalities & multifamily customer-generators; projects authorized.
Edwards, J	
SB 374	Neighborhood revitalization; locality may adopt program to establish, etc.
Marsh III, H	
SB 483	Real property tax liens; assignment to third party.
Stuart, R	
SB 522	Disabled American Veterans Highway.
Saslaw, R	
SB 665	Eminent domain; limitations, property right of quiet and peaceful enjoyment.
Petersen, J	
SJ 81	Constitutional amendment; real property tax exemption for spouses of soldiers killed in action.
Black, R	

Fairfax County Positions

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***Legislation No Longer Under
Consideration
(Killed, Failed to Report,
Tabled, Incorporated into Other
Legislation, etc.) :***

Pages 59-79

HB 3	Transportation funding; all provisions of 2013 Session omnibus bill to expire on July 1, 2014.
Cline, B	
HB 4	Hybrid electric motor vehicles; repeals annual license tax, refunds.
Surovell, S	
HB 40	Motor fuels tax rates; repeals provision that will increase tax, etc.
Marshall, R	
HB 41	Northern Virginia Transportation Authority; selection of projects.
Marshall, R	
HB 47	Hybrid electric motor vehicles; repeals annual license tax, refunds.
Kory, K	
HB 65	Motor vehicle sales and use tax; definition of sale price.
Marshall, III, D	
HB 68	Transportation funding; date change on certain scheduled increases in sales and use tax revenue.
Marshall, III, D	
HB 71	Agricultural operations; local regulation of certain activities.
Pogge, B	
HB 72	Hybrid electric motor vehicles; eliminates annual license tax.
Pogge, B	
HB 87	Transportation; Commonwealth priority of projects and funding.
Cole, M	

HB 94 Head, C	Business permits, etc.; assistance and documentation required from localities.
HB 95 Head, C	Legal notices; advertisement by locality on websites, radio, or television.
HB 113 Marshall, R	Opportunity Educational Institution; abolished.
HB 135 Bell, R	Home-produced or farm-produced products; sale of products by certain farm operations.
HB 158 Minchew, J	Annexation moratorium statute; continuation of moratorium on annexation by cities.
HB 173 Farrell, P	Electronic devices; search without warrant prohibited.
HB 234 Bell, R	VIEW program; screening and assessment for use of illegal substances.
HB 277 Krupicka, K	Pedestrians; crossing highways.
HB 281 Albo, D	Northern Virginia Transportation Authority; contracts.
HB 295 Villanueva, R	Livable Home Tax Credit; increases total amount granted for program.
HB 346 James, M	Public-Private Transportation Act of 1995; additional requirements for certain agreements.
HB 349 James, M	Public-Private Transportation Act of 1995, etc.; comprehensive agreements.
HB 361 Anderson, R	Real and personal property tax; exemption for religious bodies.
HB 384 Dance, R	Local mandates; identification of sources of funding.
HB 417 Simon, M	Virginia Human Rights Act; public employment, prohibited discrimination, sexual orientation.
HB 425 LeMunyon, J	Northern Virginia Transportation Authority; increases membership.
HB 431 LeMunyon, J	Tax reform, state and local; creates joint legislative subcommittee to perform a two-year study.
HB 519 Morris, R	Zoning; attorney fees.
HB 524 Pogge, B	Uniform Statewide Building Code; accessible units.
HB 562 Villanueva, R	Virginia Human Rights Act; public employment, prohibited discrimination, sexual orientation.
HB 623 Watts, V	Electric, hybrid electric, and alternative fuel motor vehicles; annual road usage fee.
HB 626 Watts, V	Highway systems; allocation of funds.
HB 635 LaRock, D	Northern Virginia Transportation Authority; use of revenues.
HB 647	MWAA; limits use of Commonwealth revenues to support

LaRock, D	Phase II of Dulles Corridor Metrorail Project.
HB 653	Northern Virginia Transportation Authority; allocations.
LaRock, D	
HB 658	Northern Virginia highway construction district; CTB allocations.
LaRock, D	
HB 682	Central registry of records; extends time records must be kept by Department of Social Services.
Herring, C	
HB 685	Communications sales and use tax revenues; changes distribution.
Torian, L	
HB 772	Real property tax liens; assignment to third party.
Habeeb, G	
HB 783	Elections; absentee voting by persons living fifteen miles from place of work.
Futrell, M	
HB 792	Residential zoning; restrictions in Planning District 8.
LeMunyon, J	
HB 797	Small Business and Supplier Diversity, Department of; changes definition of small business.
Lopez, A	
HB 813	Electronic devices; search without warrant prohibited.
Carr, B	
HB 824	Northern Virginia Transportation Authority; bonding authority not effective until July 1, 2018.
Minchew, J	
HB 826	Uniform Statewide Building Code; inspection & enforcement by counties & towns for existing building.
Minchew, J	
HB 852	State Executive Council for Comprehensive Services for At-Risk Youth and Families; application.
Gilbert, C	
HB 894	Auxiliary grants; expands eligibility for program to certain individuals.
Peace, C	
HB 912	Virginia Initiative for Employment Not Welfare (VIEW); Workforce Development Pilot Program, report.
Herring, C	
HB 918	Elections; separation of ballots.
Sickles, M	
HB 920	Highway systems; funding.
Sickles, M	
HB 973	Traffic light signal photo-monitoring; system for traffic light enforcement.
Cline, B	
HB 1068	Temporary Assistance for Needy Families (TANF); eligibility, drug-related felonies.
Orrock, Sr., R	
HB 1230	Line of Duty Act; funding and review.
Sickles, M	
HB 1254	Northern Virginia Transportation Authority; use of revenues.
Marshall, R	
HJ 39	Adult abuse; Department of Social Services to study.
Webert, M	
HJ 84	Dulles Access Highway; memorializing Congress to take legislative action necessary to impose tolls.
LaRock, D	
HJ 85	Dulles Access Highway; memorializing MWAA to impose & collect tolls for use, etc.
LaRock, D	

HJ 118 Austin, T	Dam safety regulations; Department of Conservation and Recreation to study.
SB 53 Stuart, R	Stormwater management; waiver of charges for places of worship.
SB 63 Puller, L	Uniform Statewide Building Code; accessible units.
SB 174 Black, R	Virginia Public Procurement Act; competitive negotiation, term contracts for certain services.
SB 176 Black, R	Home-produced or farm-produced products; sale of products by certain farm operations.
SB 248 McEachin, A	Discrimination; prohibited in state employment.
SB 320 Ebbin, A	Paper and plastic bags, disposable; localities in Planning District 8 authorized to impose.
SB 472 Smith, R	Legal notices; advertisement by localities.
SB 493 Puckett, P	Line of Duty Act; funding and review.
SB 512 Wagner, F	Solar equipment; certified pollution control equipment and facilities.
SB 586 Colgan, C	Communications sales and use tax revenues; changes distribution.
SB 666 Petersen, J	Eminent domain; costs, attorney fees.
SJ 34 McWaters, J	Study; recurrent flooding; report.

Fairfax County Initiatives

Bills Introduced at Fairfax County's Request

Bills	General Assembly Actions	Date of BOS Position
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<p>HB 906 - Krupicka (45) Electric utility regulation; net energy metering by municipalities, etc.</p>	<p>1/8/2014 House: Referred to Committee on Commerce and Labor 1/30/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>12/3/2013</p>
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Initiate (14103405D) - Regional initiative.
Summary: Net energy metering by municipalities and multifamily customer-generators. Authorizes municipal renewable energy net metering projects. Participating municipalities are authorized to aggregate the electric energy load of their governmental buildings, facilities, and any other governmental operations requiring the consumption of electric energy for the purpose of net energy metering from a renewable energy generating facility. To be eligible, the generation facility for the municipal renewable energy net metering project shall use as its sole energy source solar power, wind power, or aerobic or anaerobic digester gas and landfill gas; not have an aggregate generation capacity of more than five megawatts unless a utility elects a higher capacity; be located on land owned, leased, or operated by the municipality; be interconnected and operated in parallel with an electric utility's transmission and distribution facilities; and be used primarily to provide energy to metered accounts of the municipality. The aggregated municipal net metered accounts may be served by multiple meters that are located at separate sites. The measure also requires the State Corporation Commission, by July 1, 2015, to establish a program of multifamily net energy metering, which will allow a customer or customers that operate a renewable energy generating facility in a condominium, apartment complex, or homeowners association served by a common distribution circuit to be an eligible multifamily net metering customer-generator. The generation facility for multifamily net metering shall use as its total source of fuel renewable energy; not have an aggregate generation capacity of more than 500 kilowatts; be located on land owned or controlled by the eligible condominium, apartment complex, or homeowners association or on customers' property within the condominium, apartment complex, or homeowners association; be interconnected and operated in parallel with an electric utility's transmission and distribution facilities; and be used primarily to provide energy to metered accounts of the eligible multifamily net metering customer-generator. Each eligible multifamily net metering customer-generator shall own the energy transmitted by the renewable energy system until drawn from the grid at each eligible multifamily net metering customer-generator's residence. Eligible multifamily net metering customer-generators are exempt from the monthly standby charge assessed on other eligible customer-generators.

<p>HJ 40 - Albo (42) Medicaid-funded transportation; Joint Legislative Audit and Review Commission to study services.</p>	<p>12/31/2013 House: Referred to Committee on Rules 1/28/2014 Assigned Rules sub: Studies 1/30/2014 Subcommittee recommends reporting with amendment(s) (5-Y 0-N) 1/31/2014 House: Reported from Rules with substitute (15-Y 0-N)</p>	<p>12/3/2013</p>
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Initiate (14101865D)
Summary: Study; JLARC; Medicaid-funded transportation services in the Commonwealth; report. Directs the Joint Legislative Audit and Review Commission (JLARC) to review the Commonwealth's contract with Logisticare for Medicaid-funded transportation services, identify remedies and alternatives available to the Commonwealth to resolve the issues surrounding Logisticare's questionable performance, and review the Department of Medical Assistance Services's oversight of the Commonwealth's contract with Logisticare. The resolution provides that the Commonwealth's contract with Logisticare not be renewed or extended prior to the

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 [] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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completion of this study. The resolution requests that JLARC report its findings no later than the first day of the 2015 Regular Session.

Fairfax County Positions
(Oppose or Amend)

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 8 - Ware, Jr. (65) Concealed handgun permits; decreases local law-enforcement background investigation fee.</p>	<p>11/18/2013 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2014</p>
<p>Oppose (14100634D) - Estimated fiscal impact to the County is approximately \$225,000. Summary: Fees for concealed handgun permits. Decreases the local law-enforcement background investigation fee from \$35 to \$10, which includes any amount assessed by the FBI for providing criminal history record information. The total amount assessed for processing an application for a permit is thereby decreased from \$50 to \$25.</p>		
<p>HB 114 - Cole (88) Private or religious schools; possession of firearm, etc., on school property.</p>	<p>12/17/2013 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2014</p>
<p>Oppose (14100934D) Summary: Possession of firearm, etc., on school property; private or religious schools. Eliminates the crimes of possession on the property of a private or religious elementary, middle, or high school; a school bus owned or operated by such school; or any property being used for functions or extracurricular activities sponsored by such school of a stun weapon, knife, or other weapon (currently a Class 1 misdemeanor) or a firearm (currently a Class 6 felony). The bill does not affect the criminal penalties for the possession of such weapons on public school property.</p>		
<p>HB 156 - Minchew (10) Real and personal property tax; exemption for religious bodies.</p>	<p>12/20/2013 House: Referred to Committee on Finance 1/22/2014 Subcommittee recommends reporting with amendment(s) (8-Y 2-N) 2/3/2014 House: Reported from Finance with substitute (20-Y 0-N) 2/6/2014 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N) 2/7/2014 Senate: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Oppose (14102059D) - Estimated loss of \$162,000 to the County. See also HB 361 (Anderson) and SB 175 (Black). Summary: Real property tax exemption for religious bodies. Clarifies the meaning of real property used exclusively for religious worship for determining the real property tax exemption for religious bodies.</p>		

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[] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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<p>HB 268 - Orrock, Sr. (54) Agricultural operations; local regulation of certain activities.</p>	<p>12/30/2013 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/20/2014 Subcommittee recommends reporting with amendment(s) (6-Y 1-N) 1/22/2014 House: Reported from Agriculture, Chesapeake and Natural Resources with substitute (17-Y 5-N) 1/28/2014 House: VOTE: PASSAGE (73-Y 23-N) 1/29/2014 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources</p>	<p>1/28/2014</p>
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Oppose (14101999D) - See HB 71 (Pogge) and SB 51 (Stuart).

Summary: Protects certain activities at agricultural operations from local regulation in the absence of substantial impacts on the public welfare and requires localities to take certain factors into account when regulating any of several activities: the conduct of agritourism activities, the sale of agricultural or silvicultural products or related items, the preparation or sale of foods that otherwise comply with state law, and other customary activities. Localities are prohibited from subjecting the listed activities to a special-use permit requirement in the absence of a substantial impact on health, safety, or public welfare, and in most situations localities are prevented from stringently regulating the sound produced by the listed activities. The bill provides that it shall not affect the Right to Farm Act or an entity licensed in accordance with the alcoholic beverage laws or restrict the taxation authority of any locality.

<p>HB 325 - Marshall (13) Electronic communications; right to privacy, civil action.</p>	<p>1/2/2014 House: Referred to Committee for Courts of Justice</p>	<p>1/28/2014</p>
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Amend (14103276D) - Amend to exempt personal communications on employer's computers, networks or other devices.

Summary: Right to privacy in electronic communications; civil action. Provides that a person has a right to privacy in the content and metadata of the person's electronic communications, including emails, text messages, telephone calls, location data, mobile or cellular phone signals, or other forms of electronic communications. A person may maintain a civil action for the unauthorized use of a digital image or profile generated through the aggregation or analysis of the content or metadata of his electronic communications for advertising purposes or for the purposes of trade. The bill also creates a civil cause of action for a person whose transmissions of messages, data, signals, or other communications made through the Internet and other electronic service providers that are not intended for public disclosure have been intercepted, monitored, examined, or otherwise accessed without lawful authority against the person who intercepted, monitored, examined, or otherwise accessed such transmissions and any person who facilitated or allowed such interception, monitoring, examination, or access.

Bold – Indicates BOS formal action
[] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p>HB 405 - Bell (58) Suspected abuse or neglect of a child; reports to law enforcement.</p>	<p>1/3/2014 House: Referred to Committee for Courts of Justice 2/3/2014 Subcommittee recommends reporting with amendment(s) (11-Y 0-N) 2/7/2014 House: Reported from Courts of Justice with amendments (22-Y 0-N)</p>	<p>1/28/2014</p>
<p>Amend (14102913D) - Amend to remove requirements for additional paperwork that requires signatures of investigating personnel on new forms that are duplicative and burdensome. See SB 332 (Howell). Summary: Requires the local department of social services to complete a written report on a form provided by the Board of Social Services for such purpose for each case in which a local law-enforcement agency is notified of a case of suspected child abuse or neglect.</p>		
<p>HB 433 - LeMunyon (67) Retail Sales and Use Tax; food purchased for human consumption.</p>	<p>1/4/2014 House: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Oppose (14103230D) - Estimated loss of \$3M-\$8M for the County. Summary: Sales and use tax; food purchased for human consumption. Phases out over a five-year period the state and local sales and use tax on food purchased for human consumption. Under current law, the local tax rate on food is 1% and the state tax rate on such food is 1.5%, with a 1% tax dedicated to localities based on school age population and the remaining one-half percent tax dedicated to the transportation trust fund. The bill dedicates state sales and use tax revenue to hold harmless localities and the transportation trust fund.</p>		
<p>HB 435 - LeMunyon (67) Machinery and tools, merchants' capital, and BPOL taxes; maximum rates and income tax credits.</p>	<p>1/4/2014 House: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Oppose (14102075D) - The Board has historically opposed restrictions on local taxing authority. Summary: Machinery and tools, merchants' capital and BPOL taxes; maximum rates and income tax credits. Prohibits a locality from increasing its merchants' capital tax, local license (BPOL) fees and taxes, and taxes on machinery and tools used in a business above the locality's rates in effect as of January 1, 2014, and establishes refundable income tax credits for the same taxes beginning with taxable year 2014.</p>		
<p>HB 521 - Bell (20) Comprehensive Services for At-Risk Youth and Families; members of state and local advisory team.</p>	<p>1/6/2014 House: Referred to Committee on Health, Welfare and Institutions 1/16/2014 House: Reported from Health, Welfare and Institutions with amendment (11-Y 10-N) 1/21/2014 House: VOTE: PASSAGE (68-Y 22-N) 1/22/2014 Senate: Referred to Committee on Rehabilitation and Social Services</p>	<p>1/28/2014</p>

Bold – Indicates BOS formal action

[] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p>Oppose (14101242D) Summary: Comprehensive services for at-risk youth and families; state and local advisory team; membership. Provides that nonstate agency members of state and local advisory teams established to advise the State Executive Council for Comprehensive Services for At-Risk Youth and Families shall be limited to no more than two consecutive three year terms.</p>		
<p>HB 525 - Pogge (96) Real property tax; notice of assessment.</p>	<p>1/6/2014 House: Referred to Committee on Finance 1/22/2014 House subcommittee recommends reporting with amendment(s) (10-Y 0-N) 1/27/2014 House: Reported from Finance (20-Y 2-N) 1/30/2014 House: VOTE: PASSAGE (93-Y 6-N) 1/31/2014 Senate: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Oppose (14100684D) - Board has historically opposed. See also SB 480 (Norment). Summary: Requires every notice of assessment to set forth (i) the new and prior two appraised values of land and appraised value of improvements, and the assessed values of such if different from the appraised values; (ii) the new tax rate and the rates for the prior two tax years; (iii) the total new tax levy and the tax levies for the prior two years; and (iv) the percentage changes in such levies. Under current law, such information is required for the current year and the prior year.</p>		
<p>HB 714 - Campbell (6) Concealed handgun permit; no fees required for renewal.</p>	<p>1/7/2014 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2014</p>
<p>Oppose (14103390D) - Potential revenue loss of \$100,000. Summary: Renewal of concealed handgun permit; no fees required. Provides that a person who has previously been issued a concealed handgun permit does not have to pay any fees to renew such permit.</p>		
<p>HB 778 - Wilt (26) School boards; administration of student surveys and questionnaires.</p>	<p>1/7/2014 House: Referred to Committee on Education</p>	<p>1/28/2014</p>
<p>Oppose (14102752D) - Board has historically opposed. Summary: Prohibits school boards from administering surveys and questionnaires requesting of students (i) sexual information, (ii) mental health information, (iii) medical information, (iv) information on student health risk behaviors, (v) information on controlled substance use, or (vi) other information that the school board deems to be sensitive in nature without written, informed parental consent for the student's participation.</p>		
<p>HB 1051 - Knight (81) Constitutional officers; locality shall not reduce funding for personnel, etc.</p>	<p>1/8/2014 House: Referred to Committee on Counties, Cities and Towns 2/5/2014 Subcommittee recommends reporting with amendment(s) (9-Y 0-N) 2/7/2014 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N)</p>	<p>1/28/2014</p>

Bold – Indicates BOS formal action
[] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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Oppose (14102402D) - See SB 124 (Lucas).

Summary: Constitutional officers. Includes electronic or other systems among those items that a local governing body shall provide for the use of clerks of all courts of record as in the governing body's judgment may be reasonably necessary for the proper conduct of such offices. The bill also provides that a locality shall not reduce funding to a constitutional officer for personnel or other operational expenses except by separate ordinance after a public hearing. A local governing body shall not reduce funding to a constitutional officer for personnel or other operational expenses if such constitutional officer certifies that such reduction in funding would impair the ability of such constitutional officer to perform their statutory duties. Furthermore, the governing body or the chief administrative officer of a locality may not transfer locally funded personnel or electronic or other systems from a constitutional officer to a state agency without the written approval of such constitutional officer. The bill contains a technical amendment.

HB 1084 - Morris (64)
Permits and approvals, certain; damages for unconstitutional grant or denial by locality.

1/9/2014 House: Referred to Committee for Courts of Justice
1/29/2014 Subcommittee recommends reporting with amendment(s) (5-Y 4-N)
2/3/2014 House: Reported from Courts of Justice with substitute (19-Y 2-N)
2/7/2014 House: VOTE: PASSAGE (88-Y 7-N 1-A)

1/28/2014

Oppose (14103494D)

Summary: Damages, attorney fees, and costs for unconstitutional grant or denial by locality of certain permits and approvals. Provides that an applicant aggrieved by the grant or denial by a locality of any approval or permit, where such grant included, or denial was based upon an unconstitutional condition, shall be entitled to an award of compensatory damages, and may be awarded reasonable attorney fees and costs. The bill also provides that the applicant shall be entitled to an order remanding the matter to the locality with a direction to grant or issue such permits or approvals without the unconstitutional condition. The provisions of this bill shall only apply to approvals or permits that are granted or denied on or after July 1, 2014.

HB 1100 - Yancey (94)
CTB Six-Year Improvement Program; requirements.

1/10/2014 House: Referred to Committee on Transportation

1/28/2014

Amend (14102186D) - Amend to provide that the CTB can consider other criteria, including those set forth in NVTAs authorizing statute.

Summary: CTB Six-Year Improvement Program. Requires that the Commonwealth Transportation Board's Six-Year Improvement Program give priority to either projects that are expected to provide the greatest congestion reduction relative to the cost of the project or projects that promote economic development and promote commerce and trade within the highway construction district where they are located.

HB 1219 - Marshall (13)
Unconstitutional acts and ultra vires enforcement by localities; remedies.

1/17/2014 House: Referred to Committee for Courts of Justice

1/28/2014

Oppose (14103146D)

Bold – Indicates BOS formal action
[] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Unconstitutional acts and ultra vires enforcement by localities. Provides that any zoning ordinance of a locality that violates or unreasonably restricts the free exercise of rights guaranteed under the United States Constitution or the Constitution of Virginia shall be null and void and shall constitute a violation. Any enforcement by a locality of such ordinance shall be deemed a violation. In any litigation in which the constitutionality of a zoning ordinance or its enforcement is at issue, the ordinance shall not be given a presumption of constitutionality or presumption of validity. In any litigation involving a challenge under this statute, the burden of establishing compliance with the statute shall be on the locality. Any locality that violates the statute shall be liable to aggrieved persons in amounts equal to the fines and penalties that the locality seeks to impose on such aggrieved persons, plus actual damages including reasonable attorney fees. Any locality that willfully violates this statute, or whose interpretation or enforcement of ordinances willfully operates in violation of this statute, shall be liable to the aggrieved person for treble damages, plus reasonable attorney fees. Any official or employee of a locality that willfully violates this statute, or whose interpretation or enforcement of duties willfully operates in violation of the statute, may be personally liable to aggrieved persons in the amount equal to the fines and penalties that such official or employee seeks or sought to impose on such aggrieved persons plus actual damages and attorney fees. The Attorney General of Virginia shall establish a procedure whereby persons, including officials and employees of localities, may report violations. No locality may take disciplinary action against any official or employee for reporting such violations. The Attorney General (i) shall have authority to institute legal proceedings in the courts of the respective locality and (ii) may intervene in any proceeding to enforce this statute against any locality.</p>		
<p>HB 1253 - Jones (76) Hampton Roads Transportation Accountability Commission; created.</p>	<p>1/17/2014 House: Referred to Committee on Transportation 1/30/2014 Subcommittee recommends reporting with amendment(s) (7-Y 0-N) 2/4/2014 House: Reported from Transportation with amendments (21-Y 1-N) 2/7/2014 House: VOTE: PASSAGE (88-Y 9-N)</p>	<p>1/28/2014</p>
<p>Amend (14103556D) - Amend to remove language relating to NVTA. Summary: Hampton Roads Transportation Accountability Commission created. Creates the Hampton Roads Transportation Accountability Commission to manage regional transportation planning in Planning District 23. The bill moves the responsibility for approval of projects and the priority of such projects pursuant to the Hampton Roads Transportation Fund from the Hampton Roads Planning Organization to the new Commission.</p>		
<p>SB 51 - Stuart (28) Agricultural operations; no locality shall regulate agritourism activities, etc.</p>	<p>12/17/2013 Senate: Referred to Committee on Local Government 1/21/2014 Senate: Reported from Local Government (14-Y 0-N) 1/21/2014 Senate: Rereferred to Agriculture, Conservation and Natural Resources 1/30/2014 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (10-Y 5-N) 2/7/2014 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources</p>	<p>1/28/2014</p>

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Bills	General Assembly Actions	Date of BOS Position
<p>Oppose (14102000D) - See HB 71 (Pogge) and HB 268 (Orrock). Summary: Agricultural operations; local regulation of certain activities. Protects customary agritourism activities at agricultural operations from local bans in the absence of substantial impacts on the public welfare and requires localities to take certain factors into account when regulating agritourism activities. The bill requires a basis in health, safety, or public welfare for a local ordinance that restricts any of several activities: the conduct of agritourism activities, the sale of agricultural or silvicultural products or related items, the preparation or sale of foods that otherwise comply with state law, and other customary activities. Localities are prohibited from subjecting those listed activities to a special-use permit requirement, and in most situations localities are prevented from stringently regulating the sound produced by the listed activities.</p>		
<p>SB 116 - Watkins (10) Deeds, deeds of trust, and mortgages; correcting errors, affidavit.</p>	<p>12/30/2013 Senate: Referred to Committee for Courts of Justice 1/20/2014 Senate: Reported from Courts of Justice with amendment (8-Y 7-N) 1/30/2014 Read third time and passed Senate (34-Y 6-N) 2/7/2014 House: Referred to Committee for Courts of Justice</p>	<p>1/28/2014</p>
<p>Amend (14101903D) - Amend to provide for notification to a locality for all types of subdivision plats. Summary: Correcting errors in deeds, deeds of trust, and mortgages; affidavit. Allows an attorney to record a corrective affidavit to correct an obvious description error contained in a recorded deed, deed of trust, or mortgage. Obvious description errors include (i) errors transcribing courses and distances, (ii) errors incorporating a recorded plat or deed reference, (iii) errors in listing a lot number or designation, and (iv) omitted exhibits that supply the legal description of the property. Before a corrective affidavit may be recorded, all parties to the deed, deed of trust, or mortgage, including the current property owner; the attorney who prepared the deed, deed of trust, or mortgage; and the title insurance company must be provided with a copy of the affidavit, and such parties have 30 days to object in writing to the recordation of the corrective affidavit.</p>		
<p>SB 124 - Lucas (18) Constitutional officers; locality shall not reduce funding for personnel, etc.</p>	<p>12/30/2013 Senate: Referred to Committee on Local Government 2/4/2014 Senate: Reported from Local Government with substitute (14-Y 0-N 1-A)</p>	<p>1/28/2014</p>
<p>Oppose (14102745D) - See HB 1051 (Knight). Summary: Constitutional officers. Includes electronic or other systems among those items that a local governing body shall provide for the use of clerks of all courts of record as in the governing body's judgment may be reasonably necessary for the proper conduct of such offices. The bill also provides that a locality shall not reduce funding to a constitutional officer for personnel or other operational expenses except by separate ordinance after a public hearing. A local governing body shall not reduce funding to a constitutional officer for personnel or other operational expenses if such constitutional officer certifies that such reduction in funding would impair the ability of such constitutional officer to perform their statutory duties. Furthermore, the governing body or the chief administrative officer of a locality may not transfer locally funded personnel or electronic or other systems from a constitutional officer to a state agency without the written approval of such constitutional officer. The bill contains a technical amendment.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><u>SB 194</u> - Black (13) Eminent domain; date of valuation, inverse condemnation proceeding.</p>	<p>1/2/2014 Senate: Referred to Committee for Courts of Justice 2/5/2014 Senate: Reported from Courts of Justice with substitute (14-Y 0-N)</p>	<p>1/28/2014</p>
<p>Oppose (14102130D) <i>Staff recommendation: Monitor. Bill was amended to remove objectionable language.</i> Summary: Eminent domain; date of valuation; inverse condemnation proceeding. Provides that the "date of valuation" of property in an eminent domain proceeding may be the date on which an action is taken by the petitioner which substantially affects the use and enjoyment of the property by the owner. The bill also adds the language "or damage" to the provision of the Code directing the court to reimburse a plaintiff for the costs of an inverse condemnation proceeding if a judgment is entered for the plaintiff to correspond with the language of the amendment to Article 1, Section 11 of the Constitution of Virginia, which became effective on January 1, 2013.</p>		
<p><u>SB 332</u> - Howell (32) Suspected abuse or neglect of a child; reports to law enforcement.</p>	<p>1/6/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/24/2014 Senate: Reported from Rehabilitation and Social Services (12-Y 0-N) 1/30/2014 Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>1/28/2014</p>
<p>Amend (14102915D) - Amend to remove requirements for additional paperwork that requires signatures of investigating personnel on new forms that are duplicative and burdensome. See HB 405 (Bell, R.B.). Summary: Requires the local department of social services to complete a written report on a form provided by the Board of Social Services for such purpose for each case in which a local law-enforcement agency is notified of a case of suspected child abuse or neglect.</p>		
<p><u>SB 400</u> - Reeves (17) Kinship foster care; removal of child from physical custody of kinship foster parent.</p>	<p>1/7/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/31/2014 Senate: Reported from Rehabilitation and Social Services with amendment (14-Y 0-N) 2/5/2014 Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>1/28/2014</p>
<p>Oppose (14100563D) - VDSS has a work group now underway to define kinship care. Summary: Kinship foster care; removal. Provides that a child placed in kinship foster care shall not be removed from the physical custody of the kinship foster parent, provided the child has been living with the kinship foster parent for six consecutive months and the placement continues to meet approval standards for foster care, unless the kinship foster parent consents to the removal; removal is agreed upon at a family partnership meeting; removal is ordered by a court of competent jurisdiction; or removal is warranted pursuant to $\hat{\Delta}$ 63.2-1517 of the Code of Virginia.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>SB 430 - Watkins (10) Alcoholic beverage control; farm brewery license, local regulation of certain activities.</p>	<p>1/7/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/24/2014 Senate: Reported from Rehabilitation and Social Services with substitute (11-Y 1-N) 1/30/2014 Read third time and passed Senate (35-Y 3-N) 2/7/2014 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources</p>	<p>1/28/2014</p>
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Oppose (14103430D)
Summary: Alcoholic beverage control; farm brewery license created; local regulation of certain activities. Creates a new farm brewery license and sets out the privileges of this new license and the state and local license tax. The bill defines farm brewery. The bill also limits application of local zoning ordinances to farm breweries in the same manner as farm wineries and specifically provides that no local ordinance shall impose minimum parking, road access, or road upgrade requirements on any licensed farm brewery. The bill contains numerous technical amendments.

<p>SB 431 - Watkins (10) Voluntary Remediation Program; removes cap on registration fees.</p>	<p>1/7/2014 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/16/2014 Senate: Reported from Agriculture, Conservation and Natural Resources (13-Y 0-N) 1/22/2014 Read third time and passed Senate (38-Y 0-N) 1/24/2014 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources</p>	<p>1/28/2014</p>
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Oppose (14103231D)
Summary: Remediation fees. Removes the \$5,000 cap on registration fees collected by the Department of Environmental Quality from persons conducting voluntary remediation on contaminated properties. The fees defray the costs of administering the voluntary remediation program. The bill also exempts the Virginia Waste Management Board from the regulatory requirements of the Administrative Process Act (APA) so that new regulations needed to adjust the fee schedule will be in place by July 1, 2014. The bill requires any subsequent adjustment to the fee schedule to be in compliance with the APA.

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Bills	General Assembly Actions	Date of BOS Position
<p><u>SB 443</u> - Norment, Jr. (3) Judges; increase and decrease of number in certain courts.</p>	<p>1/7/2014 Senate: Referred to Committee for Courts of Justice 1/22/2014 Senate: Reported from Courts of Justice with substitute (13-Y 2-N) 1/22/2014 Senate: Rereferred to Finance 2/5/2014 Senate: Reported from Finance with amendment (17-Y 0-N)</p>	<p>1/28/2014</p>
<p>Oppose (14101809D) - Bill reduces number of judges for Fairfax County Juvenile and Domestic Relations court by one. Summary: Number of circuit and district court judges. Increases and decreases the number of circuit, general district, and juvenile court judges authorized for each judicial circuit and district in accordance with a study report issued by the National Center for State Courts. These adjustments are recommended by the Judicial Council and by the Committee on District Courts.</p>		
<p><u>SB 480</u> - Norment, Jr. (3) Real property tax; notice of assessment.</p>	<p>1/8/2014 Senate: Referred to Committee on Finance 1/21/2014 Senate: Reported from Finance with amendment (15-Y 0-N) 1/24/2014 Read third time and passed Senate (37-Y 0-N) 1/31/2014 House: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Oppose (14102581D) - Board has historically opposed. See also HB 525 (Pogge). Summary: Requires every notice of assessment to set forth (i) the new and prior two appraised values of land and appraised value of improvements, and the assessed values of such if different from the appraised values; (ii) the new tax rate and the rates for the prior two tax years; (iii) the total new tax levy and the tax levies for the prior two years; and (iv) the percentage changes in such levies. Under current law, such information is required for the current year and the prior year.</p>		
<p><u>SB 513</u> - Wagner (7) Hampton Roads Transportation Authority; created.</p>	<p>1/8/2014 Senate: Referred to Committee on Transportation 1/22/2014 Senate: Reported from Transportation with substitute (13-Y 0-N 1-A) 1/29/2014 Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Transportation</p>	<p>1/28/2014</p>
<p>Amend (14101065D) - Amend to remove language relating to NVTA. Summary: Hampton Roads Transportation Accountability Commission created. Creates the Hampton Roads Transportation Accountability Commission which is comprised of 14 localities in Planning District 23, two senators, two delegates, and four non-voting ex officio members. The bill also moves the responsibility for approval of projects and the priority of such projects pursuant to the Hampton Roads Transportation Fund from the Hampton Roads Planning Organization to the Hampton Roads Transportation Accountability Commission. The bill also directs the HRTPO and VDOT to assist the new HRTAC in its formation and transfers the responsibility for transportation goals from the MPO to the new HRTAC.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>SB 578 - Obenshain (26) Permits and approvals, certain; unconstitutional grant or denial by localities, damages, etc.</p>	<p>1/10/2014 Senate: Referred to Committee on Local Government 1/21/2014 Senate: Reported from Local Government (11-Y 0-N) 1/21/2014 Senate: Rereferred to Courts of Justice 1/27/2014 Senate: Reported from Courts of Justice with substitute (14-Y 1-N) 1/31/2014 Senate: Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee for Courts of Justice</p>	<p>1/28/2014</p>
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Oppose (14103510D) - Board has historically opposed. See HB 519 (Morris).
Summary: Damages, attorney fees, and costs for unconstitutional grant or denial by locality of certain permits and approvals. Provides that an applicant aggrieved by the grant or denial by a locality of any approval or permit, where such grant included, or denial was based upon an unconstitutional condition, shall be entitled to an award of compensatory damages, and may be awarded reasonable attorney fees and costs. The bill also provides that the applicant shall be entitled to an order remanding the matter to the locality with a direction to grant or issue such permits or approvals without the unconstitutional condition. The provisions of this bill shall only apply to approvals or permits that are granted or denied on or after July 1, 2014.

<p>SB 608 - Carrico, Sr. (40) Concealed handgun permits, lifetime; Department of State Police to issue, penalty.</p>	<p>1/13/2014 Senate: Referred to Committee for Courts of Justice 1/27/2014 Senate: Reported from Courts of Justice with substitute (14-Y 0-N) 1/27/2014 Senate: Rereferred to Finance 2/4/2014 Senate: Reported from Finance (17-Y 0-N)</p>	<p>1/28/2014</p>
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Oppose (14103717D) - See also HB 736 (Lingamfelter). Bill allows lifetime concealed handgun permits, which could allow existing permit holders to maintain the permit even if they become legally ineligible in the future.
Summary: Lifetime concealed handgun permits; Department of State Police to issue; penalty. Provides for the issuance of concealed handgun permits that do not expire to Virginia residents upon payment of a one-time fee of \$100, except that the fee for a person currently holding an unexpired permit is \$50. Currently, the fee for issuing such permits is \$50, and the permits must be renewed every five years with an additional \$50 fee charged each time. Such lifetime permits will include a photograph of the permittee.

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Fairfax County Positions
(Support)

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Bills	General Assembly Actions	Date of BOS Position
HB 67 - Ramadan (87) Commonwealth Transportation Board; increases total membership.	12/6/2013 House: Referred to Committee on Transportation	1/28/2014
<p>Support (14100911D) - Board has historically supported. Summary: Composition of Commonwealth Transportation Board. Increases the total membership of the Commonwealth Transportation Board to 22 members by doubling the representation for the Richmond, Hampton Roads, and Northern Virginia highway construction districts.</p>		
HB 199 - Landes (25) Local government expenditures or reductions; DLS to identify legislation affecting.	12/26/2013 House: Referred to Committee on Rules 1/30/2014 Subcommittee recommends reporting (4-Y 0-N) 1/31/2014 House: Reported from Rules (15-Y 0-N) 2/6/2014 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N) 2/7/2014 Senate: Referred to Committee on Rules	1/28/2014
<p>Support (14101787D) Summary: Legislation affecting local government expenditures or reductions. Requires the Division of Legislative Services to identify and forward to the Commission on Local Government (Commission) joint resolutions introduced calling for a study of local government expenditures or revenues. The bill also authorizes the Department of Planning and Budget and the Department of Taxation to forward to the Commission bills introduced requiring additional local government expenditures or a reduction in local government revenues.</p>		
HB 335 - Bell (58) Family abuse protective orders; motor vehicles.	1/2/2014 House: Referred to Committee for Courts of Justice 1/14/2014 HCT Criminal Subcommittee recommends reporting with amendments. (8-Y 0-N) 1/20/2014 House: Reported from Courts of Justice with amendment (21-Y 0-N) 1/24/2014 House: Read third time and passed House BLOCK VOTE (95-Y 0-N) 1/24/2014 House: VOTE: BLOCK VOTE PASSAGE (95- Y 0-N) 1/27/2014 Senate: Referred to Committee for Courts of Justice	1/28/2014
<p>Support (14101578D) - See SB 151 (Stuart). Summary: Modifies the provision specifying that the court may grant the petitioner temporary exclusive possession or use of a motor vehicle owned by the petitioner or jointly owned by the parties to provide that the court may direct a respondent to maintain insurance, registration, and taxes on a motor vehicle and enjoin the respondent from terminating such insurance, registration, and taxes.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 379 - Surovell (44) Commonwealth Transportation Board; changes composition of membership.</p>	<p>1/3/2014 House: Referred to Committee on Transportation</p>	<p>1/28/2014</p>
<p>Support (14100964D) - Board has historically supported. Summary: Commonwealth Transportation Board (CTB); composition. Changes the composition of the CTB so that one member will be appointed from each of Virginia's congressional districts and three will be at-large appointees. The four ex officio members remain unchanged. The bill also replaces the term "metropolitan statistical areas" with "metropolitan planning areas with populations greater than 200,000."</p>		
<p>HB 477 - Villanueva (21) Electronic summons system; fees.</p>	<p>1/6/2014 House: Referred to Committee for Courts of Justice 1/20/2014 Subcommittee recommends reporting with amendment(s) (8-Y 1-N) 1/27/2014 House: Reported from Courts of Justice with substitute (20-Y 0-N) 1/31/2014 House: VOTE: PASSAGE (91-Y 3-N) 2/3/2014 Senate: Referred to Committee for Courts of Justice</p>	<p>1/28/2014</p>
<p>Support (14100958D) - Would be helpful in the implementation of the County's e-summons project. Summary: Allows counties and cities to assess a fee not to exceed \$5 as part of the costs in each criminal or traffic case in district or circuit court to be used for the implementation and maintenance of an electronic summons system.</p>		
<p>HB 499 - Yost (12) Real property tax; nonjudicial sale of certain delinquent property.</p>	<p>1/6/2014 House: Referred to Committee on Finance 1/15/2014 HFIN Subcommittee 1 recommends reporting (10-Y 1-N). 1/20/2014 House: Reported from Finance (21-Y 0-N) 1/23/2014 House: Read third time and passed House BLOCK VOTE (97-Y 0-N) 1/23/2014 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N) 1/24/2014 Senate: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Support (14102360D) Summary: Reduces the number of years of delinquency in payment of taxes from five years to three years before a locality may sell real property that (i) measures less than 4,000 square feet or (ii) is determined to be unsuitable for building.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>HB 527 - Pogge (96) Group homes; zoning.</p>	<p>1/6/2014 House: Referred to Committee on Counties, Cities and Towns 1/17/2014 House: Reported from Counties, Cities and Towns (22-Y 0-N) 1/22/2014 House: Read third time and passed House BLOCK VOTE (97-Y 0-N) 1/22/2014 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N) 1/23/2014 Senate: Referred to Committee on Local Government</p>	<p>1/28/2014</p>
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Support (14101873D) - Conforms state law with federal law.
Summary: Provides that for purposes of zoning, a residential facility in which no more than eight individuals with mental illness, intellectual disability, or developmental disabilities reside, with one or more resident or nonresident staff persons, shall be considered residential occupancy by a single family. Currently, such facilities are required to have one or more resident counselors or other staff persons to qualify for this zoning designation.

<p>HB 657 - Bell (58) Victims of crime; testimony using two-way closed-circuit television for certain offenses.</p>	<p>1/7/2014 House: Referred to Committee for Courts of Justice 2/3/2014 Subcommittee recommends reporting with amendment(s) (4-Y 4-N)</p>	<p>1/28/2014</p>
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Support (14100841D)
Summary: Testimony using two-way closed-circuit television; certain offenses. Permits a victim of kidnapping, criminal sexual assault, or family offenses to testify via two-way closed-circuit television if the court finds that the victim is unable to testify in open court because he will suffer severe emotional trauma. Currently, only child victims who are under 16 years old at the time of trial and who were under 14 years old at the time of the offense and child witnesses who are under 14 years old at the time of trial may testify in this manner.

<p>HB 679 - Cole (88) Voting equipment; technical amendments to reflect updates in equipment technology.</p>	<p>1/7/2014 House: Referred to Committee on Privileges and Elections 1/29/2014 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)</p>	<p>[1/31/2014]</p>
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[Support] (14101169D) - Provision regarding separation of ballots helpful in County's procurement of voting machines. Emergency clause provides certainty for procurement during current fiscal year.
Summary: Elections; voting equipment. Makes technical amendments to reflect updates in voting equipment technology. The bill also authorizes the State Board to conduct audits of ballot scanner machines; currently, these audits are conducted as part of a pilot program. Two outdated sections regarding mechanical voting devices and ballots generally are repealed. The bill contains an emergency clause.

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>HB 761</u> - Rust (86) Fare enforcement inspectors; appointed to enforce payment of fares for use of mass transit facility.</p>	<p>1/7/2014 House: Referred to Committee on Transportation 1/14/2014 House: Referred from Transportation by voice vote 1/14/2014 House: Referred to Committee for Courts of Justice 2/5/2014 Subcommittee recommends reporting with amendment(s) (7-Y 4-N) 2/7/2014 House: Reported from Courts of Justice with substitute (19-Y 3-N)</p>	<p>1/28/2014</p>
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Support (14103222D) - See also SB 264 (Ebbin).
Summary: Fare enforcement inspectors. Provides for the appointment of fare enforcement inspectors to enforce payment of fares for use of mass transit facilities. The bill also provides that failure of a transit user to produce proof of fare payment constitutes a Class 4 misdemeanor.

<p><u>HB 890</u> - Peace (97) Social worker; family-services specialists & qualified equivalent workers allowed to perform tasks.</p>	<p>1/8/2014 House: Referred to Committee on Health, Welfare and Institutions 1/22/2014 Subcommittee recommends reporting with amendment(s) (5-Y 0-N) 1/28/2014 House: Reported from Health, Welfare and Institutions with amendments (22-Y 0-N) 1/31/2014 House: Read third time and passed House BLOCK VOTE (96-Y 0-N) 1/31/2014 House: VOTE: BLOCK VOTE PASSAGE (96-Y 0-N) 2/3/2014 Senate: Referred to Committee on Rehabilitation and Social Services</p>	<p>1/28/2014</p>
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Support (14101234D)
Summary: Social worker. Allows family-services specialists and qualified equivalent workers to perform tasks currently limited to social workers. The bill expands the authority of the Adult Protective Services Unit to establish minimum standards of training and educational opportunities for all workers in the field of adult protective services, which minimum standards currently apply to social workers. The bill changes the Department of Medical Assistance Services (DMAS) employment requirement for a baccalaureate degree from "social work" positions to "family-services-specialist" positions. The bill adds family-services specialists to the list of individuals required to report suspicions of child abuse or neglect and allows DMAS-designated assessors to serve in place of social workers on community-based screening teams. The bill contains an emergency clause.

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 957 - Filler-Corn (41) Transportation commission membership; extends effective date of provisions to July 1, 2015.</p>	<p>1/8/2014 House: Referred to Committee on Transportation 1/30/2014 Subcommittee recommends reporting with amendment(s) (7-Y 0-N) 2/4/2014 House: Reported from Transportation with substitute (22-Y 0-N) 2/7/2014 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14102370D) - Note: Bill has been amended to delay enactment for a year. Summary: Transportation commission membership. Delays the effective date of House Bill 2152 (2013), to July 1, 2015. The bill gives the Chairman of the Commonwealth Transportation Board or his designee equal voting weight on the Virginia Railway Express oversight board. The bill also provides that the Chairman of the Commonwealth Transportation Board or his designee shall be included for purposes of constituting a quorum on certain transportation commissions and shall have voting rights equal to the appointees of component governments.</p>		
<p>HB 979 - Surovell (44) Businesses, certain; local limitations on number.</p>	<p>1/8/2014 House: Referred to Committee on Commerce and Labor</p>	<p>1/28/2014</p>
<p>Support (14100962D) - Board has historically supported. Summary: Local limitations on number of certain businesses. Provides that a locality may by ordinance reasonably limit the number of motor vehicle title loan businesses, payday lenders, check cashers, and precious metals dealers that may be operated at any one time within its territorial limits. The ordinance may limit the number of such establishments based on a specific number of businesses per magisterial or election district or by limiting the number of such businesses within an established radius.</p>		
<p>HB 1011 - Byron (22) Local Government, Commission on; local mandates.</p>	<p>1/8/2014 House: Referred to Committee on Counties, Cities and Towns 1/23/2014 Subcommittee recommends reporting with amendments(s) (10-Y 0-N). 1/24/2014 House: Reported from Counties, Cities and Towns with amendment (21-Y 0-N) 1/29/2014 House: Read third time and passed House BLOCK VOTE (99-Y 0-N) 1/29/2014 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N) 1/30/2014 Senate: Referred to Committee on Local Government</p>	<p>1/28/2014</p>
<p>Support (14101897D) - See also SB 163 (Locke). Summary: Commission on Local Government; local mandates. Extends from July 1, 2014, to July 1, 2016, the task force appointed by the Governor to review state mandates on localities.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 1250 - Ramadan (87) Hunting; in certain counties allowed on Sundays.	1/17/2014 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources	1/28/2014
<p>Support (14100914D) - Support as measure to combat Lyme disease. Summary: Hunting on Sundays. Authorizes the Counties of Fairfax, Fauquier, Loudoun, and Prince William to adopt an ordinance that allows the hunting of wild animals on private lands on Sunday.</p>		
HJ 8 - Ramadan (87) Constitutional amendment; real property tax exemption for spouses of soldiers killed in action.	12/2/2013 House: Referred to Committee on Privileges and Elections 1/20/2014 Subcommittee recommends reporting (7-Y 0-N). 1/24/2014 House: Reported from Privileges and Elections (21-Y 0-N) 1/28/2014 House: VOTE: ADOPTION (96-Y 0-N) 1/29/2014 Senate: Referred to Committee on Privileges and Elections	1/28/2014
<p>Support (14100907D) - Support only as an initiative funded by the state. See also SJ 81 (Black). Summary: Constitutional amendment (second resolution); real property tax exemption for spouses of soldiers killed in action. Provides that the General Assembly may provide a real property tax exemption for the primary residence of surviving spouses of members of the military who are killed in action. Such tax exemption may not be claimed by a surviving spouse who has remarried.</p>		
HJ 12 - Surovell (44) United States Constitution; General Assembly to ratify and affirm Equal Rights Amendment.	12/4/2013 House: Referred to Committee on Privileges and Elections	[1/31/2014]
<p>[Support] (14100205D) - Board has historically supported. See also SJ 78 (Marsh). Summary: United States Constitution; Equal Rights Amendment. Ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. This joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.</p>		
HJ 16 - Stolle (83) Recurrent flooding; joint subcommittee established to formulate recommendations to address.	12/10/2013 House: Referred to Committee on Rules 1/31/2014 House: Reported from Rules with substitute (15-Y 0-N) 2/5/2014 House: Agreed to by House BLOCK VOTE (92-Y 0-N) 2/6/2014 Senate: Referred to Committee on Rules	1/28/2014
<p>Support (14100502D) - See SJ 3 (Locke) and SJ 34 (McWaters).</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Study; recurrent flooding; report. Establishes a 15-member joint subcommittee to formulate recommendations for the development of a comprehensive and coordinated planning effort to address recurrent flooding. The joint subcommittee is charged with recommending short- and long-term strategies for minimizing the impact of recurrent flooding. Its report is to be submitted by November 1, 2015.</p>		
<p>HJ 103 - Jones (76) Virginia's Line of Duty Act; Joint Legislative Audit and Review Commission to study.</p>	<p>1/8/2014 House: Referred to Committee on Rules 1/30/2014 Subcommittee recommends reporting with amendment(s) (5-Y 0-N) 1/31/2014 House: Reported from Rules with substitute (15-Y 0-N) 2/5/2014 House: VOTE: ADOPTION (93-Y 0-N) 2/6/2014 Senate: Referred to Committee on Rules</p>	<p>1/28/2014</p>
<p>Support (14102416D) Summary: Study; JLARC; Virginia's Line of Duty Act; report. Directs the Joint Legislative Audit and Review Commission to study Virginia's Line of Duty Act, the current and projected future costs of benefits awarded thereunder, and the advisability of coordinating those benefits with additional benefits paid under other state and federal programs.</p>		
<p>SB 16 - Miller (1) Absentee voting; persons age 65 or older on day of an election are entitled to vote absentee ballot.</p>	<p>12/5/2013 Senate: Referred to Committee on Privileges and Elections 1/14/2014 Senate: Reported from Privileges and Elections with substitute (10-Y 4-N) 1/20/2014 Read third time and passed (28-Y 10-N). 1/23/2014 House: Referred to Committee on Privileges and Elections</p>	<p>1/28/2014</p>
<p>Support (14103997D-S1) - Board has historically supported. Summary: Elections; absentee voting. Provides that persons age 65 or older on the day of an election for which an absentee ballot is requested are entitled to vote absentee. This bill incorporates SB 129, SB 140, and SB 182.</p>		
<p>SB 57 - Marsden (37) Livable Home Tax Credit; increases total amount granted for program.</p>	<p>12/17/2013 Senate: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Support (14101879D) - Consistent with past County support for the program. See also HB 295 (Villanueva). Summary: Livable Home Tax Credit. Increases the total amount of tax credits granted for the Livable Home Tax Credit program in any fiscal year from \$1 million to \$2 million and increases the total amount of tax credits made available through the program allocated for purchase or construction of new residences from \$500,000 to \$1 million and the total amount allocated for retrofitting or renovation of existing residences from \$500,000 to \$1 million. The bill is a recommendation of the Virginia Disability Commission.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><u>SB 132</u> - Favola (31) TNAF recipients; Board of Social Services shall annually review amount of assistance paid.</p>	<p>12/30/2013 Senate: Referred to Committee on Rehabilitation and Social Services 1/17/2014 Senate: Reported from Rehabilitation and Social Services with substitute (13-Y 0-N) 1/17/2014 Senate: Rereferred to Finance 2/4/2014 Senate: Reported from Finance with substitute (17-Y 0-N) 2/7/2014 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14100488D) - Board has historically supported. Summary: Department of Social Services; annual review of payments made to TANF recipients and indexing of such payments to the Consumer Price Index. Requires the Department of Social Services to develop and implement a process for annually reviewing the amount of assistance paid to eligible recipients through the Temporary Assistance for Needy Families program and indexing the amount of such payments in an amount equal to the percentage change in the Consumer Price Index for the year immediately preceding the year in which the review occurs. The bill requires the Department to report to the Governor and the General Assembly on its progress in implementing the provisions of the act no later than December 1, 2014.</p>		
<p><u>SB 139</u> - Barker (39) Provisional driver's license holders; changes use of cell phone from secondary to primary offense.</p>	<p>12/30/2013 Senate: Referred to Committee on Transportation 1/15/2014 Senate: Reported from Transportation (11-Y 3-N) 1/21/2014 Read third time and passed Senate (19-Y 19-N, Chair votes Yes). 1/24/2014 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2014</p>
<p>Support (14101700D) - Board has historically supported. Summary: Provisional driver's license holders. Changes use of a cell phone by a provisional driver's license holder from a secondary offense to a primary offense.</p>		
<p><u>SB 151</u> - Stuart (28) Family abuse protective orders; allowable conditions.</p>	<p>12/31/2013 Senate: Referred to Committee for Courts of Justice 1/15/2014 Senate: Reported from Courts of Justice with substitute (13-Y 2-N) 1/22/2014 Read third time and passed Senate (35-Y 3-N). 1/22/2014 Reconsideration of passage agreed to by Senate (38-Y 0-N) 1/22/2014 Passed Senate (37-Y 0-N). 1/24/2014 House: Referred to Committee for Courts of Justice</p>	<p>1/28/2014</p>
<p>Support (14103142D) - See also HB 335 (Bell, R.B.) Summary: Modifies the provision specifying that the court may grant the petitioner temporary exclusive</p>		

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Bills	General Assembly Actions	Date of BOS Position
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possession or use of a motor vehicle owned by the petitioner or jointly owned by the parties to provide that the court may direct a respondent to maintain insurance, registration, and taxes on a motor vehicle and enjoin the respondent from terminating such insurance, registration, and taxes. The bill also specifies that the court may require the respondent to pay certain housing costs for the petitioner and may award temporary spousal support.

<p><u>SB 163</u> - Locke (2) Local Government, Commission on; local mandates.</p>	<p>12/31/2013 Senate: Referred to Committee on Local Government 1/21/2014 Senate: Reported from Local Government with substitute (14-Y 0-N) 1/27/2014 Read third time and passed Senate (39-Y 0-N) 1/31/2014 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2014</p>
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Support (14101754D) - See also HB 1011 (Byron).
Summary: Commission on Local Government; local mandates. Extends from July 1, 2014, to July 1, 2016, the task force appointed by the Governor to review state mandates on localities.

<p><u>SB 241</u> - Stuart (28) Development rights; required to comply with any locality-adopted neighborhood design standards.</p>	<p>1/3/2014 Senate: Referred to Committee on Local Government 1/21/2014 Senate: Reported from Local Government with substitute (13-Y 0-N) 1/27/2014 Read third time and passed Senate (39-Y 0-N) 1/31/2014 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2014</p>
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Support (14102700D)
Summary: Transfer of development rights. Provides that a locality may designate specific receiving areas for specific sending areas. Also, a locality may require that development comply with any locality-adopted architectural standards for the receiving area in which the development shall occur.

<p><u>SB 264</u> - Ebbin (30) Fare enforcement inspectors; appointed to enforce fares for use of mass transit facilities.</p>	<p>1/4/2014 Senate: Referred to Committee on Transportation 1/15/2014 Senate: Reported from Transportation with substitute (14-Y 0-N) 1/15/2014 Senate: Rereferred to Courts of Justice 2/3/2014 Senate: Reported from Courts of Justice with substitute (9-Y 5-N) 2/6/2014 Read third time and passed Senate (29-Y 11-N)</p>	<p>1/28/2014</p>
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Support (14102047D) - See also HB 761 (Rust).
Summary: Fare enforcement inspectors. Provides for the appointment of fare enforcement inspectors to enforce payment of fares for use of mass transit facilities. The bill also provides that failure of a transit user to produce proof of fare payment constitutes a Class 4 misdemeanor.

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Bills	General Assembly Actions	Date of BOS Position
<p><u>SB 277</u> - Favola (31) Foster care and adoption assistance; DSS to include individuals between age 18 & 21 years of age.</p>	<p>1/5/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/24/2014 Senate: Reported from Rehabilitation and Social Services with amendment (11-Y 0-N) 1/24/2014 Senate: Rereferred to Finance 2/4/2014 Senate: Reported from Finance with substitute (17-Y 0-N) 2/7/2014 Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14102208D) Summary: DSS; amend the state plan for foster care and adoption assistance to include payments for individuals up to age 21. Directs the Department of Social Services to amend the state plan for foster care and adoption assistance to include payments for certain individuals up to the age of 21.</p>		
<p><u>SB 312</u> - Vogel (27) Annexation Moratorium Statute; continuation of moratorium on annexation by cities.</p>	<p>1/6/2014 Senate: Referred to Committee on Local Government 1/14/2014 Senate: Reported from Local Government with amendment (13-Y 0-N) 1/20/2014 Read third time and passed Senate (38-Y 0-N). 1/23/2014 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2014</p>
<p>Support (14102809D) - Support as amended. Summary: Annexation Moratorium Statute; continuation of the moratorium on annexation by cities. Extends the temporary restrictions on granting city charters, filing annexation notices, and instituting annexation proceedings and county immunity proceedings until July 1 following the 2014-2016 biennium. The bill also exempts towns with a population of 40,000 or more from the moratorium on the granting of city charters, and it permits a county that includes a town with a population of 40,000 or more to seek immunity from annexation.</p>		
<p><u>SB 408</u> - McWaters (8) Motor vehicle safety inspection; VSP to amend its regulations to include inspection of window tint.</p>	<p>1/7/2014 Senate: Referred to Committee on Transportation 1/15/2014 Senate: Reported from Transportation with substitute (14-Y 0-N) 1/21/2014 Read third time and passed Senate (38-Y 0-N). 1/24/2014 House: Referred to Committee on Transportation</p>	<p>1/28/2014</p>
<p>Support (14103361D) Summary: Motor vehicle safety inspection; tint. Requires the Department of State Police to amend its regulations to include inspection of window tint as part of the motor vehicle safety inspection.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 426 - Hanger, Jr. (24) State Executive Council for Comprehensive Services for At-Risk Youth and Families; regulations.</p>	<p>1/7/2014 Senate: Referred to Committee on General Laws and Technology 1/13/2014 Senate: Rereferred to Rehabilitation and Social Services 1/13/2014 Rereferred from Committee on General Laws and Technology (10-Y 0-N). 1/31/2014 Senate: Reported from Rehabilitation and Social Services with amendment (14-Y 0-N) 2/5/2014 Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>1/28/2014</p>
<p>Support (14101838D) - Consistent with position in County's Human Services Paper. See also similar bill HB 852 (Gilbert). Summary: Provides that the State Executive Council for Comprehensive Services for At-Risk Youth and Families may promulgate regulations necessary to carry out its powers and duties. The bill contains technical amendments.</p>		
<p>SB 456 - Obenshain (26) Voting equipment; technical amendments to reflect updates in equipment technology.</p>	<p>1/7/2014 Senate: Referred to Committee on Privileges and Elections 2/4/2014 Senate: Reported from Privileges and Elections with amendments (15-Y 0-N)</p>	<p>[1/31/2014]</p>
<p>[Support w/ Amend.] (14101170D) - Support with amendment to add emergency clause. Provision regarding separation of ballots helpful in County's procurement of voting machines. Emergency clause would provide certainty for procurement during current fiscal year. <u>Staff recommendation: Support. Amendment made.</u> Summary: Elections; voting equipment. Makes technical amendments to reflect updates in voting equipment technology. The bill also authorizes the State Board to conduct audits of ballot scanner machines; currently, these audits are conducted as part of a pilot program. Two outdated sections regarding mechanical voting devices and ballots generally were repealed.</p>		
<p>SB 523 - Ruff, Jr. (61) Local fiscal impact bills; first day introduction.</p>	<p>1/8/2014 Senate: Referred to Committee on Rules 2/7/2014 Senate: Stricken at request of Patron in Rules (17-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14102472D) - Position in Legislative Program. See HB 633 (Kilgore) and SB 574 (Garrett). Summary: Requires local fiscal impact bills to be introduced no later than the first day of the session.</p>		
<p>SB 574 - Garrett (22) Local fiscal impact bills; first day introduction.</p>	<p>1/10/2014 Senate: Referred to Committee on Rules 2/7/2014 Senate: Continued to 2015 in Rules (10-Y 7-N)</p>	<p>1/28/2014</p>
<p>Support (14103626D) - Position in Legislative Program. See also HB 633 (Kilgore) and SB 523 (Ruff). Summary: Requires local fiscal impact bills to be introduced no later than the first day of the session.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 624 - Newman (23) Emergency care; school board employees that render certain care shall not be liable for negligence.</p>	<p>1/16/2014 Senate: Referred to Committee for Courts of Justice 1/29/2014 Senate: Reported from Courts of Justice with amendments (13-Y 2-N) 2/4/2014 Senate: Read third time and passed Senate (37-Y 3-N) 2/7/2014 House: Referred to Committee for Courts of Justice</p>	<p>1/28/2014 [1/31/2014]</p>
<p>[Support] (As amended in SCT) - Support as amended. Amend (14103162D) – Amend to include school health aides in liability protections.</p> <p>Summary: Emergency care; school board employees. Provides that employees of a school board or a local health department approved by the local governing body to provide health services that render certain acts of emergency care, including emergency first aid, cardiopulmonary resuscitation (CPR), or use of an automated external defibrillator (AED), shall not be liable for ordinary negligence in acts or omissions on the party of such employee while engaged in certain acts of emergency care.</p>		
<p>SB 662 - Favola (31) Child care; certain counties permitted to continue using local sliding scale to determine copayment.</p>	<p>1/17/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/31/2014 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 2/5/2014 Senate: Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>1/28/2014</p>
<p>Support (14103514D)</p> <p>Summary: Child-care subsidy; use of local sliding scale. Allows any county operating under the urban county executive form of government to continue using a local sliding scale in determining copayment responsibilities for families receiving child-care subsidy.</p>		
<p>SJ 3 - Locke (2) Recurrent flooding; joint subcommittee established to formulate recommendations to address.</p>	<p>12/3/2013 Senate: Referred to Committee on Rules 1/17/2014 Senate: Reported from Rules with substitute by voice vote 1/22/2014 Senate: Read third time and agreed to by Senate by voice vote 1/24/2014 House: Referred to Committee on Rules</p>	<p>1/28/2014</p>
<p>Support (14100663D) - See HJ 16 (Stolle) and SJ 34 (McWaters).</p> <p>Summary: Study; recurrent flooding; report. Establishes a 15-member joint subcommittee to formulate recommendations for the development of a comprehensive and coordinated planning effort to address recurrent flooding. The joint subcommittee is charged with recommending short- and long-term strategies for minimizing the impact of recurrent flooding. Its report is to be submitted by November 1, 2015. This bill incorporates SJR 34.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>SJ 78 - Marsh III (16) United States Constitution; General Assembly to ratify and affirm Equal Rights Amendment.</p>	<p>1/8/2014 Senate: Referred to Committee on Rules 1/31/2014 Senate: Reported from Rules by voice vote 1/31/2014 Senate: Reported from Rules (16-Y 1-N) 2/5/2014 Senate: Read third time and agreed to by Senate by voice vote 2/7/2014 House: Referred to Committee on Privileges and Elections</p>	<p>[1/31/2014]</p>
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[Support] (14103517D) - Board has historically supported. See also HJ 12 (Surovell).
Summary: United States Constitution; Equal Rights Amendment. Ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. This joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.

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Fairfax County Positions
(Monitor)

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Bills	General Assembly Actions	Date of BOS Position
HB 1 - Comstock (34) Sexual and Domestic Violence Subfund; funding of sexual and domestic violence prevention, etc.	11/18/2013 House: Referred to Committee on Appropriations 2/7/2014 House: Reported from Appropriations with substitute (21-Y 0-N)	1/28/2014
<p>Monitor (14100790D) - See also SB 4 (Howell). Summary: Funding of sexual and domestic violence prevention, intervention, and prosecution. Creates a new subfund in the Criminal Injuries Compensation Fund to be known as the Sexual and Domestic Violence Subfund. The Subfund consists of all funds, from whatever source, in the Commonwealth related to sexual and domestic violence prevention, intervention, and prosecution. The bill also directs the Workers' Compensation Commission to appoint a coordinator to administer and oversee the use of the funds.</p>		
HB 2 - Stolle (83) Commonwealth Transportation Board; statewide prioritization process for project selection.	11/18/2013 House: Referred to Committee on Transportation 1/30/2014 Subcommittee recommends reporting with amendment(s) (7-Y 0-N) 2/4/2014 House: Reported from Transportation with substitute (22-Y 0-N) 2/7/2014 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)	1/28/2014 [1/31/2014]
<p>[Monitor] (As amended in HTRAN) Amend (14100798D) — Amend to provide that the CTB can consider other criteria, including those set forth in NVTA's authorizing statute. Summary: Allocations within highway construction districts. Provides for the development of a prioritization process for projects funded by the Commonwealth Transportation Board.</p>		
HB 126 - O'Bannon, III (73) Absentee voting and procedures; secure return of voted military-overseas ballots.	12/18/2013 House: Referred to Committee on Science and Technology	1/28/2014
<p>Monitor (14102817D) - See also HB 759 (Rust) and SB 11 (Miller). Summary: Requires the State Board of Elections to provide instructions, procedures, and services to enable uniformed-service voters outside of the United States to return voted military-overseas ballots securely by electronic mail or fax. The bill requires the State Board to develop and annually update security measures to ensure the accuracy and integrity of such votes and requires the Chief Information Officer of the Commonwealth to approve the measures. The State Board is directed to convene a working group for the initial development of the security measures. Additionally, the State Board is directed to work with the U.S. Department of Defense to use smart cards issued to active-duty military personnel to authenticate and enable the return of such military-overseas ballots. The bill is a recommendation of the Joint Commission on Technology and Science.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>HB 134 - Cole (88) Diabetes; certain students permitted to self-check blood glucose levels on school property, etc.</p>	<p>12/18/2013 House: Referred to Committee on Education 1/22/2014 Subcommittee recommends reporting with amendment(s) (8-Y 0-N). 1/27/2014 House: Reported from Education with substitute (19-Y 3-N) 1/30/2014 House: VOTE: PASSAGE (87-Y 12-N) 1/31/2014 Senate: Referred to Committee on Education and Health</p>	<p>1/28/2014</p>
<p>Monitor (14100844D) Summary: Care of students who have been diagnosed with diabetes. Permits the parents of any public school student who has been diagnosed with diabetes to designate in a diabetes care plan a delegated care aide to provide diabetes care for the student, including the administration of insulin and glucagon, when a school nurse or physician is not present in the school or at a school-sponsored activity. The bill also requires the delegated care aide to receive training in diabetes care and every school employee to receive basic training in responses to emergency situations and changes from one to two the minimum number of employees in a school that must be trained with regard to a student with diabetes who attends the school. The bill contains technical amendments.</p>		
<p>HB 296 - Villanueva (21) Comprehensive plans; alignment of transportation infrastructure and facilities.</p>	<p>12/31/2013 House: Referred to Committee on Counties, Cities and Towns 1/16/2014 Subcommittee recommends reporting with amendment(s) (11-Y 0-N) 1/17/2014 House: Reported from Counties, Cities and Towns with amendment (22-Y 0-N) 1/22/2014 House: Read third time and passed House BLOCK VOTE (97-Y 0-N) 1/22/2014 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N) 1/23/2014 Senate: Referred to Committee on Local Government</p>	<p>1/28/2014</p>
<p>Monitor (14100343D) - See also SB 58 (Marsden). The Comprehensive Plan already offers guidance to achieve the objective of aligning transportation with affordable and accessible housing and community services. Additionally, a better situation may be achieved when locating accessible housing and services at locations where transportation services are available Summary: Comprehensive plans; alignment of transportation services with accessible housing and other community services. Requires localities to take steps to align transportation infrastructure and facilities with affordable, accessible housing and community services when developing the transportation component of the comprehensive plan for the physical development of the territory. The bill is a recommendation of the Virginia Disability Commission.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>HB 497 - Head (17) BPOL; appeal of business license tax classification.</p>	<p>1/6/2014 House: Referred to Committee on Finance 1/22/2014 Subcommittee recommends reporting with amendment(s) (10-Y 0-N). 1/27/2014 House: Reported from Finance with substitute (22-Y 0-N) 1/30/2014 House: Read third time and passed House BLOCK VOTE (99-Y 0-N) 1/30/2014 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N) 1/31/2014 Senate: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Monitor (14103423D) Summary: Permits a taxpayer to appeal to the Tax Commissioner or request a written ruling from him with regard to the classification of the business for BPOL tax purposes, regardless of whether the locality has conducted an audit, issued an assessment, or taken any other action.</p>		
<p>HB 759 - Rust (86) Absentee voting and procedures; secure return of voted military-overseas ballots.</p>	<p>1/7/2014 House: Referred to Committee on Privileges and Elections 2/6/2014 Subcommittee recommends reporting with amendment(s) (6-Y 0-N) 2/7/2014 House: Reported from Privileges and Elections with substitute (22-Y 0-N)</p>	<p>1/28/2014</p>
<p>Monitor (14103085D) - See also HB 126 (O'Bannon) and SB 11 (Puller). Summary: Requires the State Board of Elections to provide instructions, procedures, and services to enable uniformed-service voters outside of the United States to return voted military-overseas ballots securely by electronic mail or fax. The bill requires the State Board to develop and annually update security measures to ensure the accuracy and integrity of such votes and requires the Chief Information Officer of the Commonwealth to approve the measures. The State Board is directed to convene a working group for the initial development of the security measures. Additionally, the State Board is directed to work with the U.S. Department of Defense to use smart cards issued to active-duty military personnel to authenticate and enable the return of such military-overseas ballots. The bill is a recommendation of the Joint Commission on Technology and Science.</p>		
<p>HB 793 - LeMunyon (67) Transportation planning; VDOT to estimate costs necessary to mitigate or ameliorate congestion.</p>	<p>1/7/2014 House: Referred to Committee on Transportation 1/30/2014 Subcommittee recommends reporting with amendment(s) (7-Y 0-N) 2/4/2014 House: Reported from Transportation with amendment (22-Y 0-N) 2/7/2014 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>1/28/2014</p>
<p>Monitor (14103270D) Summary: Transportation planning. Requires the Department of Transportation, when reviewing certain</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>proposed comprehensive plan amendments from localities in Planning District 8 (Northern Virginia), to recommend specific transportation improvements to the Northern Virginia Transportation Authority, the Commonwealth Transportation Board, and the appropriate locality that are necessary to ameliorate congestion.</p>		
<p>HB 975 - Rust (86) Hybrid electric motor vehicles; repeals annual license tax.</p>	<p>1/8/2014 House: Referred to Committee on Finance 1/17/2014 HFIN Subcommittee 3 recommends reporting with amendments (5-Y 0-N). 1/20/2014 House: Reported from Finance with amendment (20-Y 1-N) 1/23/2014 House: VOTE: PASSAGE (89-Y 9-N) 1/24/2014 Senate: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Monitor (14102017D) Summary: Annual license tax on hybrid electric motor vehicles. Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.</p>		
<p>HB 1095 - Peace (97) Innovation and Technology Transportation Fund; created, report.</p>	<p>1/9/2014 House: Referred to Committee on Appropriations 1/27/2014 Subcommittee recommends reporting with amendment(s) (7-Y 0-N) 1/29/2014 House: Reported from Appropriations with substitute (22-Y 0-N) 2/4/2014 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)</p>	<p>1/28/2014 [1/31/2014]</p>
<p>[Monitor] (14104484D-H1) - Clarification obtained that the five percent is from the \$500M set aside for priority projects previously designated for "smart roadway technology." Amend (14102196D) – Amend to allow up to five percent to be allocated rather than five percent. Summary: Innovation and Technology Transportation Fund. Creates the Innovation and Technology Transportation Fund to fund pilot programs and fully developed initiatives pertaining to high-tech infrastructure improvements and requires the Commonwealth Transportation Board to allocate certain moneys to the Fund.</p>		
<p>HB 1231 - Sickles (43) Elections; voting machines.</p>	<p>1/17/2014 House: Referred to Committee on Privileges and Elections 1/30/2014 Subcommittee recommends reporting (7-Y 0-N) 2/7/2014 House: Tabled in Privileges and Elections by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14102390D) Summary: Provides that voting machines purchased by a locality after July 1, 2014, shall not allow wireless communications at any time. Currently, wireless communication between and among voting machines is prohibited only while polls are open on election day.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>SB 11 - Puller (36) Absentee voting and procedures; secure return of voted military-overseas ballots.</p>	<p>12/4/2013 Senate: Referred to Committee on Privileges and Elections 1/21/2014 Reported from Privileges and Elections with substitute (13-Y 0-N) 1/21/2014 Senate: Reported from Privileges and Elections with substitute (13-Y 0-N) 1/27/2014 Read third time and passed Senate (39-Y 0-N) 1/31/2014 House: Referred to Committee on Privileges and Elections</p>	<p>1/28/2014</p>
<p>Monitor (14100188D) - See also HB 126 (O'Bannon) and HB 759 (Rust). Summary: Requires the State Board of Elections to provide instructions, procedures, and services to enable uniformed-service voters outside of the United States to return voted military-overseas ballots securely by electronic mail or fax. The bill requires the State Board to develop and annually update security measures to ensure the accuracy and integrity of such votes and requires the Chief Information Officer of the Commonwealth to approve the measures. The State Board is directed to convene a working group for the initial development of the security measures. Additionally, the State Board is directed to work with the U.S. Department of Defense to use smart cards issued to active-duty military personnel to authenticate and enable the return of such military-overseas ballots. The bill is a recommendation of the Joint Commission on Technology and Science. This bill incorporates SB 181.</p>		
<p>SB 58 - Marsden (37) Comprehensive plans; alignment of transportation infrastructure and facilities.</p>	<p>12/17/2013 Senate: Referred to Committee on Local Government 1/21/2014 Senate: Reported from Local Government with amendment (14-Y 0-N) 1/27/2014 Read third time and passed Senate (39-Y 0-N) 1/31/2014 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2014</p>
<p>Monitor (14101881D) - See also HB 296 (Villanueva). The Comprehensive Plan already offers guidance to achieve the objective of aligning transportation with affordable and accessible housing and community services. Additionally, a better situation may be achieved when locating accessible housing and services at locations where transportation services are available Summary: Comprehensive plans; alignment of transportation services with accessible housing and other community services. Requires localities to take steps to align transportation infrastructure and facilities with affordable, accessible housing and community services when developing the transportation component of the comprehensive plan for the physical development of the territory. The bill is a recommendation of the Virginia Disability Commission.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>SB 127 - Newman (23) Hybrid electric motor vehicles; repeals annual license tax.</p>	<p>12/30/2013 Senate: Referred to Committee on Finance 1/15/2014 Senate: Reported from Finance with substitute (10-Y 5-N) 1/20/2014 Read third time and passed Senate (34-Y 2-N). 1/20/2014 Reconsideration of passage agreed to by Senate (38-Y 0-N). 1/20/2014 Passed Senate (35-Y 3-N). 1/23/2014 House: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Monitor (14101066D) Summary: Annual license tax on hybrid electric motor vehicles. Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.</p>		
<p>SB 175 - Black (13) Real and personal property tax; exemption for religious bodies.</p>	<p>1/2/2014 Senate: Referred to Committee on Finance 1/28/2014 Senate: Reported from Finance with substitute (14-Y 0-N) 1/31/2014 Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Finance</p>	<p>1/28/2014 [1/31/2014]</p>
<p>[Monitor] (14104413D-S1) - Bill has been amended to address County concerns and eliminate fiscal impact. Oppose (14102137D) - Estimated loss of \$162,000 to the County. See HB 156 (Minchew) and HB 361 (Anderson). Summary: Real property tax exemption for religious bodies. Clarifies the meaning of real property used exclusively for religious worship for determining the real property tax exemption for religious bodies.</p>		
<p>SB 284 - Howell (32) Kinship care; DSS shall review current policy governing placement of children to avoid foster care.</p>	<p>1/6/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/24/2014 Senate: Reported from Rehabilitation and Social Services with amendment (11-Y 0-N 1-A) 1/29/2014 Senate: Rereferred to Finance 2/4/2014 Senate: Reported from Finance with substitute (17-Y 0-N) 2/6/2014 Read third time and passed Senate (40-Y 0-N) 2/8/2014 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>1/28/2014</p>
<p>Monitor (14100666D) Summary: Kinship care; regulations. Directs the Board of Social Services to promulgate regulations governing kinship care placements within 280 days.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>SB 340 - Puller (36) Residential facility, certain; public notice and hearing, installation of smoke detectors.</p>	<p>1/7/2014 Senate: Referred to Committee on Local Government 2/4/2014 Senate: Reported from Local Government with substitute (15-Y 0-N)</p>	<p>1/28/2014</p>
<p>Monitor (14102410D) Summary: Group homes of eight or fewer; public notice and hearing; smoke detectors. Allows a locality to require any party wishing to establish a certain type of residential facility for the aged, infirm, disabled, or those with mental illness to provide public notice and participate in a public hearing. The bill requires the operator of such a facility to install smoke detectors regardless of when the building was constructed and directs the Board of Housing and Community Development to adopt regulations establishing standards for requiring smoke detectors.</p>		
<p>SB 418 - Hanger, Jr. (24) Solar equipment; certified pollution control equipment and facilities.</p>	<p>1/7/2014 Senate: Referred to Committee on Finance 1/28/2014 Senate: Reported from Finance with substitute (13-Y 0-N) 1/30/2014 Senate: Read third time and passed Senate (40-Y 0-N) 2/7/2014 House: Referred to Committee on Finance</p>	<p>1/28/2014</p>
<p>Monitor (14101551D) - See SB 512 (Wagner). Summary: Certified pollution control equipment and facilities; solar equipment. Adds solar equipment to the definition of certified pollution control equipment and facilities that are exempt from state and local taxation pursuant to Article X, Section 6 of the Constitution of Virginia.</p>		
<p>SB 532 - Stuart (28) Diabetes; care of students who have been diagnosed.</p>	<p>1/8/2014 Senate: Referred to Committee on Education and Health 2/6/2014 Senate: Reported from Education and Health with substitute (14-Y 1-N)</p>	<p>1/28/2014</p>
<p>Monitor (14101450D) Summary: Care of students who have been diagnosed with diabetes. Requires the parents of any public school student who has been diagnosed with diabetes to designate in a diabetes care plan a delegated care aide to provide diabetes care for the student, including the administration of insulin and glucagon, when a school nurse or physician is not present in the school or at a school-sponsored activity. The bill also requires the delegated care aide to receive training in diabetes care and every school employee to receive basic training in responses to emergency situations and changes from one to two the minimum number of employees in a school that must be trained with regard to a student with diabetes who attends the school. The bill further allows a student to perform certain tasks in the management of his diabetes. The bill requires schools at which a student diagnosed with diabetes is in attendance, to possess an emergency supply of glucagon in addition to any glucagon provided to the school by the parent of such a student. The bill provides that no school board shall prohibit a student who has been diagnosed with diabetes from attending a school or a school-sponsored activity on the basis of his diabetes. Finally, the bill prohibits a school nurse or delegated care aide from being disciplined for</p>		

Bills	General Assembly Actions	Date of BOS Position
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ordinary negligence in acts or omissions made during the care of a student who has been diagnosed with diabetes. The bill contains technical amendments.

<p><u>SB 627</u> - Newman (23) Training center residents; DBHDS to ensure resources available prior to transfer to another center.</p>	<p>1/16/2014 Senate: Referred to Committee on Rehabilitation and Social Services 1/31/2014 Senate: Reported from Rehabilitation and Social Services with substitute (12-Y 0-N 1-A) 1/31/2014 Senate: Rereferred to Finance 2/5/2014 Senate: Reported from Finance with substitute (17-Y 0-N)</p>	<p>1/28/2014</p>
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Monitor (14103681D)
Summary: Department of Behavioral Health and Developmental Services; training center residents; quality of care; disclosure. Requires the Department of Behavioral Health and Developmental Services to, before transferring any training center resident to another training center or to community-based care, provide written certification to the training center resident or his legally authorized representative that the receiving facility provides quality of care equal to or higher than that provided in the resident's current training center and that all permissible placement options have been disclosed.

Fairfax County Positions

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*Legislation
Continued to 2015*

Bills	General Assembly Actions	Date of BOS Position
HB 148 - Minchew (10) Motor vehicle sales and use tax; reduces sale price by value of any trade-in.	12/20/2013 House: Referred to Committee on Finance 1/29/2014 House: Subcommittee recommends continuing to 2015 by voice vote 2/3/2014 House: Continued to 2015 in Finance by voice vote	1/28/2014
<p>Oppose (14102404D) - Estimated to reduce Commonwealth Transportation Fund revenues by \$130 million per year.</p> <p>Summary: Motor vehicle sales and use tax; sale price. Reduces the sale price by the value of any trade-in, in determining the amount of motor vehicle sales and use tax owed.</p>		
HB 289 - Albo (42) Virginia Public Procurement Act; cooperative procurement.	12/31/2013 House: Referred to Committee on General Laws 2/4/2014 House: Continued to 2015 in General Laws by voice vote	1/28/2014
<p>Monitor (14102403D)</p> <p>Summary: Eliminates the limitation for cooperative procurement for construction in excess of \$200,000 by a local public body from the contract of another local public body that is more than a straight line distance of 75 miles from the territorial limits of the local public body procuring the construction.</p>		
HB 371 - Head (17) License tax, local; tax on net income of businesses.	1/3/2014 House: Referred to Committee on Finance 1/29/2014 House: Subcommittee recommends continuing to 2015 by voice vote 2/3/2014 House: Continued to 2015 in Finance by voice vote	1/28/2014
<p>Oppose (14102439D) - Board has historically opposed.</p> <p>Summary: Local license tax. Requires that beginning with the 2015 license year, the optional local license (BPOL) tax would be imposed on the Virginia taxable income of corporations and the net income of sole proprietorships and pass-through entities. Under current law, the optional BPOL tax is imposed on the gross receipts or gross revenues of businesses.</p>		
HB 434 - LeMunyon (67) Machinery and tools, merchants' capital, and BPOL taxes; maximum rates established.	1/4/2014 House: Referred to Committee on Finance 1/31/2014 House: Subcommittee recommends continuing to 2015 by voice vote 2/3/2014 House: Continued to 2015 in Finance by voice vote	1/28/2014
<p>Oppose (14100780D) - Board has historically opposed.</p> <p>Summary: Machinery and tools, merchants' capital and BPOL taxes; maximum rates established. Prohibits a locality from increasing its business machinery and tools tax, merchants' capital tax, and local license (BPOL) fees and taxes above the locality's rates in effect as of January 1, 2014.</p>		

Bills	General Assembly Actions	Date of BOS Position
HB 486 - Hugo (40) Human trafficking of children; reports and investigation.	1/6/2014 House: Referred to Committee on Health, Welfare and Institutions 1/31/2014 House: Subcommittee recommends continuing to 2015 by voice vote 2/3/2014 House: Continued to 2015 in Courts of Justice by voice vote	[1/31/2014]
<p>[Oppose] (14102854D) Summary: Requires individuals currently required to report suspected child abuse or neglect to also report suspected cases of human trafficking of a child and specifies the duties of local departments of social services and courts with regard to investigating complaints of suspected human trafficking of a child.</p>		
HB 558 - Minchew (10) State recordation taxes and fees; makes substantive and technical changes.	1/6/2014 House: Referred to Committee on Finance 2/5/2014 House: Subcommittee recommends continuing to 2015 by voice vote 2/5/2014 House: Continued to 2015 in Finance by voice vote	1/28/2014
<p>Oppose (14103316D) Summary: State recordation taxes and fees. Makes substantive and technical changes to state recordation taxes and fees, including defining the value of property for recordation tax purposes as the value determined by a licensed appraiser within the six months prior to the date of recordation, provided an affidavit is submitted to the clerk of the court stating, among other things, the name, state of licensing, and license number of the appraiser and stating the appraised value of the property as provided in the appraisal report. If no such appraisal was performed, then the value for recordation tax purposes would be the current assessed value of the property as shown on the local tax assessor's records. Under current law, the value for recordation tax purposes is the fair market value of the property at the time of recordation.</p>		
HB 633 - Kilgore (1) Local fiscal impact bills; first day introduction.	1/7/2014 House: Referred to Committee on Rules 1/31/2014 House: Continued to 2015 in Rules by voice vote	1/28/2014
<p>Support (14102646D) - Position in Legislative Program. See also SB 523 (Ruff) and SB 574 (Garrett). Summary: Requires local fiscal impact bills to be introduced no later than the first day of the session.</p>		
HB 651 - Villanueva (21) Statewide Fire Prevention Code; inspection of buildings, exception.	1/7/2014 House: Referred to Committee on General Laws 1/21/2014 House: Subcommittee recommends continuing to 2015 by voice vote 1/23/2014 House: Continued to 2015 in General Laws by voice vote	1/28/2014
<p>Oppose (14102887D) Summary: Statewide Fire Prevention Code; inspection of buildings; exception. Provides that neither the State Fire Marshal nor any local fire official shall inspect the premises of any tanning facility as defined in Â¿ 59.1-310.1 or other business establishment that does not have hazardous materials on such premises.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>HB 736 - Lingamfelter (31) Concealed handgun permits, lifetime; Department of State Police to issue, penalty.</p>	<p>1/7/2014 House: Referred to Committee on Militia, Police and Public Safety 2/6/2014 House: Subcommittee recommends continuing to 2015 by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14103073D) - See also SB 608 (Carrico). Bill allows lifetime concealed handgun permits, which could allow existing permit holders to maintain the permit even if they become legally ineligible in the future. Summary: Lifetime concealed handgun permits; Department of State Police to issue; penalty. Provides for the issuance of concealed handgun permits that do not expire to Virginia residents upon payment of a one-time fee of \$100, except that the fee for a person currently holding an unexpired permit is \$50. Currently, the fee for issuing such permits is \$50, and the permits must be renewed every five years with an additional \$50 fee charged each time. Such lifetime permits will include a photograph of the permittee.</p>		
<p>HB 738 - Lingamfelter (31) Conservation easements; agreements to obtain land, consent required, inverse condemnation.</p>	<p>1/7/2014 House: Referred to Committee for Courts of Justice 2/3/2014 House: Subcommittee recommends continuing to 2015 by voice vote</p>	<p>[1/31/2014]</p>
<p>[Oppose] (14103358D) Summary: Agreements to obtain land for conservation easements; consent required; inverse condemnation. Provides that where the Commonwealth or any political subdivision possessing the power of eminent domain enters into an agreement to obtain a conservation easement, the Commonwealth shall first obtain the consent of all private landowners whose property would be subject to such easement, and any such landowner whose consent is not obtained shall have a cause of action against the Commonwealth for inverse condemnation.</p>		
<p>HB 921 - Sickles (43) Urban county executive form of government; auditor, school board.</p>	<p>1/8/2014 House: Referred to Committee on Counties, Cities and Towns 2/5/2014 House: Subcommittee recommends continuing to 2015 by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14103507D) Summary: Urban county executive form of government; auditor; school board. Provides that the board of supervisors for a county with the urban county executive form of government (Fairfax County) may hire an independent auditor to oversee the school board financial management and report back to the board of supervisors.</p>		
<p>HB 1153 - Pogge (96) Real property tax; assessments, appeal to court.</p>	<p>1/14/2014 House: Referred to Committee for Courts of Justice 2/3/2014 House: Subcommittee recommends continuing to 2015 by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14103805D)</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Real property tax assessments; appeal to court. Permits courts to grant reasonable attorney fees to taxpayers who prevail in appeals of real property tax assessments on residential property.</p>		
<p>HB 1159 - Rasoul (11) Political contributions; prohibitions during procurement process.</p>	<p>1/15/2014 House: Referred to Committee for Courts of Justice 1/15/2014 House: Referred to Committee for Courts of Justice 1/27/2014 House: Subcommittee recommends referring to Committee on General Laws by voice vote 2/3/2014 House: Referred from Courts of Justice by voice vote 2/3/2014 House: Referred to Committee on General Laws 2/4/2014 House: Continued to 2015 in General Laws by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14102976D) - Board does not make procurement decisions. Board has historically opposed. Summary: Includes the mayor or chief executive officer of a locality, school superintendent, and any member of a local governing body, planning commission, or school board in the current prohibition against knowingly soliciting or accepting a contribution, gift, or other item with a value greater than \$50 from any bidder, offeror, or private entity who has submitted a bid or proposal pursuant to the Virginia Public Procurement Act, the Public-Private Transportation Act, or the Public-Private Education Facilities and Infrastructure Act during the bidding period. The restrictions only apply if the stated or expected value of the contract is \$5 million or more and do not apply to contracts awarded as the result of competitive sealed bidding. Furthermore, no bidder, offeror, or private entity who has submitted a bid or proposal under such acts shall offer or promise to make such a gift to the mayor or chief executive officer of a locality, school superintendent, or any member of a local governing body, planning commission, or school board. Any violation shall be subject to a civil penalty of \$500 or up to two times the amount of the contribution or gift, whichever is greater.</p>		
<p>HB 1203 - Hugo (40) Localities; provision of grievance procedure.</p>	<p>1/17/2014 House: Referred to Committee on Counties, Cities and Towns 2/5/2014 House: Subcommittee recommends continuing to 2015 by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14103412D) Summary: Local employee grievance procedure. Requires that the final step in an employee grievance procedure adopted by a local governing body be either a hearing before an administrative hearing officer agreed upon by both parties or a hearing before an impartial panel.</p>		
<p>HJ 42 - Villanueva (21) Transportation; Joint Legislative Audit and Review Commission to study equity of funding.</p>	<p>12/31/2013 House: Referred to Committee on Rules 1/30/2014 House: Subcommittee recommends continuing to 2015 by voice vote 1/31/2014 House: Continued to 2015 in Rules by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14101570D) Summary: Study; Joint Legislative Audit and Review Commission to study equity of transportation funding;</p>		

Bills	General Assembly Actions	Date of BOS Position
report. Directs JLARC to review the equity of transportation funding in light of new revenues and because such a study has not been conducted in 30 years.		
HJ 45 - DeSteph, Jr. (82) BPOL; joint subcommittee to study local tax.	1/3/2014 House: Referred to Committee on Rules 1/30/2014 House: Subcommittee recommends continuing to 2015 by voice vote 1/31/2014 House: Continued to 2015 in Rules by voice vote	1/28/2014
Monitor (14101805D) Summary: Study; local business license (BPOL) tax; report. Establishes a joint subcommittee to study the local business license (BPOL) tax.		
HJ 174 - Byron (22) Tax restructuring; Department of Taxation to study.	1/17/2014 House: Referred to Committee on Rules 1/30/2014 House: Subcommittee recommends continuing to 2015 by voice vote 1/31/2014 House: Continued to 2015 in Rules by voice vote	1/28/2014
Oppose (14103853D) - Study assumes the elimination of BPOL, and does not include local government representation. Summary: Study; tax restructuring; report. Directs the Department of Taxation to conduct a study on tax restructuring.		
SB 4 - Howell (32) Sexual and Domestic Violence Subfund; funding of sexual and domestic violence prevention, etc.	12/2/2013 Senate: Referred to Committee for Courts of Justice 1/27/2014 Senate: Continued to 2015 in Courts of Justice (15-Y 0-N)	1/28/2014
Monitor (14100667D) - See also HB 1 (Comstock). Summary: Funding of sexual and domestic violence prevention, intervention, and prosecution. Creates a new subfund in the Criminal Injuries Compensation Fund to be known as the Sexual and Domestic Violence Subfund. The Subfund consists of all funds, from whatever source, in the Commonwealth related to sexual and domestic violence prevention, intervention, and prosecution. The bill also directs the Workers' Compensation Commission to appoint a coordinator to administer and oversee the use of the funds.		
SB 289 - Carrico, Sr. (40) Line of Duty Act; funding and review.	1/6/2014 Senate: Referred to Committee for Courts of Justice 1/13/2014 Senate: Rereferred to Finance 1/13/2014 Rereferred from Courts of Justice (15-Y 0-N). 1/21/2014 Senate: Continued to 2015 in Finance (15-Y 0-N)	1/28/2014
Oppose (14102503D) - Oppose diversion of revenue from Communication Sales and Use Tax Fund. See also SB 493 (Puckett).		

Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Creates a Line of Duty Death and Health Benefits Fund and provides for the funding of Line of Duty claims. The bill also establishes an advisory review board to assist the Comptroller in the review of claims involving a claimant who has not received a disability determination from the Virginia Retirement System, Social Security Administration, Workers' Compensation Commission, or any recognized retirement system or who is, as of the time the claim for benefits had been filed, working in an alternative position.</p>		
<p>SB 313 - Vogel (27) Uniform Statewide Building Code; inspection & enforcement by counties & towns for existing building.</p>	<p>1/6/2014 Senate: Referred to Committee on General Laws and Technology 1/27/2014 Senate: Continued to 2015 in General Laws and Technology (12-Y 0-N)</p>	<p>1/28/2014</p>
<p>Oppose (14102811D) - Board has historically opposed. See HB 826 (Minchew) Summary: Uniform Statewide Building Code; inspection and enforcement. Provides that if any locality elects to enforce Part III of the Building Code, it shall also enforce the unsafe structures provisions for tenant complaints and enforce the elevator, escalator, or related conveyance inspections. The bill also provides that where a county provides enforcement of Parts I and II of the Building Code in a town, and elects to inspect and enforce Part III of the Building Code, the county is also required to inspect and enforce Part III of the Building Code in any such town situated in the county that has also adopted Part III, upon entering into a nonmonetary agreement with the town for such enforcement, unless the town elects to inspect and enforce Part III. The bill contains technical amendments.</p>		
<p>SB 350 - Edwards (21) Net energy metering by municipalities & multifamily customer-generators; projects authorized.</p>	<p>1/7/2014 Senate: Referred to Committee on Commerce and Labor 2/3/2014 Senate: Continued to 2015 in Commerce and Labor (13-Y 3-N)</p>	<p>1/28/2014</p>
<p>Support (14101887D) - Same as regional initiative. Summary: Net energy metering by municipalities and multifamily customer-generators. Authorizes municipal renewable energy net metering projects. Participating municipalities are authorized to aggregate the electric energy load of their governmental buildings, facilities, and any other governmental operations requiring the consumption of electric energy for the purpose of net energy metering from a renewable energy generating facility. To be eligible, the generation facility for the municipal renewable energy net metering project shall use as its sole energy source solar power, wind power, or aerobic or anaerobic digester gas and landfill gas; not have an aggregate generation capacity of more than five megawatts unless a utility elects a higher capacity; be located on land owned or controlled by the municipality; be interconnected and operated in parallel with an electric utility's transmission and distribution facilities; and be used primarily to provide energy to metered accounts of the municipality. The aggregated municipal net metered accounts may be served by multiple meters. The aggregated load shall be served under the appropriate rate schedules. The measure also requires the State Corporation Commission, by July 1, 2015, to establish a program of multifamily net energy metering, which will allow a customer or customers that operate a renewable energy generating facility in a condominium, apartment complex, neighborhood, or homeowners association served by a common distribution circuit to be an</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>eligible multifamily net metering customer-generator. The generation facility for multifamily net metering shall use as its total source of fuel renewable energy; not have an aggregate generation capacity of more than 500 kilowatts; be located on land owned or controlled by the eligible condominium, apartment complex, or homeowners association or on customers' property within the condominium, apartment complex, neighborhood, or homeowners association; be interconnected and operated in parallel with an electric utility's transmission and distribution facilities; and be used primarily to provide energy to metered accounts of the eligible multifamily net metering customer-generator. Eligible multifamily net metering customer-generators are exempt from the monthly standby charge assessed on other eligible customer-generators.</p>		
<p>SB 374 - Marsh III (16) Neighborhood revitalization; locality may adopt program to establish, etc.</p>	<p>1/7/2014 Senate: Referred to Committee on Local Government 2/4/2014 Senate: Continued to 2015 in Local Government (15-Y 0-N)</p>	<p>1/28/2014</p>
<p>Monitor (14102115D) Summary: Neighborhood revitalization. Provides that a locality may by ordinance adopt a program to establish and impose an annual blighted property assessment fee on real properties that have remained vacant for one year or longer if the property has been permitted by the owner to deteriorate to the extent that it has become detrimental to the public health, safety, or welfare of the locality or surrounding area and has contributed to the reduction of surrounding property values.</p>		
<p>SB 483 - Stuart (28) Real property tax liens; assignment to third party.</p>	<p>1/8/2014 Senate: Referred to Committee on Finance 1/28/2014 Senate: Continued to 2015 in Finance (11-Y 0-N)</p>	<p>1/28/2014</p>
<p>Oppose (14102468D) - See also HB 772 (Habeeb). Summary: Real property tax liens. Provides that if a taxpayer agrees, a third party who pays the delinquent taxes due on the taxpayer's real property may be assigned the tax lien on the property.</p>		
<p>SB 522 - Saslaw (35) Disabled American Veterans Highway.</p>	<p>1/8/2014 Senate: Referred to Committee on Transportation 1/22/2014 Senate: Continued to 2015 in Transportation (14-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14100217D) Summary: Designates the entire length of Interstate Route 495 (Capital Beltway) in Virginia the "Disabled American Veterans Highway."</p>		
<p>SB 665 - Petersen (34) Eminent domain; limitations, property right of quiet and peaceful enjoyment.</p>	<p>1/17/2014 Senate: Referred to Committee for Courts of Justice 2/3/2014 Senate: Continued to 2015 in Courts of Justice (14-Y 0-N)</p>	<p>1/28/2014</p>
<p>Oppose (14103040D) Summary: Limitations on eminent domain; right of quiet and peaceful enjoyment. Recognizes the property right of quiet and peaceful enjoyment and provides that just compensation is owed to the owner of property</p>		

Bills	General Assembly Actions	Date of BOS Position
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subject to condemnation when quiet and peaceful enjoyment is taken or damaged. This bill is in response to the decision of the Supreme Court of Virginia in Byler v. VEPCO, 284 Va. 501, 731 S.E.2d 916 (2012).

SJ 81 - Black (13)
Constitutional amendment; real property tax exemption for spouses of soldiers killed in action.

1/8/2014 Senate: Referred to Committee on Privileges and Elections
1/21/2014 Senate: Reported from Privileges and Elections (14-Y 0-N)
1/21/2014 Senate: Rereferred to Finance
1/29/2014 Senate: Continued to 2015 in Finance (17-Y 0-N)

1/28/2014

Support (14103308D) - Support only as an initiative funded by the state. See HJ 8 (Ramadan).

Summary: Constitutional amendment (second resolution); real property tax exemption for spouses of soldiers killed in action. Provides that the General Assembly may provide a real property tax exemption for the primary residence of surviving spouses of members of the military who are killed in action. Such tax exemption may not be claimed by a surviving spouse who has remarried.

Fairfax County Positions

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Legislation No Longer Under Consideration

(Failed to Report, Incorporated into other Legislation, Tabled, etc.)

Bills	General Assembly Actions	Date of BOS Position
<p>HB 3 - Cline (24) Transportation funding; all provisions of 2013 Session omnibus bill to expire on July 1, 2014.</p>	<p>11/18/2013 House: Referred to Committee on Finance 1/17/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14100669D) Summary: 2013 Session omnibus transportation bill (HB 2313); expiration date. Provides that all provisions of the 2013 Session omnibus transportation bill (HB 2313), which established state taxes and fees and regional taxes and fees in Hampton Roads and Northern Virginia, expire on July 1, 2014. HB 2313 provided for the revenues from such taxes and fees to be used primarily for transportation funding in the Commonwealth.</p>		
<p>HB 4 - Surovell (44) Hybrid electric motor vehicles; repeals annual license tax, refunds.</p>	<p>11/18/2013 House: Referred to Committee on Finance 1/17/2014 Subcommittee recommends laying on the table by voice vote 1/17/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14100097D) Summary: Annual license tax on hybrid electric motor vehicles. Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.</p>		
<p>HB 40 - Marshall (13) Motor fuels tax rates; repeals provision that will increase tax, etc.</p>	<p>12/2/2013 House: Referred to Committee on Finance 1/17/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14100800D) Summary: Motor fuels tax rates. Repeals the provision in the 2013 transportation funding bill (HB 2013) that will increase the motor fuels tax if the United States Congress has not enacted legislation granting the Commonwealth the authority to compel remote sellers to collect state and local retail sales and use tax for sales made in the Commonwealth by January 1, 2015.</p>		
<p>HB 41 - Marshall (13) Northern Virginia Transportation Authority; selection of projects.</p>	<p>12/2/2013 House: Referred to Committee on Transportation 1/23/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14100799D) Summary: Provides that the Commonwealth Transportation Board shall select the transportation projects to be funded by the Northern Virginia Transportation Authority.</p>		
<p>HB 47 - Kory (38) Hybrid electric motor vehicles; repeals annual license tax, refunds.</p>	<p>12/3/2013 House: Referred to Committee on Finance 1/17/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>

Bills	General Assembly Actions	Date of BOS Position
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Monitor (14101147D)

Summary: Annual license tax on hybrid electric motor vehicles. Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.

HB 65 - Marshall, III
(14)
Motor vehicle sales and use tax; definition of sale price.

12/6/2013 House: Referred to Committee on Finance
1/29/2014 House: Subcommittee recommends laying on the table by voice vote

1/28/2014

Oppose (14100075D) - Estimated to reduce Commonwealth Transportation Fund revenues by \$130 million per year.

Summary: Excludes from the sale price for determining motor vehicle sales and use tax the amount of any credit given by the seller for any motor vehicle taken as a trade-in.

HB 68 - Marshall, III
(14)
Transportation funding; date change on certain scheduled increases in sales and use tax revenue.

12/6/2013 House: Referred to Committee on Finance
1/31/2014 House: Subcommittee recommends laying on the table by voice vote

1/28/2014

Oppose (14100077D)

Summary: Transportation funding. Changes the dates on which certain scheduled increases in sales and use tax revenue to the Highway Maintenance and Operating Fund would not take place if Congress does not enact a law permitting states to require certain out-of-state retailers to collect and remit state sales and use tax from fiscal years 2016 and 2017. Under current law, scheduled increases for fiscal years 2016 and 2017 would not occur if Congress does not enact such law by January 1, 2015. The bill would halt the increase for only fiscal year 2017 if Congress does not act by January 1, 2016.

Bills	General Assembly Actions	Date of BOS Position
HB 71 - Pogge (96) Agricultural operations; local regulation of certain activities.	12/6/2013 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/20/2014 House: Subcommittee recommends striking from docket by voice vote 1/22/2014 House: Stricken from docket by Agriculture, Chesapeake and Natural Resources by voice vote	1/28/2014
<p>Oppose (14100755D) - See HB 268 (Orrock) and SB 51 (Stuart). Summary: Protects customary agritourism activities at agricultural operations from local bans in the absence of substantial impacts on the public welfare and requires localities to take certain factors into account when regulating agritourism activities. The bill requires a basis in health, safety, or public welfare for a local ordinance that restricts any of several activities: the conduct of agritourism activities, the sale of agricultural or silvicultural products or related items, the preparation or sale of foods that otherwise comply with state law, and other customary activities. Localities are prohibited from subjecting those listed activities to a special-use permit requirement, and in most situations localities are prevented from stringently regulating the sound produced by the listed activities.</p>		
HB 72 - Pogge (96) Hybrid electric motor vehicles; eliminates annual license tax.	12/6/2013 House: Referred to Committee on Finance 1/17/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Monitor (14100225D) Summary: Motor vehicle sales and use tax and motor fuels tax. Eliminates the \$64 annual license tax on hybrid electric motor vehicles.</p>		
HB 87 - Cole (88) Transportation; Commonwealth priority of projects and funding.	12/11/2013 House: Referred to Committee on Transportation 1/30/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Oppose (14100843D) Summary: Commonwealth priority of projects and funding. Provides that all state funds expended on transportation projects be for (i) projects expected to provide congestion reduction or (ii) projects that increase safety for travelers.</p>		
HB 94 - Head (17) Business permits, etc.; assistance and documentation required from localities.	12/13/2013 House: Referred to Committee on Counties, Cities and Towns 1/29/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Oppose (14101049D) - Board has historically opposed creating costly, written individual guidance for each applicant. Summary: Assistance and documentation required from localities. Provides that in any instance in which a</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>person is seeking a business permit, a license, or an application for any similar local government approval from a locality, the locality shall provide documentation and instructions that outline all steps necessary to obtain the permit, license, or approval. The locality shall also specify any further permit, license, or other approval that may be required to complete the original project or business activity and shall disclose the expected time required by the locality for the completion of each step of the process to obtain the permit, license, or other approval.</p>		
<p>HB 95 - Head (17) Legal notices; advertisement by locality on websites, radio, or television.</p>	<p>12/13/2013 House: Referred to Committee on Counties, Cities and Towns 1/23/2014 Subcommittee failed to recommend reporting (3-Y 7-N)</p>	<p>1/28/2014</p>
<p>Support (14100795D) Summary: Legal notices; advertisement by locality. Allows localities with a population of 50,000 or greater to meet certain notice requirements by utilizing their websites, radio, or television instead of a newspaper of general circulation.</p>		
<p>HB 113 - Marshall (13) Opportunity Educational Institution; abolished.</p>	<p>12/16/2013 House: Referred to Committee on Education 2/4/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14100815D) - Board opposed creation of Opportunity Educational Institution in 2013. Summary: Separation of powers; Opportunity Educational Institution abolished. Abolishes the Opportunity Educational Institution.</p>		
<p>HB 135 - Bell (58) Home-produced or farm-produced products; sale of products by certain farm operations.</p>	<p>12/18/2013 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/20/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14100017D) - Board has historically opposed. See also SB 176 (Black). Summary: Home-produced or farm-produced products. Allows the sale of food products made from any fruit, grain, herbs, honey, meat, milk, mushrooms, nuts, poultry, seafood, or vegetables by a farm operation employing 10 or fewer people or by a private home, so long as (i) the sale is made directly to consumers and (ii) the product is labeled with the producer's name and address, the product's ingredients, and a disclosure statement indicating the product is not subject to Virginia's food safety laws or regulations.</p>		
<p>HB 158 - Minchew (10) Annexation moratorium statute; continuation of moratorium on annexation by cities.</p>	<p>12/20/2013 House: Referred to Committee on Counties, Cities and Towns 1/23/2014 House: Subcommittee recommends striking from docket by voice vote 1/24/2014 House: Stricken from docket by Counties, Cities and Towns by voice vote</p>	<p>1/28/2014</p>
<p>Support (14102567D) - Support with amendment to conform to SB 312 (Vogel).</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Annexation Moratorium Statute; continuation of the moratorium on annexation by cities. Extends the temporary restrictions on granting city charters, filing annexation notices, and instituting annexation proceedings and county immunity proceedings until July 1 following the 2014-2016 biennium. The bill also exempts towns with a population of 40,000 or more from the moratorium on the granting of city charters.</p>		
<p>HB 173 Electronic devices; search without warrant prohibited.</p>	<p>12/23/2013 House: Referred to Committee for Courts of Justice 2/5/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Amend (14100584D) - Amend to limit to suspect's personally owned devices. Summary: Search of electronic device without warrant prohibited. Provides that no officer of the law or any other person shall search any cellular telephone, tablet computer, portable computer, desktop computer, or other electronic device containing or designed to contain electronic data or digital information except by virtue of and under a warrant issued by a proper officer.</p>		
<p>HB 234 - Bell (58) VIEW program; screening and assessment for use of illegal substances.</p>	<p>12/28/2013 House: Referred to Committee on Health, Welfare and Institutions 1/23/2014 Subcommittee recommends reporting with amendment(s) (7-Y 0-N). 1/28/2014 House: Reported from Health, Welfare and Institutions with substitute (20-Y 2-N) 1/28/2014 House: Referred to Committee on Appropriations 2/4/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14101318D) - Board has historically opposed. Summary: Substance abuse screening and assessment of public assistance applicants and recipients. Requires local departments of social services to screen each VIEW program participant to determine whether probable cause exists to believe the participant is engaged in the use of illegal drugs. The bill provides that when a screening indicates reasonable cause to believe a participant is using illegal drugs, the Department of Social Services shall require drug testing. Any person who fails or refuses to participate in a screening or assessment without good cause or who tests positive for the use of illegal drugs shall be ineligible to receive TANF payments for a period of one year. This bill incorporates HB 642.</p>		
<p>HB 277 - Krupicka (45) Pedestrians; crossing highways.</p>	<p>12/31/2013 House: Referred to Committee on Transportation 1/20/2014 Subcommittee failed to recommend reporting (3-Y 3-N)</p>	<p>1/28/2014</p>
<p>Support (14100643D) - Board has historically supported. Summary: Pedestrians crossing highways. Clarifies the duties of vehicles to stop to allow pedestrians to cross highways at marked crosswalks.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>HB 281 - Albo (42) Northern Virginia Transportation Authority; contracts.</p>	<p>12/31/2013 House: Referred to Committee on Transportation 1/30/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14101100D) - Current language is problematic, but staff is working with patron. Summary: Northern Virginia Transportation Authority contracts. Prohibits the Authority from providing funds in support of a transportation-related project being undertaken with the District of Columbia or another state unless the Authority has first entered into a contract that provides for all costs of the project to be borne equally among the Authority and the District of Columbia or other state.</p>		
<p>HB 295 - Villanueva (21) Livable Home Tax Credit; increases total amount granted for program.</p>	<p>12/31/2013 House: Referred to Committee on Finance 1/29/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14100342D) - Consistent with past County support for the program. See also SB 57 (Marsden). Summary: Livable Home Tax Credit. Increases the total amount of tax credits granted for the Livable Home Tax Credit program in any fiscal year from \$1 million to \$2 million and increases the total amount of tax credits made available through the program allocated for purchase or construction of new residences from \$500,000 to \$1 million and the total amount allocated for retrofitting or renovation of existing residences from \$500,000 to \$1 million. The bill is a recommendation of the Virginia Disability Commission.</p>		
<p>HB 346 - James (80) Public-Private Transportation Act of 1995; additional requirements for certain agreements.</p>	<p>1/3/2014 House: Referred to Committee on Commerce and Labor 1/21/2014 House: Referred from Commerce and Labor by voice vote 1/21/2014 House: Referred to Committee on Transportation 1/30/2014 House: Subcommittee recommends striking from docket by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14102629D) Summary: Public-Private Transportation Act of 1995; additional requirements for certain comprehensive agreements. Provides that no comprehensive agreement providing for the lease, operation, or transfer of ownership of a qualifying transportation facility under the Public-Private Transportation Act with a total value of more than \$1 billion and having a substantial negative impact on the tax revenues of an affected jurisdiction or substantially increasing the taxes, fees, or expenses that will be paid by residents of an affected jurisdiction may be executed by a state agency unless (i) approved by the Governor and (ii) a bill that includes a specific description of the proposed agreement and its anticipated expenditures and revenues is passed by the General Assembly.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>HB 349 - James (80) Public-Private Transportation Act of 1995, etc.; comprehensive agreements.</p>	<p>1/3/2014 House: Referred to Committee on Commerce and Labor 1/21/2014 House: Referred from Commerce and Labor by voice vote 1/21/2014 House: Referred to Committee on Transportation 1/30/2014 House: Subcommittee recommends striking from docket by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14102552D) Summary: Public-Private Transportation Act of 1995 and Public-Private Education Facilities and Infrastructure Act of 2002; additional requirements for comprehensive agreements. Provides that no comprehensive agreement providing for the lease, operation, or transfer of ownership of a qualifying transportation facility under the Public-Private Transportation Act or a qualified project under the Public-Private Education Facilities and Infrastructure Act with a total value of \$1 billion or more shall be executed by a state agency unless (i) approved by the Governor and (ii) a bill that includes a specific description of the proposed agreement and its anticipated expenditures and revenues is passed by the General Assembly.</p>		
<p>HB 361 - Anderson (51) Real and personal property tax; exemption for religious bodies.</p>	<p>1/3/2014 House: Referred to Committee on Finance 1/22/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14102746D) - Estimated loss of \$162,000 to the County. See HB 156 (Minchew) and SB 175 (Black). Summary: Real property tax exemption for religious bodies. Clarifies the meaning of real property used exclusively for religious worship for determining the real property tax exemption for religious bodies.</p>		
<p>HB 384 - Dance (63) Local mandates; identification of sources of funding.</p>	<p>1/3/2014 House: Referred to Committee on General Laws 2/4/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14102585D) Summary: Requires the assessment performed by state agencies to include the identification of sources of funding for the mandate.</p>		
<p>HB 417 - Simon (53) Virginia Human Rights Act; public employment, prohibited discrimination, sexual orientation.</p>	<p>1/4/2014 House: Referred to Committee on General Laws 1/23/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14101075D) - Board has historically supported. See also HB 562 (Villanueva) and SB 248 (McEachin). Summary: Virginia Human Rights Act; public employment; prohibited discrimination; sexual orientation. Prohibits discrimination in employment based on sexual orientation. The bill defines "sexual orientation" as a</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>person's actual or perceived heterosexuality, bisexuality, homosexuality, or gender identity or expression. The bill expressly provides that "sexual orientation" does not include any person's attraction towards persons with whom sexual conduct would be illegal due to the age of the parties. The bill also codifies existing prohibited discrimination in public employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a veteran. The bill contains technical amendments.</p>		
<p>HB 425 - LeMunyon (67) Northern Virginia Transportation Authority; increases membership.</p>	<p>1/4/2014 House: Referred to Committee on Transportation 1/23/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14100776D) Summary: Northern Virginia Transportation Authority; membership. Increases Authority membership from 17 to 20 by the addition of one senator and two House members.</p>		
<p>HB 431 - LeMunyon (67) Tax reform, state and local; creates joint legislative subcommittee to perform a two-year study.</p>	<p>1/4/2014 House: Referred to Committee on Rules 1/30/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14103093D) - Legislative Program opposes creation of commissions to evaluate local taxes without local representation. Summary: State and local tax reform; study; report. Creates a joint legislative subcommittee to perform a two-year study on reforming state and local taxes. The joint subcommittee will assume the tasks of the Joint Subcommittee to Evaluate Tax Preferences, which the bill dissolves.</p>		
<p>HB 519 - Morris (64) Zoning; attorney fees.</p>	<p>1/6/2014 House: Referred to Committee for Courts of Justice 1/17/2014 House: Stricken from docket by Courts of Justice by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14100675D) - Board has historically opposed. See SB 578 (Obenshain). Summary: Provides that a court may award reasonable attorney fees, expenses, and court costs to any person, group, or entity that prevails in a zoning action brought against it or that successfully challenges the validity of a zoning ordinance.</p>		
<p>HB 524 - Pogge (96) Uniform Statewide Building Code; accessible units.</p>	<p>1/6/2014 House: Referred to Committee on General Laws 1/21/2014 House: Subcommittee recommends striking from docket by voice vote 1/23/2014 House: Stricken from docket by General Laws by voice vote</p>	<p>1/28/2014</p>
<p>Support (14100341D) - Consistent with accessibility position in Legislative Program. See SB 63 (Puller). Summary: Requires the Board of Housing and Community Development to revise the Uniform Statewide</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>Building Code to require that at least 10 percent of all dwelling units, but in no case less than one dwelling unit, in any newly constructed multifamily residential building shall be affordable, accessible units designed and constructed in a manner that satisfies the criteria for Type A units, in accordance with ANSI A117.1. Currently, at least two percent of dwelling units, but in no case less than one dwelling unit, in any multifamily residential building must be Type A units. The bill is a recommendation of the Virginia Disability Commission.</p>		
<p>HB 562 - Villanueva (21) Virginia Human Rights Act; public employment, prohibited discrimination, sexual orientation.</p>	<p>1/6/2014 House: Referred to Committee on General Laws 1/23/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14102829D) - Board has historically supported. See also HB 417 (Simon) and SB 248 (McEachin). Summary: Virginia Human Rights Act; public employment; prohibited discrimination; sexual orientation. Prohibits discrimination in employment based on sexual orientation. The bill defines "sexual orientation" as a person's actual or perceived heterosexuality, bisexuality, homosexuality, or gender identity or expression. The bill expressly provides that "sexual orientation" does not include any person's attraction towards persons with whom sexual conduct would be illegal due to the age of the parties. The bill also codifies existing prohibited discrimination in public employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a veteran. The bill contains technical amendments.</p>		
<p>HB 623 - Watts (39) Electric, hybrid electric, and alternative fuel motor vehicles; annual road usage fee.</p>	<p>1/7/2014 House: Referred to Committee on Finance 1/17/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14102321D) Summary: Annual fee on electric, hybrid electric, and alternative fuel motor vehicles. Replaces the \$64 annual license tax on electric, hybrid electric, and alternative fuel motor vehicles with a \$64 annual road usage fee on (i) electric motor vehicles and (ii) any other motor vehicle that has a combined city/highway fuel economy rating equal to or greater than 40 miles per gallon or 40 miles per gallon of gasoline-equivalent (MPGe), according to standards and regulations of the U.S. Environmental Protection Agency.</p>		
<p>HB 626 - Watts (39) Highway systems; allocation of funds.</p>	<p>1/7/2014 House: Referred to Committee on Appropriations 2/3/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14103061D) Summary: Allocation of funds among highways systems. Eliminates required allocations of up to \$500 million per year for bridge reconstruction and rehabilitation, high priority projects, and smart roadway technology projects.</p>		

Bills	General Assembly Actions	Date of BOS Position
HB 635 - LaRock (33) Northern Virginia Transportation Authority; use of revenues.	1/7/2014 House: Referred to Committee on Transportation 1/23/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Oppose (14102920D) Summary: Use of revenues by the Northern Virginia Transportation Authority. Requires that 70 percent of the revenues received by the Authority under $\hat{\Delta}$ 15.2-4838.1 be used by the Authority solely to fund transportation projects selected by the Authority that are contained in the regional transportation plan in accordance with $\hat{\Delta}$ 15.2-4830 and that have been rated in accordance with $\hat{\Delta}$ 33.1-13.03:1.</p>		
HB 647 - LaRock (33) MWAA; limits use of Commonwealth revenues to support Phase II of Dulles Corridor Metrorail Project.	1/7/2014 House: Referred to Committee on Appropriations 1/27/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Oppose (14102892D) Summary: Metropolitan Washington Airports Authority. Places limits and conditions on use of Commonwealth revenues to support Phase II of the Dulles Corridor Metrorail Project.</p>		
HB 653 - LaRock (33) Northern Virginia Transportation Authority; allocations.	1/7/2014 House: Referred to Committee on Transportation 1/23/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Oppose (14102843D) Summary: Allocations by Northern Virginia Transportation Authority. Limits allocations by the Northern Virginia Transportation Authority for transit, rail, and public transportation projects to no more than 25 percent of its total allocations.</p>		
HB 658 - LaRock (33) Northern Virginia highway construction district; CTB allocations.	1/7/2014 House: Referred to Committee on Transportation 1/30/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Oppose (14102835D) Summary: CTB allocations to Northern Virginia highway construction district. Limits transit, rail, and public transportation allocations by the Commonwealth Transportation Board to the Northern Virginia highway construction district to no more than 25 percent of total allocations.</p>		

Bills	General Assembly Actions	Date of BOS Position
HB 682 - Herring (46) Central registry of records; extends time records must be kept by Department of Social Services.	1/7/2014 House: Referred to Committee on Health, Welfare and Institutions 1/23/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Amend (14102925D) - Amend to apply to all records maintained by the local social services agency, not only complaints of child sexual abuse.</p> <p>Summary: Central registry of records; time records must be kept. Extends from one year to three years the required period for which the Department of Social Services must maintain records of reports and investigations of unfounded complaints of child sexual abuse before purging.</p>		
HB 685 - Torian (52) Communications sales and use tax revenues; changes distribution.	1/7/2014 House: Referred to Committee on Finance 1/29/2014 House: Subcommittee recommends striking from docket by voice vote	1/28/2014
<p>Oppose (14100851D) - Loss of revenue to County of \$25 million per year. See SB 586 (Colgan).</p> <p>Summary: Distribution of communications sales and use tax revenues. Changes the distribution of communications sales and use tax revenues beginning with the month of August 2014 by providing that (i) first, each town would receive the same proportion of such revenues it received in fiscal year 2013-2014 and (ii) all of the remaining revenues would be distributed pro rata to those counties and cities that received a distribution in fiscal year 2013-2014, based upon the population of the county or city as shown by the most recent United States census. Currently, communications sales and use tax revenues are essentially distributed according to each locality's share of telecommunications and television cable funds (local consumer utility tax on landlines and wireless, E-911, business license tax in excess of 0.5 percent, cable franchise fee, video programming excise tax, local consumer utility tax on cable television) collected throughout the Commonwealth in fiscal year 2006.</p>		
HB 772 - Habeeb (8) Real property tax liens; assignment to third party.	1/7/2014 House: Referred to Committee on Finance 1/29/2014 House: Subcommittee recommends passing by indefinitely by voice vote	1/28/2014
<p>Oppose (14101545D) - See also SB 483 (Stuart).</p> <p>Summary: Real property tax liens. Provides that if a taxpayer agrees, a third party who pays the delinquent taxes due on the taxpayer's real property may be assigned the tax lien on the property.</p>		
HB 783 - Futrell (2) Elections; absentee voting by persons living fifteen miles from place of work.	1/7/2014 House: Referred to Committee on Privileges and Elections 1/23/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
Support (14102722D)		

Bills	General Assembly Actions	Date of BOS Position
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Summary: Adds to the list of persons eligible to vote by absentee ballot those persons whose primary residence, as on the registration records, is a distance of fifteen miles or greater from their place of work. The bill requires that the application for the absentee ballot include the name of the applicant's business or employer, the physical address of his place of work, and the distance in miles between the physical address of his place of work and the physical address of his primary residence.

HB 792 - LeMunyon (67)
Residential zoning;
restrictions in Planning
District 8.

1/7/2014 House: Referred to Committee on Counties,
Cities and Towns
1/23/2014 House: Subcommittee recommends laying on
the table by voice vote

1/28/2014

Oppose (14102506D)

Summary: Residential zoning restrictions in Planning District 8. Requires localities in Planning District 8 (Northern Virginia) to include provisions in their zoning ordinances that limit the number of residential units with 500 square feet or less of living space to no more than 100 residential units per 100,000 population in the locality. Zoning changes required to accommodate such units must be at a location in which the zoning prior to January 1, 2014, was at least 12 residential dwellings per acre.

HB 797 - Lopez (49)
Small Business and
Supplier Diversity,
Department of; changes
definition of small
business.

1/7/2014 House: Referred to Committee on General Laws
1/23/2014 House: Subcommittee recommends laying on
the table by voice vote

1/28/2014

Monitor (14101282D)

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

HB 813 - Carr (69)
Electronic devices; search
without warrant
prohibited.

1/7/2014 House: Referred to Committee for Courts of
Justice
2/5/2014 House: Subcommittee recommends laying on the
table by voice vote

1/28/2014

Amend (14101726D) - Amend to limit to suspect's personally owned devices.

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

Bills	General Assembly Actions	Date of BOS Position
<p>HB 824 - Minchew (10) Northern Virginia Transportation Authority; bonding authority not effective until July 1, 2018.</p>	<p>1/8/2014 House: Referred to Committee on Transportation 1/23/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14103475D) Summary: Northern Virginia Transportation Authority. Provides that the Authority's bonding authority shall not be effective until July 1, 2018. After such date, the Authority, prior to issuance of bonds, shall demonstrate in the context of a bond validation lawsuit that the transportation projects proposed for funding with the sought bond proceeds have been thoroughly analyzed and provide the greatest degree of congestion reduction relative to cost.</p>		
<p>HB 826 - Minchew (10) Uniform Statewide Building Code; inspection & enforcement by counties & towns for existing building.</p>	<p>1/8/2014 House: Referred to Committee on General Laws 1/21/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14102462D) - Board has historically opposed. See SB 313 (Vogel). Summary: Uniform Statewide Building Code; inspection and enforcement. Provides that if any locality elects to enforce Part III of the Building Code, it shall also enforce the unsafe structures provisions for tenant complaints and enforce the elevator, escalator, or related conveyance inspections. The bill also provides that where a county provides enforcement of Parts I and II of the Building Code in a town, and elects to inspect and enforce Part III of the Building Code, the county is also required to inspect and enforce Part III of the Building Code in any such town situated in the county that has also adopted Part III, upon entering into a nonmonetary agreement with the town for such enforcement, unless the town elects to inspect and enforce Part III. The bill contains technical amendments.</p>		
<p>HB 852 - Gilbert (15) State Executive Council for Comprehensive Services for At-Risk Youth and Families; application.</p>	<p>1/8/2014 House: Referred to Committee on General Laws 1/31/2014 House: Referred from General Laws by voice vote 1/31/2014 House: Referred to Committee on Appropriations 2/4/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14102709D) - Consistent with position in County's Human Services Issue Paper. See also similar bill SB 426 (Hanger). Summary: State Executive Council for Comprehensive Services for At-Risk Youth and Families; application of the Administrative Process Act. Provides that the State Executive Council in exercising certain powers and duties is subject to the Administrative Process Act.</p>		

Bills	General Assembly Actions	Date of BOS Position
HB 894 - Peace (97) Auxiliary grants; expands eligibility for program to certain individuals.	1/8/2014 House: Referred to Committee on Appropriations 2/4/2014 House: Subcommittee recommends laying on the table by voice vote	[1/31/2014]
<p>[Monitor] (14101579D)</p> <p>Summary: Auxiliary grants. Expands eligibility for the auxiliary grant program to include individuals who reside in supportive housing licensed by the Department of Behavioral Health and Developmental Services, and directs the Commissioner for Aging and Rehabilitative Services to promulgate regulations for licensure of auxiliary grant service coordination providers for individuals with blindness or physical disabilities and the State Board of Behavioral Health and Developmental Services to promulgate regulations for licensure of auxiliary grant service coordination providers for individuals with mental illness or intellectual disabilities.</p>		
HB 912 - Herring (46) Virginia Initiative for Employment Not Welfare (VIEW); Workforce Development Pilot Program, report.	1/8/2014 House: Referred to Committee on Health, Welfare and Institutions 1/31/2014 House: Subcommittee recommends laying on the table (5-Y 0-N)	1/28/2014
<p>Support (14102335D)</p> <p>Summary: Virginia Initiative for Employment Not Welfare (VIEW); Workforce Development Pilot Program. Directs the Department of Social Services to establish a Workforce Development Pilot Program. The Program will allow participants to divide their employment requirement between work and up to 15 hours of educational and vocational programs where an assessment shows participation will improve their chances of achieving self-sufficiency. The existing employment requirements under the VIEW program will be waived for its participants.</p>		
HB 918 - Sickles (43) Elections; separation of ballots.	1/8/2014 House: Referred to Committee on Privileges and Elections 1/30/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014
<p>Support (14102386D)</p> <p>Summary: Removes the requirement that mechanical voting devices and ballots approved for use in elections must be capable of segregating ballots containing write-in votes from all other ballots. The bill also repeals the requirement that separate ballot containers are to be provided in primary elections.</p>		
HB 920 - Sickles (43) Highway systems; funding.	1/8/2014 House: Referred to Committee on Transportation 1/23/2014 House: Referred from Transportation by voice vote 1/23/2014 House: Referred to Committee on Appropriations 2/3/2014 House: Subcommittee recommends laying on the table by voice vote	1/28/2014

Bills	General Assembly Actions	Date of BOS Position
<p>Support (14101706D) Summary: Funding among highway systems. Advances from July 1, 2020, to July 1, 2014, the expiration date of the annual allocation that can be made by the Commonwealth Transportation Board.</p>		
<p>HB 973 - Cline (24) Traffic light signal photo-monitoring; system for traffic light enforcement.</p>	<p>1/8/2014 House: Referred to Committee on Transportation 1/29/2014 Subcommittee recommends reporting (7-Y 0-N) 2/4/2014 Failed to report (defeated) in Transportation (8-Y 13-N)</p>	<p>1/28/2014</p>
<p>Oppose (14101944D) - Board has historically opposed. Summary: Use of photo-monitoring systems for traffic lights; repeal. Repeals the authority for localities to operate a photo-monitoring system for traffic light enforcement, colloquially known as a "photo red" program.</p>		
<p>HB 1068 - Orrock, Sr. (54) Temporary Assistance for Needy Families (TANF); eligibility, drug-related felonies.</p>	<p>1/8/2014 House: Referred to Committee on Health, Welfare and Institutions 1/30/2014 House: Reported from Health, Welfare and Institutions (19-Y 3-N) 1/30/2014 House: Referred to Committee on Appropriations 2/4/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14102305D) - Board has historically supported. Summary: Eligibility for TANF; drug-related felonies. Provides that a person who is otherwise eligible to receive Temporary Assistance for Needy Families assistance shall not be denied assistance solely because he has been convicted of a felony offense of possession of a controlled substance, provided that he complies with all obligations imposed by the court and the Department of Social Services, is actively engaged in or has completed substance abuse treatment, and participates in drug screenings.</p>		
<p>HB 1230 - Sickles (43) Line of Duty Act; funding and review.</p>	<p>1/17/2014 House: Referred to Committee on Appropriations 2/6/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Oppose (14103501D) - Oppose diversion of communications sales and use tax revenues. Board has historically opposed. Summary: Creates a Line of Duty Death and Health Benefits Fund and provides for the funding of Line of Duty claims. The bill also establishes an advisory review board to assist the Comptroller in the review of claims involving a claimant who has not received a disability determination from the Virginia Retirement System, Social Security Administration, Workers' Compensation Commission, or any recognized retirement system or who is, as of the time the claim for benefits had been filed, working in an alternative position.</p>		
<p>HB 1254 - Marshall (13) Northern Virginia Transportation Authority; use of revenues.</p>	<p>1/17/2014 House: Referred to Committee on Appropriations 2/3/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>

Bills	General Assembly Actions	Date of BOS Position
<p>Oppose (14103801D) Summary: Northern Virginia Transportation Authority. Places limitations and conditions on funding by the Authority of mass transit and highway projects to ensure comparative analysis of project costs and benefits.</p>		
<p>HJ 39 - Webert (18) Adult abuse; Department of Social Services to study.</p>	<p>12/31/2013 House: Referred to Committee on Rules 1/30/2014 House: Subcommittee recommends laying on the table by voice vote</p>	<p>1/28/2014</p>
<p>Support (14102727D) Summary: Study; adult abuse in the Commonwealth; report. Requests the Department of Social Services (DSS) to research the frequency and character of adult abuse allegations in the Commonwealth, compare the Commonwealth's statistics to national standards, and recommend strategies to prevent and raise awareness about adult abuse in the Commonwealth.</p>		
<p>HJ 84 - LaRock (33) Dulles Access Highway; memorializing Congress to take legislative action necessary to impose tolls.</p>	<p>1/7/2014 House: Referred to Committee on Rules 1/31/2014 House: Tabled in Rules by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14102824D) Summary: Memorializing Congress; tolls on Dulles Access Highway. Memorializes Congress to impose and collect tolls for use of the Dulles Access Highway in order to limit toll increases for use of the Dulles Toll Road used to finance the rail-to-Dulles project.</p>		
<p>HJ 85 - LaRock (33) Dulles Access Highway; memorializing MWAA to impose & collect tolls for use, etc.</p>	<p>1/7/2014 House: Referred to Committee on Rules 1/31/2014 House: Tabled in Rules by voice vote</p>	<p>1/28/2014</p>
<p>Monitor (14102878D) Summary: MWAA; tolls on Dulles Access Highway. Memorializes the Metropolitan Washington Airport Authority to impose and collect tolls for use of the Dulles Access Highway in order to reduce tolls for use of the Dulles Toll Road.</p>		
<p>HJ 118 - Austin (19) Dam safety regulations; Department of Conservation and Recreation to study.</p>	<p>1/8/2014 House: Referred to Committee on Rules 1/30/2014 House: Subcommittee recommends striking from docket by voice vote</p>	<p>1/28/2014</p>
<p>Support (14103207D) Summary: Study; dam safety regulations; report. Requests the Department of Conservation and Recreation to study changes to Virginia's Impounding Structure Regulations that may result in cost savings to owners of dams without jeopardizing public safety.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><u>SB 53</u> - Stuart (28) Stormwater management; waiver of charges for places of worship.</p>	<p>12/17/2013 Senate: Referred to Committee on Local Government 1/14/2014 Senate: Reported from Local Government (11-Y 0-N) 1/14/2014 Senate: Rereferred to Agriculture, Conservation and Natural Resources 1/30/2014 Senate: Passed by indefinitely in Agriculture, Conservation and Natural Resources (10-Y 4-N 1-A)</p>	<p>1/28/2014</p>
<p>Oppose (14100928D) - Board has historically opposed. Summary: Regulation of stormwater; waiver of charges for places of worship. Requires a locality that adopts a system of stormwater management service charges to provide for a waiver of at least 50 percent of such charge to any church, synagogue, or other place of worship.</p>		
<p><u>SB 63</u> - Puller (36) Uniform Statewide Building Code; accessible units.</p>	<p>12/18/2013 Senate: Referred to Committee on General Laws and Technology 1/20/2014 Senate: Passed by indefinitely in General Laws and Technology with letter (12-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14101875D) - Consistent with accessibility position in Legislative Program. See HB 524 (Pogge). Summary: Requires the Board of Housing and Community Development to revise the Uniform Statewide Building Code to require that at least 10 percent of all dwelling units, but in no case less than one dwelling unit, in any newly constructed multifamily residential building shall be affordable, accessible units designed and constructed in a manner that satisfies the criteria for Type A units, in accordance with ANSI A117.1. Currently, at least two percent of dwelling units, but in no case less than one dwelling unit, in any multifamily residential building must be Type A units. The bill is a recommendation of the Virginia Disability Commission.</p>		
<p><u>SB 174</u> - Black (13) Virginia Public Procurement Act; competitive negotiation, term contracts for certain services.</p>	<p>1/2/2014 Senate: Referred to Committee on General Laws and Technology 1/13/2014 Senate: Passed by indefinitely in General Laws and Technology with letter (10-Y 0-N)</p>	<p>1/28/2014</p>
<p>Support (14101638D) - Board has historically supported. Summary: Virginia Public Procurement Act; competitive negotiation; term contracts for certain architectural and engineering services. Increases the term contract limits for architectural and engineering services to \$2.5 million per project for state agencies and \$10 million per term. Currently, these limits are \$1 million and \$5 million, respectively.</p>		
<p><u>SB 176</u> Home-produced or farm-produced products; sale of products by certain farm operations.</p>	<p>1/2/2014 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/23/2014 Stricken at request of Patron in Agriculture, Conservation & Natural Resources (9-Y 0-N)</p>	<p>1/28/2014</p>

Bills	General Assembly Actions	Date of BOS Position
<p>Oppose (14100826D) - Board has historically opposed. See also HB 135 (Bell, R.B.). Summary: Home-produced or farm-produced products. Allows the sale of food products made from any fruit, grain, herbs, honey, meat, milk, mushrooms, nuts, poultry, seafood, or vegetables by a farm operation employing 10 or fewer people or by a private home, so long as (i) the sale is made directly to consumers and (ii) the product is labeled with the producer's name and address, the product's ingredients, and a disclosure statement indicating the product is not subject to Virginia's food safety laws or regulations.</p>		
<p>SB 248 - McEachin (9) Discrimination; prohibited in state employment.</p>	<p>1/3/2014 Senate: Referred to Committee on General Laws and Technology 1/20/2014 Failed to Report in General Laws and Technology (7-Y 7-N).</p>	<p>1/28/2014</p>
<p>Support (14103212D) - Board has historically supported. See also HB 417 (Simon) and HB 562 (Villanueva). Summary: Nondiscrimination in state employment. Prohibits discrimination in state employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, sexual orientation, gender identity, or status as a special disabled veteran or other veteran covered by the Veterans Readjustment Assistance Act of 1974, as amended. The bill also defines "sexual orientation" and "gender identity."</p>		
<p>SB 320 - Ebbin (30) Paper and plastic bags, disposable; localities in Planning District 8 authorized to impose.</p>	<p>1/6/2014 Senate: Referred to Committee on Finance 1/21/2014 Senate: Passed by indefinitely in Finance (14-Y 1-N)</p>	<p>1/28/2014</p>
<p>Support (14103114D) - Position in Legislative Program. Summary: Local paper and plastic bag tax. Authorizes localities in Planning District 8 by ordinance to impose a tax on disposable paper bags and disposable plastic bags. Revenues from the local tax would be collected by the Tax Commissioner and distributed monthly to the county or city imposing the tax. The bill requires each county or city adopting an ordinance to impose the tax to provide a certified copy of the ordinance to the Tax Commissioner at least six months prior to the date the tax is to become effective.</p>		
<p>SB 472 - Smith (22) Legal notices; advertisement by localities.</p>	<p>1/8/2014 Senate: Referred to Committee on Local Government 2/4/2014 Senate: Passed by indefinitely in Local Government (12-Y 3-N)</p>	<p>[1/31/2014]</p>
<p>[Support] (14102838D) - See also HB 95 (Head). Summary: Advertisement of legal notices by localities. Allows localities to meet certain notice requirements by utilizing their websites, radio, or television rather than being limited to a newspaper of general circulation.</p>		
<p>SB 493 - Puckett (38) Line of Duty Act; funding and review.</p>	<p>1/8/2014 Senate: Referred to Committee for Courts of Justice 1/13/2014 Senate: Rereferred to Finance 1/21/2014 Senate: Incorporated by Finance (SB289-Carrico) (15-Y 0-N)</p>	<p>1/28/2014</p>

Bills	General Assembly Actions	Date of BOS Position
<p>Oppose (14100723D) - See also SB 289 (Carrico). Summary: Creates a Line of Duty Death and Health Benefits Fund and provides for the funding of Line of Duty claims. The bill also establishes an advisory review board to assist the Comptroller in the review of claims involving a claimant who has not received a disability determination from the Virginia Retirement System, Social Security Administration, Workers' Compensation Commission, or any recognized retirement system or who is, as of the time the claim for benefits had been filed, working in an alternative position.</p>		
<p>SB 512 - Wagner (7) Solar equipment; certified pollution control equipment and facilities.</p>	<p>1/8/2014 Senate: Referred to Committee on Finance 1/28/2014 Senate: Incorporated by Finance (SB418-Hanger) (13-Y 0-N)</p>	<p>1/28/2014</p>
<p>Monitor (14100699D) - See SB 418 (Hanger). Summary: Certified pollution control equipment and facilities; solar equipment. Adds solar equipment to the definition of certified pollution control equipment and facilities that are exempt from state and local taxation pursuant to Article X, Section 6 of the Constitution of Virginia.</p>		
<p>SB 586 - Colgan (29) Communications sales and use tax revenues; changes distribution.</p>	<p>1/10/2014 Senate: Referred to Committee on Finance 1/21/2014 Senate: Passed by indefinitely in Finance (11-Y 0-N)</p>	<p>1/28/2014</p>
<p>Oppose (14103657D) - Loss of revenue to the County of \$25 million per year. See HB 685 (Torian). Summary: Distribution of communications sales and use tax revenues. Changes the distribution of communications sales and use tax revenues beginning with the month of August 2014 by providing that (i) first, each town would receive the same proportion of such revenues it received in fiscal year 2013-2014 and (ii) all of the remaining revenues would be distributed pro rata to those counties and cities that received a distribution in fiscal year 2013-2014, based upon the population of the county or city as shown by the most recent United States census. Currently, communications sales and use tax revenues are essentially distributed according to each locality's share of telecommunications and television cable funds (local consumer utility tax on landlines and wireless, E-911, business license tax in excess of 0.5 percent, cable franchise fee, video programming excise tax, local consumer utility tax on cable television) collected throughout the Commonwealth in fiscal year 2006.</p>		
<p>SB 666 - Petersen (34) Eminent domain; costs, attorney fees.</p>	<p>1/17/2014 Senate: Referred to Committee for Courts of Justice 2/3/2014 Senate: Reported from Courts of Justice with amendment (11-Y 3-N) 2/3/2014 Senate: Rereferred to Finance 2/5/2014 Senate: Passed by indefinitely in Finance (13-Y 4-N)</p>	<p>1/28/2014</p>
<p>Oppose (14103041D) Summary: Eminent domain; costs; attorney fees. Requires the court, in certain condemnation proceedings, to award costs, including reasonable attorney fees, to the owner of property taken by condemnation. Under current law, awarding costs is discretionary and such costs exclude attorney fees.</p>		

Bills	General Assembly Actions	Date of BOS Position
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<p>SJ 34 - McWaters (8) Study; recurrent flooding; report.</p>	<p>1/3/2014 Senate: Referred to Committee on Rules 1/17/2014 Senate: Incorporated by Rules (SJ3-Locke) by voice vote</p>	<p>1/28/2014</p>
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Support (14101018D) - See HJ 16 (Stolle) and SJ 3 (Locke).
Summary: Establishes a 15-member joint subcommittee to formulate recommendations for the development of a comprehensive and coordinated planning effort to address recurrent flooding. The joint subcommittee is charged with recommending short- and long-term strategies for minimizing the impact of recurrent flooding. Its report is to be submitted by November 1, 2015.

Additional Member Budget Amendments of Interest
Legislative Committee – January 31, 2014

Support

Senate: Item 308 #16s (Howell)

Provides \$7.7 million in funding in Northern Virginia for the first year for start-up costs related to the development of community-based housing options including intermediate care facilities and intellectual disability waiver homes as well as day support services.

House: Item 325 #3h (Hope) and #4h (McClellan)

Senate: Item 325 #4s (Howell)

Adds \$2.4 million each year from the General Fund for long-term employment support services (LTESS) and job maintenance programs for individuals with disabilities through partnerships with employment service organizations. Funding for these services has been reduced by 26.9 percent since 2008, while the need for services increased by about one percent each year in the past four years.

House: Item 308 #30h (Hope)

Senate: Item 308 #30s (Barker)

Adds \$450,000 each year from the General Fund and \$450,000 each year from the matching federal Medicaid funds pilot programs to development community-based day support services. The recent U.S. Department of Justice Settlement Agreement instructs Virginia to develop integrated community-based day services for individuals on the Medicaid Intellectual and Development Disability waiver programs. Findings conclude that Virginia has an over-reliance on "segregated" center-based day support services. The Department of Behavioral Health and Developmental Services (DBHDS) shall work with a private provider workgroup to develop these pilot projects. Funding provides for two pilot programs in Northern Virginia (Region 2) and one pilot in each of the other DBHDS four regions of the state. Language is also added providing the Department with authority to implement the pilots effective July 1, 2014.

House: Item 301 #21h (Brink)

Senate: Item 301 #31s (Howell)

Provides funding to establish a fee-for-service rate aligned with the actual cost of delivering person-centered services for individuals with complex medical and behavioral needs, effective July 1, 2014, as a pilot program in Northern Virginia. The basis for the pilot will be the existing regional rate setting protocol used in Northern Virginia which establishes rates that are vetted by local government entities including an array of specialized services for people with significant and complex support needs.

Additional Member Budget Amendments of Interest
Legislative Committee – January 31, 2014

Monitor

Northern Virginia Training Center

House: Item 278 #1h (Filler-Corn)

Delays discharges from state training centers until certain conditions have been met by the Secretary of Health and Human Resources.

House: Item 278 #2h (Filler-Corn)

Sets out requirements for discharges and transfers from state training centers.

House: Item 308 #9h (Brink)

Adds language directing the use of funding contained in the introduced budget for the provision of services for individuals transitioning out of Northern Virginia Training Center into community settings.

Senate: Item 1 #1s (Howell) and #2s (Newman)

Requires the Joint Subcommittee to consult on the plan to close state training centers to continue reviewing the cost and cost savings of implementing the DOJ settlement agreement, including a review of the cost of providing care in state training centers for the intellectually disabled.

House: Item 301 #11h (Hodges)

Senate: Item 301 #5s (Hanger)

Provides funding to allow up to six months of Intellectual Disability (ID) Case Management services for individuals transitioning from Virginia's Training Centers and other facilities into the community. Case management services are required to be provided prior to and after discharge to improve the process of transitioning an individual from training centers to the community. Currently only three months are provided for case management services, but most individuals require six months of transition time.

Senate: Item 306 #1s (Barker)

Clarifies that funds deposited to the Department of Behavioral Health and Developmental Services Trust Fund must be used to enhance services to individuals with mental illness, intellectual disability and substance problems after expenses are made to restructure such facilities. The amendment also requires that monies derived from land sales and restructuring of the training centers, and deposited in the trust fund, shall be used for services for persons with intellectual disabilities.

Senate: Item 306 #3s (Hanger)

Adds \$30 million GF each year to expand the community capacity to serve individuals with intellectual and developmental disabilities. The amendment also modifies language directing the Department of Behavioral Health and Developmental Services to deposit the proceeds of the sales of surplus land at state-owned behavioral health and intellectual disability facilities into a revolving trust fund. Further, language is modified to ensure that funds received into the trust fund from the sale of surplus land at state-owned training centers and agency cost savings will be used to support services for individuals with intellectual and/or developmental disabilities, instead of other populations.

Chief Patron: Howell

Item 308 #16s

Health and Human Resources	FY 14-15	FY 15-16
Grants To Localities	\$7,700,000	\$0 GF

Language:

Page 270, line 5, strike "\$353,662,156" and insert "\$361,362,156".

Explanation:

(This amendment provides funding in Northern Virginia in the first year for start-up costs related to the development of community-based housing options including intermediate care facilities and intellectual disability waiver homes as well as day support services. Any funds not expended in the first year are available for the same purpose in the second year.)

Chief Patron: Hope

Item 325 #3h

Health and Human Resources	FY 14-15	FY 15-16	
Department For Aging And Rehabilitative Services	\$2,354,394	\$2,354,394	GF

Language:

Page 277, line 11, strike "\$97,610,241" and insert "\$99,964,635".

Page 277, line 11, strike "\$97,610,241" and insert "\$99,964,635".

Explanation:

(This amendment adds \$2.4 million each year from the general fund for long-term employment support services (LTESS) and job maintenance programs for individuals with disabilities through partnerships with employment service organizations. Funding for these services has been reduced by 26.9 percent since 2008, while the need for services increased by about one percent each year in the past four years. Funding will also be used to pay outstanding bills that have accrued to the program since fiscal year 2011 due to a shortage of funding in the program. Outstanding bills total \$610,057 in fiscal year 2013, \$572,264 in fiscal year 2012, and \$670,288 in fiscal year 2011. A return on investment analysis of LTESS indicates that for every dollar spent in the program, \$3.50 is returned to localities. This funding will also help Virginia meet its Employment First goals set forth in the U.S. Department of Justice Settlement Agreement.)

Chief Patron: McClellan

Item 325 #4h

Health and Human Resources	FY 14-15	FY 15-16
Department For Aging And Rehabilitative Services	\$2,354,394	\$2,354,394 GF

Language:

Page 277, line 11, strike "\$97,610,241" and insert "\$99,964,635".

Page 277, line 11, strike "\$97,610,241" and insert "\$99,964,635".

Explanation:

(This amendment adds \$2.4 million each year from the general fund for long-term employment support services (LTESS) and job maintenance programs for individuals with disabilities through partnerships with employment service organizations. Funding for these services has been reduced by 26.9 percent since 2008, while the need for services increased by about one percent each year in the past four years. Funding will also be used to pay outstanding bills that have accrued to the program since fiscal year 2011 due to a shortage of funding in the program. Outstanding bills total \$610,057 in fiscal year 2013, \$572,264 in fiscal year 2012, and \$670,288 in fiscal year 2011. A return on investment analysis of LTESS indicates that for every dollar spent in the program, \$3.50 is returned to localities. This funding will also help Virginia meet its Employment First goals set forth in the U.S. Department of Justice Settlement Agreement.)

Chief Patron: Howell

Item 325 #4s

Health and Human Resources	FY 14-15	FY 15-16	
Department For Aging And Rehabilitative Services	\$2,354,394	\$2,354,394	GF

Language:

Page 277, line 11, strike "\$97,610,241" and insert "\$99,964,635".

Page 277, line 11, strike "\$97,610,241" and insert "\$99,964,635".

Explanation:

(This amendment adds \$2.4 million each year from the general fund for long-term employment support services (LTESS) and job maintenance programs for individuals with disabilities through partnerships with employment service organizations. Funding for these services has been reduced by 26.9 percent since 2008, while the need for services increased by about one percent each year in the past four years. Funding will also be used to pay outstanding bills that have accrued to the program since fiscal year 2011 due to a shortage of funding in the program. Outstanding bills total \$610,057 in fiscal year 2013, \$572,264 in fiscal year 2012 and \$670,288 in fiscal year 2011. A return on investment analysis of LTESS indicates that for every dollar spent in the program, \$3.50 is returned to localities. This funding will also help Virginia meet its Employment First goals set forth in the U.S. Department of Justice Settlement Agreement.)

Chief Patron: Hope

Item 308 #30h

Health and Human Resources	FY 14-15	FY 15-16	
Grants To Localities	\$450,000	\$450,000	GF
	\$450,000	\$450,000	NGF

Language:

Page 270, line 5, strike "\$353,662,156" and insert "\$354,562,156".

Page 270, line 5, strike "\$361,349,536" and insert "\$362,249,536".

Page 272, after line 48, insert:

"CC. Out of this appropriation, \$450,000 each year from the general fund and \$450,000 from matching federal Medicaid funds shall be provided to implement six two-year regional pilot programs to develop Medicaid waiver community-based day support programs in support of the U.S. Department of Justice Settlement Agreement. The Department of Behavioral Health and Developmental Services shall have the authority to implement these pilot programs effective July 1, 2014, and prior to the completion of any regulatory process undertaken, if needed, in order to implement these programs."

Explanation:

(This amendment adds \$450,000 each year from the general fund and \$450,000 each year from the matching federal Medicaid funds pilot programs to development community-based day support services. The recent U.S. Department of Justice Settlement Agreement instructs Virginia to develop integrated community-based day services for individuals on the Medicaid Intellectual and Development Disability waiver programs. Findings conclude that Virginia has an over-reliance on "segregated" center-based day support services. The Department of Behavioral Health and Developmental Services (DBHDS) shall work with a private provider workgroup to develop these pilot projects. Funding provides for two pilot programs in Northern Virginia (Region 2) and one pilot in each of the other DBHDS four regions of the state. Language is also added providing the department with authority to implement the pilots effective July 1, 2014.)

Chief Patron: Barker

Item 308 #30s

Co-Patron(s): Colgan, Favola, Marsden

Health and Human Resources	FY 14-15	FY 15-16	
Grants To Localities	\$450,000	\$450,000	GF
	\$450,000	\$450,000	NGF

Language:

Page 270, line 5, strike "\$353,662,156" and insert "\$354,562,156".

Page 270, line 5, strike "\$361,349,536" and insert "\$362,249,536".

Page 272, after line 48, insert:

"CC. Out of this appropriation, \$450,000 each year from the general fund and \$450,000 from matching federal Medicaid funds shall be provided to implement six 2-year regional pilot programs to develop Medicaid waiver community-based day support programs in support of the U.S. Department of Justice Settlement Agreement. The Department of Behavioral Health and Developmental Services shall have the authority to implement these pilot programs effective July 1, 2014, and prior to the completion of any regulatory process undertaken, if needed, in order to implement these programs."

Explanation:

(This amendment adds \$450,000 each year from the general fund and \$450,000 each year from the matching federal Medicaid funds pilot programs to development community-based day support services. The recent U.S. Department of Justice Settlement Agreement instructs Virginia to develop integrated community-based day services for individuals on the Medicaid Intellectual and Development Disability waiver programs. Findings conclude that Virginia has an over-reliance on "segregated" center-based day support services. The Department of Behavioral Health and Developmental Services (DBHDS) shall work with a private provider workgroup to develop these pilot projects. Funding provides for two pilot programs in Northern Virginia (Region 2) and one pilot in each of the other DBHDS four regions of the state. Language is also added providing the Department with authority to implement the pilots effective July 1, 2014.)

Chief Patron: Brink

Item 301 #21h

Health and Human Resources	FY 14-15	FY 15-16	
Department Of Medical Assistance	\$2,275,500	\$2,275,500	GF
Services	\$2,275,500	\$2,275,500	NGF

Language:

Page 245, line 42, strike "\$8,495,724,272" and insert "\$8,500,275,272".

Page 245, line 42, strike "\$8,761,183,102" and insert "\$8,765,734,102".

Page 264, after line 26, insert:

"FFFF. The Department of Medical Assistance Services shall establish a fee-for-service rate aligned with the actual cost of delivering person-centered services for individuals with complex medical and behavioral needs, effective July 1, 2014, as a pilot program in Northern Virginia. The basis for the pilot will be the existing regional rate setting protocol used in Northern Virginia, which establishes rates that are vetted by local government entities including an array of specialized services for people with significant and complex support needs. The department shall consult with the Department of Behavioral Health and Developmental Services and an established community services board and provider stakeholder coalition in Northern Virginia to develop the pilot methodology. Recommendations from this workgroup shall be used to develop the rate to meet the needs of individuals exiting the Northern Virginia Training Center into the community. The pilot region shall include areas served by community service boards of Arlington, Alexandria, Fairfax-Falls Church, Prince William, and Loudoun. Results from the pilot shall be considered in the submission of the new Intellectual/Developmental Disability waiver application to the federal Centers for Medicare and Medicaid Services. The department shall have authority to implement necessary changes upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such changes."

Explanation:

(This amendment provides funding to establish a fee-for-service rate aligned with the actual cost of delivering person-centered services for individuals with complex medical and behavioral needs, effective July 1, 2014, as a pilot program in Northern Virginia. The basis for the pilot will be the existing regional rate setting protocol used in Northern Virginia which establishes rates that are vetted by local government entities including an array of specialized services for people with significant and complex support needs.)

Health and Human Resources	FY 14-15	FY 15-16	
Department Of Medical Assistance	\$2,275,500	\$2,275,500	GF
Services	\$2,275,500	\$2,275,500	NGF

Language:

Page 245, line 42, strike "\$8,495,724,272" and insert "\$8,500,275,272".

Page 245, line 42, strike "\$8,761,183,102" and insert "\$8,765,734,102".

Page 264, after line 26, insert:

"FFFF. The Department of Medical Assistance Services shall establish a fee-for-service rate aligned with the actual cost of delivering person-centered services for individuals with complex medical and behavioral needs, effective July 1, 2014, as a pilot program in Northern Virginia. The basis for the pilot will be the existing regional rate setting protocol used in Northern Virginia which establishes rates that are vetted by by local government entities including an array of specialized services for people with significant and complex support needs. The department shall consult with the Department of Behavioral Health and Developmental Services and an established community services board and provider stakeholder coalition in Northern Virginia to develop the pilot methodology. Recommendations from this workgroup shall be used to develop the rate to meet the needs of individuals exiting the Northern Virginia Training Center into the community. The pilot region shall include areas served by community service boards of Arlington, Alexandria, Fairfax-Falls Church, Prince William and Loudoun. Results from the pilot shall be considered in the submission of the new ID/DD waiver application to the federal Centers for Medicare and Medicaid Services. The department shall have authority to implement necessary changes upon federal approval and prior to the completion of any regulatory process undertaken in order to effect such changes."

Explanation:

(This amendment provides funding to establish a fee-for-service rate aligned with the actual cost of delivering person-centered services for individuals with complex medical and behavioral needs, effective July 1, 2014, as a pilot program in Northern Virginia. The basis for the pilot will be the existing regional rate setting protocol used in Northern Virginia which establishes rates that are vetted by by local government entities including an array of specialized services for people with significant and complex support needs.)

Chief Patron: Filler-Corn

Item 278 #1h

Co-Patron(s): Bulova, Campbell, Hope, Keam, Kory,
O'Quinn, Plum, Watts

Health and Human Resources

Secretary Of Health And Human
Resources

Language

Language:

Page 227, after line 45,

"C. The Secretary of Health and Human Resources shall not discharge any training center resident into community-based care, or transfer a resident to another training center against the wishes of the Authorized Representative of the resident, until: (i) the Human Services Research Institute has completed its study of prospective waiver costs for such persons and a new waiver is approved and funded and (ii) the Commonwealth has completed a study of the comparative costs of providing the remaining training center residents equal or better supports and services in community placements versus the costs of providing them such supports and services in efficiently restructured training centers."

Explanation:

(This amendment delays discharges from state training centers until certain conditions have been met by the Secretary of Health and Human Resources.)

Chief Patron: Filler-Corn

Item 278 #2h

Co-Patron(s): Bulova, Campbell, Hope, Keam, Kory,
O'Quinn, Plum, Watts

Health and Human Resources

Secretary Of Health And Human
Resources

Language

Language:

Page 227, after line 45,

"C. The Secretary of Health and Human Resources shall ensure that (i) before any training center resident is discharged and placed in community-based care, adequate resources are in place to guarantee an equal or higher quality of care in the community-based option as compared to that provided in the training center and (ii) before any training center resident is transferred to another training center due to the closure of his current facility, the receiving training center provides all essential services utilized by the transferred resident at his current facility and that those services are of at least equal staffing, quality, frequency, and accessibility."

Explanation:

(This amendment adds language setting forth requirements for discharges and transfers from state training centers.)

Chief Patron: Brink

Item 308 #9h

Co-Patron(s): Hope, O'Bannon

Health and Human Resources	FY 14-15	FY 15-16
Grants To Localities	\$2,113,632	\$2,271,072 GF

Language:

Page 270, line 5, strike "\$353,662,156" and insert "\$355,775,788".

Page 270, line 5, strike "\$361,349,536" and insert "\$363,620,608".

Page 272, line 46, after "BB.", insert: "1."

Page 272, after line 48, insert:

"2. The Department shall use agency balances in this item to provide an equivalent amount of funding in the second year as ongoing support for providers who apply for assistance with one-time expenses for staff training, short-term specialized staff support for a specific need, physical plan modifications not funded by Medicaid to meet the specialized need of an individual supported, staff support for individuals who have an extended hospital stay, and other one-time specialized supports not funded by other sources that may assist with transition of an individual from a training center or may assist in maintaining a successful community placement."

Explanation:

(This amendment adds language directing the use of funding contained in the introduced budget for the provision of services for individuals transitioning out of Northern Virginia Training Center into community settings.)

Chief Patron: Howell

Item 1 #1s

Co-Patron(s): Newman

Legislative Department
General Assembly Of Virginia

Language

Language:

Page 8, after line 27, insert:

"N. The Special Joint Subcommittee to Consult on the Plan to Close State Training Centers shall continue to conduct a review of the assumptions behind the cost and cost savings of implementing the U.S. Department of Justice (DOJ) settlement agreement including but not limited to a review of the cost of providing care in the state intellectual disability (ID) training centers and the community and an explanation of the difference in costs."

Explanation:

(This amendment requires the Joint Subcommittee to Consult on the Plan to Close State Training Centers to continue reviewing the cost and cost savings of implementing the DOJ settlement agreement including a review of the cost of providing care in state training centers for the intellectually disabled.)

Chief Patron: Newman

Item 1 #2s

Co-Patron(s): Howell

Legislative Department
General Assembly Of Virginia

Language

Language:

Page 8, after line 27, insert:

"N. The Special Joint Subcommittee to Consult on the Plan to Close State Training Centers shall continue to conduct a review of the assumptions behind the cost and cost savings of implementing the U.S. Department of Justice (DOJ) settlement agreement including but not limited to a review of the cost of providing care in the state intellectual disability (ID) training centers and the community and an explanation of the difference in costs."

Explanation:

(This amendment requires the Joint Subcommittee to Consult on the Plan to Close State Training Centers to continue reviewing the cost and cost savings of implementing the DOJ settlement agreement including a review of the cost of providing care in state training centers for the intellectually disabled.)

Chief Patron: Hodges

Item 301 #11h

Co-Patron(s): BaCote

Health and Human Resources	FY 14-15	FY 15-16	
Department Of Medical Assistance	\$131,253	\$150,843	GF
Services	\$131,253	\$150,843	NGF

Language:

Page 245, line 42, strike "\$8,495,724,272" and insert "\$8,495,986,778".

Page 245, line 42, strike "\$8,761,183,102" and insert "\$8,761,484,788".

Page 264, after line 26, insert:

"FFFF. Effective July 1, 2014, the Department of Medical Assistance Services shall have the authority to provide up to six months of case management services under the Intellectual Disability waiver program to transition individuals from Virginia's Training Centers and other facilities into the community. Prior to the discharge process, services must include requirements that case managers provide no fewer than three community options to each individual/family, explain the Department of Justice Settlement Agreement to family members, support the family in choosing appropriate options for their loved one, provide extensive contact with the respective training center staff, input information into a Department of Behavioral Health and Developmental Services database and field myriad information calls from providers who are interested in supporting the individual in the community. Funding shall also be used to cover the discharge process after community services are selected."

Explanation:

(This amendment provides funding to allow up to 6 months of Intellectual Disability (ID) Case Management services for individuals transitioning from Virginia's Training Centers and other facilities into the community. Case management services are required to be provided prior to and after discharge to improve the process of transitioning an individual from training centers to the community. Currently only three months are provided for case management services, but most individuals require six months of transition time.)

Chief Patron: Hanger

Item 301 #5s

Co-Patron(s): Miller

Health and Human Resources	FY 14-15	FY 15-16	
Department Of Medical Assistance	\$131,253	\$150,843	GF
Services	\$131,253	\$150,843	NGF

Language:

Page 245, line 42, strike "\$8,495,724,272" and insert "\$8,495,986,778".

Page 245, line 42, strike "\$8,761,183,102" and insert "\$8,761,484,788".

Page 264, after line 26, insert:

"FFFF. Effective July 1, 2014, the Department of Medical Assistance Services shall have the authority to provide up to six months of case management services under the Intellectual Disability waiver program to transition individuals from Virginia's Training Centers and other facilities into the community. Prior to the discharge process, services must include requirements that case managers: provide no fewer than three community options to each individual/family, explain the Department of Justice Settlement Agreement to family members, support the family in choosing appropriate options for their loved one, provide extensive contact with the respective training center staff, input information into a DBHDS database and field myriad information calls from providers who are interested in supporting the individual in the community. Funding shall also be used to cover the discharge process after community services are selected."

Explanation:

(This amendment provides funding to allow up to six months of Intellectual Disability (ID) Case Management services for individuals transitioning from Virginia's Training Centers and other facilities into the community. Case management services are required to be provided prior to and after discharge to improve the process of transitioning an individual from training centers to the community. Currently only three months are provided for case management services but most individuals require six months of transition time.)

Chief Patron: Barker

Item 306 #1s

Health and Human Resources

Department Of Behavioral Health
And Developmental Services

Language

Language:

Page 267, line 40, strike "will" and insert "shall".

Page 267, line 41, after the period, insert:

"Such monies derived from land sales and restructuring of the training centers and deposited in the trust fund shall be used for services for persons with intellectual disabilities."

Page 267, line 44, strike "may" and insert "shall".

Explanation:

(This language amendment clarifies that funds deposited to the Department of Behavioral Health and Developmental Services Trust Fund must be used to enhance services to individuals with mental illness, intellectual disability and substance problems after expenses are made to restructure such facilities. The amendment also requires that monies derived from land sales and restructuring of the training centers and deposited in the trust fund shall be used for services for persons with intellectual disabilities. Language is also modified requiring that any unspent funds appropriated to implement the Department of Justice Settlement Agreement be carried forward to the next biennium for the same purpose.)

Chief Patron: Hanger

Item 306 #3s

Health and Human Resources	FY 14-15	FY 15-16	
Department Of Behavioral Health And Developmental Services	\$30,000,000	\$30,000,000	GF

Language:

Page 267, line 10, strike "\$0" and insert "\$30,000,000".

Page 267, line 10, strike "\$0" and insert "\$30,000,000".

Page 267, line 33, after "C." insert "C.1."

Page 267, line 36 after "facilities", insert:

"and any agency cost savings related to the provision of services for individuals with intellectual and development disability"

Page 267, line 40 after "restructuring.", strike the remainder of the line.

Page 267, strike line 41, and insert:

"Funds received into the trust fund from the sale of property at state-owned intellectual disability facilities and attendant agency cost savings shall be used to enhance services to individuals with intellectual and development disability.

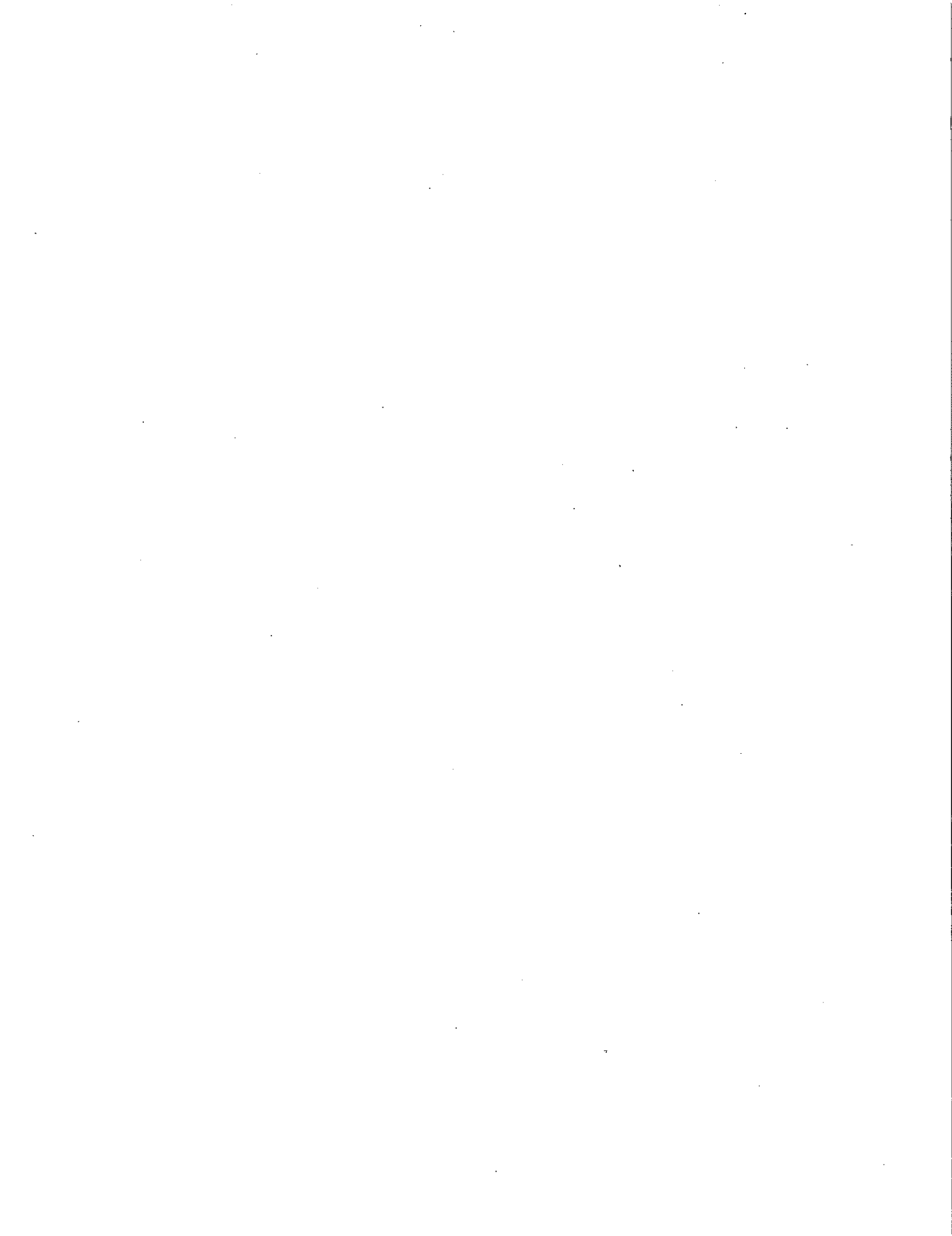
"2. Out of this appropriation, \$30,000,000 the first year and \$30,000,000" the second year from the general fund shall be deposited into the DBHDS trust fund for the purpose of expanding the community capacity to serve individuals with intellectual and developmental disabilities who are transitioning out of state training centers or living in the community. The Commissioner of DBHDS shall ensure mechanisms are in place to address the identified barriers to placement in the community and initiative broader systems changes across CSB jurisdictions."

Explanation:

(This amendment adds \$30.0 million GF each year to expand the community capacity to serve individuals with intellectual and developmental disabilities. The amendment also modifies language directing the Department of Behavioral Health and Developmental Services to deposit the proceeds of the sales of surplus land at state-owned behavioral health and intellectual disability facilities into a revolving trust fund. Changes would require any costs savings generated in the agency related to the provision of intellectual and developmental disability services to be deposited into the trust fund. Further, language is modified to ensure that funds received into the trust fund from the sale of surplus land at state-owned training centers and agency cost savings will be used to support services for individuals with intellectual and/or developmental disabilities, instead of other populations.)

HB 2 – Statewide Prioritization Process for Project Selection

- The bill directs the Commonwealth Transportation Board (CTB) to develop and implement a prioritization process for projects funded by the CTB. This process would be used for the development of the Commonwealth's Six-Year Improvement Program (SYIP) and would consider roadway, transit, rail, technology operational improvements, and transportation demand management strategies.
 - The development of this process would be done in cooperation with metropolitan planning organizations (MPOs) and the NVTA. The CTB would also solicit input from local governments, transit authorities, other transportation authorities, and other stakeholders.
 - The process would consider, at a minimum, the following factors: congestion mitigation, economic development, accessibility, safety, and environmental quality. The CTB would weigh these factors for each of the Commonwealth's transportation districts and the CTB could assign different weights to the factors based on location and other factors.
 - For the Northern Virginia and Hampton Roads construction districts, the CTB would ensure that congestion mitigation is weighted highest among the factors.
- The CTB could exempt from this prioritization process projects in the current SYIP that have completed the state environmental review or National Environmental Policy Act (NEPA) processes.
- The CTB would select projects using this process starting July 1, 2016.
- The prioritization process would not apply to maintenance, congestion mitigation and air quality (CMAQ), federal Highway Safety Improvement Program funds, Transportation Alternatives, and revenue sharing.
- This process would not be used for the regional funds created by HB 2313 (2013) for Northern Virginia and Hampton Roads.



2014 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Summary
Transportation Funding Bills					
House					
HB 396	O'Bannon III, J	Rail and Public Transportation, Department of; funding.	S Transportation	Passed House 91-0	Codifies appropriation act language dealing with funding of the DRPT, providing 3.5% of the mass transit funds for project development, project administration, and project compliance.
HB 433	LeMunyon, J	Retail Sales and Use Tax; food purchased for human consumption.	H Finance		Phases out over a five-year period the state and local sales and use tax on food purchased for human consumption. Under current law, the local tax rate on food is 1% and the state tax rate on such food is 1.5%, with a 1% tax dedicated to localities based on school age population and the remaining one-half percent tax dedicated to the Transportation Trust Fund (TTF). The bill dedicates state sales and use tax revenue to hold harmless localities and the TTF.
HB 508	Taylor, S	Natural gas fueling stations; tax credit to owners for public access.	H Finance, Sub #2		Provides for a tax credit for owners of natural gas fueling stations that are open to the public on or after January 1, 2015. The amount of the credit is equal to 30 percent of the fuels tax on gallons purchased for resale or 40 percent of the fuels tax on gallons purchased for resale if the fueling station is within three miles of I-95.
HB 510	Morris, R	Use of federal funds; appropriation required.	H Appropriations, Sub. General Government		Prohibits state agencies and state officials, officers, and employees from disbursing, allotting, collateralizing, encumbering, committing, or otherwise using federal moneys or funds unless there is in effect an appropriation enacted by the General Assembly that specifically describes or defines the federal moneys or funds and how they are to be used.
HB 884	Yancey, D	Virginia Infrastructure Grant Fund; established.	H Counties, Cities, and Towns, Sub #2		Creates, from such funds as may be appropriated by the General Assembly and any gifts, grants, or donations from public or private sources, the Virginia Infrastructure Grant Fund, to be administered by the Department of Housing and Community Development. The bill requires the Department to establish criteria for making grants from the Fund, including procedures for determining the amount of a grant and the required local match, if any. The Fund is intended to help localities make investments in roads, bridges, smarter electrical grids, upgraded water and sanitation systems, mass transit systems, clean energy and more energy-efficient buildings, and the provision of broadband.
HB 975	Rust, T	Hybrid electric motor vehicles; repeals annual license tax.	Senate Finance	Passed House 89-9	Repeals the \$64 annual license tax on hybrid electric motor vehicles that was increased beginning July 1, 2013.
Senate					
SB 127	Newman, S.	Hybrid electric motor vehicles; repeals annual license tax.	H Finance	Passed Senate 35-3	Repeals the \$64 annual license tax on hybrid electric motor vehicles that was increased beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2013.
SB 298	Watkins, J	Rail and Public Transportation, Department of; funding.	S Floor	Passed Senate 40-0	Codifies appropriation act language dealing with funding of the DRPT, providing 3.5% of the mass transit funds for project development, project administration, and project compliance.
Transportation Allocation Formula Bills					
House					
HB 2	Stolle	Commonwealth Transportation Board; allocations within highway construction districts.	H Transportation, Sub #4	Sub Reported Substitute 7-0	Creates a Statewide prioritization process for CTB project selection, which is to be used for the development of the six-year improvement program pursuant and will consider highway, transit, rail, roadway, technology operational improvements and transportation demand management strategies.
HB 626	Watts, V	Highways systems; allocation of funds.	H Appropriations, Sub Transportation		Eliminates required allocations of up to \$500 million per year for bridge reconstruction and rehabilitation, high priority projects, and smart roadway technology projects.

2014 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Summary
HB 920	Sickles, M	Highway systems; funding.	H Appropriations, Sub Transportation		Advances from July 1, 2020, to July 1, 2014, the expiration date of the annual \$500 million allocation that can be made by the CTB for priority projects.
HB 1048	Rust, T	Funding among highway systems.	H Floor	Reported by Committee 22-0	The CTB can allocate up to \$500 million on priority projects, 25% of which is directed towards reconstructing deteriorated interstate and primary systems. This legislation adds "municipality maintained primary extension" to that list.
HB 1095	Peace, C	Innovation and Technology Transportation Fund; created.	H Appropriations	Reported by Committee 22-0	Creates the Innovation and Technology Transportation Fund to fund pilot programs and fully developed initiatives pertaining to high-tech infrastructure improvements with 5% of the annual amount allocated by the CTB.
HB 1100	Yancey, D	CTB Six-Year Improvement Program; requirements.	H Transportation		Requires that the CTB's Six-Year Improvement Program give priority to either projects that are expected to provide the greatest congestion reduction relative to the cost of the project or projects that promote economic development and promote commerce and trade within the highway construction district where they are located.
Senate					
SB 518	Wagner, F	Highway systems; funding.	H Transportation	Passed Senate 36-1	The CTB can allocate up to \$500 million on priority projects, 25% of which is directed towards reconstructing deteriorated interstate and primary systems. This legislation adds "municipality maintained primary extension" to that list.
House					
Transportation Trust Fund					
Senate					
House					
Northern Virginia Transportation Authority (NVTa) Allocation Bills					
HB 1254	Marshall, R	Northern Virginia Transportation Authority; use of revenues.	H Appropriations, Sub Transportation		Requires the Authority identify both the capital and operating costs of the project per rider for transit projects; and compare the costs and benefits of at least three competing projects potentially eligible for the same source of funding for highway projects.
Legislation No Longer Under Consideration					
House					
HB 3	Cline, B	Transportation funding; all provisions of 2013 Session omnibus bill to expire on July 1, 2014.	H Finance, Sub #3	Sub Recommends laying on Table by Voice Vote	Provides that all provisions of the 2013 Session omnibus transportation bill (HB 2313) expire on July 1, 2014.
HB 4	Surovell, S.	Hybrid electric motor vehicles; repeals annual license tax, refunds.	H Finance, Sub #3	Sub Recommends laying on Table by Voice Vote	Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.

2014 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Summary
HB 40	Marshall, R	Motor fuels tax rates; repeals provision that will increase tax, etc.	H Finance, Sub #3	Sub Recommends Laying on Table by Voice Vote	Repeals the provision in HB 2313 that will increase the motor fuels tax if the United States Congress has not enacted the Marketplace Fairness Act by January 1, 2015.
HB 47	Kory, K.	Hybrid electric motor vehicles; repeals annual license tax, refunds.	H Finance, Sub #3	Sub Recommends Laying on Table by Voice Vote	Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.
HB 65	Marshall, III, D	Motor vehicle sales and use tax; definition of sale price.	H Finance, Sub #1	Sub Recommends Laying on Table by Voice Vote	Excludes from the sale price for determining motor vehicle sales and use tax the amount of any credit given by the seller for any motor vehicle taken as a trade-in.
HB 68	Marshall, III, D	Transportation funding; date change on certain scheduled increases in sales and use tax revenue.	H Finance, Sub #3	Sub Recommends Laying on Table by Voice Vote	Changes the dates on which the scheduled increases in sales and use tax revenue to the Highway Maintenance and Operating Fund (HMOF) would not take place if Congress does not enact the Marketplace Fairness Act from fiscal years 2016 and 2017.
HB 72	Pogge, B	Hybrid electric motor vehicles; eliminates annual license tax.	H Finance, Sub #3	Sub Recommends Laying on Table by Voice Vote	Eliminates the \$64 annual license tax on hybrid electric motor vehicles.
HB 213	Marshall, III, D	Salem Highway Construction District; additional transportation funding, report.	H Approps, Sub. Transportation	Sub Recommends Laying on Table by Voice Vote	Provides additional funds for transportation in the Salem Highway Construction District by allocating revenue attributable to a portion of economic growth due to or facilitated by the Inland Port in Montgomery County
HB 345	Taylor, S	Motor fuels tax; alternative fuels.	H Finance, Sub #3	Sub Recommends Laying on Table by Voice Vote	Provides that the motor fuels tax on non-liquid alternative fuels shall be the percentage tax on a gallon of gasoline multiplied by the average wholesale cost of the amount of the alternative fuel required to produce the energy content of a gallon of unleaded gasoline, for each such amount of alternative fuel.
HB 347	James, M	Income tax, state; deduction for payment of certain tolls.	H Finance, Sub #2	Sub Recommends Laying on Table by Voice Vote	Allows a qualified taxpayer to deduct from his Virginia adjusted gross income an amount equal to 50 percent of the amount paid by the taxpayer for tolls in a qualified locality. A qualified locality is one in which the unemployment rate is higher than the statewide average and (i) in which a public-private transportation project that includes tolling is located or (ii) that is adjacent to a locality in which such a project is located. A qualified taxpayer is a taxpayer who resides in a qualified locality.
HB 351	James, M	Downtown Tunnel Construction Relief Grant Fund.	H Approps, Sub. Transportation	Sub Recommends Laying on Table by Voice Vote	Establishes the Downtown Tunnel Construction Relief Grant Fund to provide grants of up to \$1,500 to businesses that have suffered economic damage as a result of road closures due to the construction of the Downtown Tunnel Project. The act has a July 1, 2015, sunset.
HB 528	Hodges, M	Drainage ditch maintenance, etc.; use of revenue-sharing highway funds.	H Transportation	Stricken by Request	Provides for use of revenue-sharing highway funds for construction and maintenance of ditches and other drainage facilities and obtaining voluntary drainage easements or voluntary permission to enter private property.
HB 623	Watts, V	Electric, hybrid electric, and alternative fuel motor vehicles; annual road usage fee.	H Finance, Sub #3	Sub Recommends Laying on Table by Voice Vote	Replaces the \$64 annual license tax on electric, hybrid electric, and alternative fuel motor vehicles with a \$64 annual road usage fee on (i) electric motor vehicles and (ii) any other motor vehicle that has a combined city/highway fuel economy rating equal to or greater than 40 miles per gallon or 40 miles per gallon of gasoline-equivalent (MPGe), according to EPA standards and regulations.

2014 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Summary
HB 729	Lingamfelter, L	Tax restructuring; modifies individual income and retail sales and use taxes.	H Finance, Sub #3	Continued to 2015 by Voice Vote	Modifies the individual income and retail sales taxes by lowering the top three individual income marginal tax rates, increasing the individual income tax filing thresholds, repealing the retail sales and use tax on food, increasing the state retail sales and use tax from 4.3 percent to 5.0 percent except in the counties and cities located in the Hampton Roads and Northern Virginia, extending the retail sales and use tax to certain personal services that are currently exempt from the tax, and eliminating the retail sales and use tax exemption for nonprofit entities with at least \$1 million in gross revenue. An amount equal to the revenues generated by the increase would be distributed from the Transportation Trust Fund to each planning district in which the revenue was generated to be used solely in the planning district for new construction projects on new or existing roads, bridges, and tunnels or mass transit.
Senate					
SB 1	Ebbin, A.	Hybrid electric motor vehicles; repeals annual license tax, refunds.	S Finance	Incorporated into SB 127	Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.
SB 38	Marsden, D.	Hybrid electric motor vehicles; repeals annual license tax, refunds.	S Finance	Incorporated into SB 127	Repeals the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.
SB 159	Miller, J.	Annual license tax on certain vehicles.	S Finance	Incorporated into SB 127	Repeals the \$64 annual license tax on hybrid electric motor vehicles and alternative fuel vehicles that was first imposed beginning July 1, 2013. The bill also lowers the annual license tax for electric motor vehicles to \$50 per year, the rate that was in effect on June 30, 2013. The bill provides for refunds of the license tax paid on hybrid electric motor vehicles and alternative fuel vehicles for registration years beginning on or after July 1, 2014, and for a refund of the difference between the \$64 rate and the \$50 rate for the license tax paid on electric motor vehicles for registration years beginning on or after July 1, 2014.
SB 221	Petersen, J.	Hybrid electric motor vehicles; eliminates annual license tax.	S Finance	Incorporated into SB 127	Eliminates the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013.
SB 506	Wagner, F.	Hybrid electric motor vehicles; eliminates annual license tax.	S Finance	Incorporated into SB 127	Eliminates the \$64 annual license tax on hybrid electric motor vehicles that was first imposed beginning July 1, 2013. The bill also provides for refunds of the license tax paid on hybrid electric motor vehicles for registration years beginning on or after July 1, 2014.
Transportation Allocation Formula Bills					
House					
HB 87	Cole, M.	Transportation; Commonwealth priority of projects and funding.	H Transportation, Sub #4	Sub Recommends Laying on Table by Voice Vote	Provides that all state funds expended on transportation projects be for (i) projects expected to provide congestion reduction or (ii) projects that increase safety for travelers.
HB 658	LaRock, D.	Northern Virginia highway construction district; CTB allocations.	H Transportation	Sub Recommends Laying on Table by Voice Vote	Limits transit, rail, and public transportation allocations by the CTB to the Northern Virginia highway construction district to no more than 25 percent of total allocations.
HB 1163	Chafin, A.	Trails; allocation of federal funds for establishment and maintenance.	H Transportation	Sub Recommends Continuing to 2015 by Voice Vote	Allows the CTB to allocate eligible federal funds for use in the establishment and maintenance of trails.

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2014 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Summary
HB 42	Villanueva, R	Study; Legislative Audit and Review Commission to study equity of transportation funding; report.	H Rules, Sub Studies	Sub Recommends Continuing to 2015 by Voice Vote	Directs JLARC to review the equity of transportation funding in light of new revenues and because such a study has not been conducted in 30 years.
Senate					
SJ 72	Wagner, F	Study; Joint Legislative Audit and Review Commission to study equity of transportation funding.	S Rules	Continued to 2015 by Voice Vote	Directs JLARC to review the equity of transportation funding in light of new revenues and because such a study has not been conducted in 30 years.
House					
Transportation Trust Fund Bills					
Senate					
SJ 65	Obenshain, M	Constitutional amendment (first resolution); Transportation Funds.	S Privileges and Elections	Continued to 2015; 14-0	Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, and other funds established by general law for transportation. All revenues dedicated to Transportation Funds on January 1, 2014, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house, and the loan must be repaid with reasonable interest within four years.
House					
NVTA Allocation Bills					
HB 41	Marshall, R	Northern Virginia Transportation Authority; selection of projects.	H Transportation, Sub #4	Sub Recommends Laying on Table by Voice Vote	Provides that the CTB shall select the transportation projects to be funded by NVTA.
HB 281	Albo, D	Northern Virginia Transportation Authority; contracts.	H Transportation, Sub #4	Sub Recommends Laying on Table by Voice Vote	Prohibits the Authority from providing funds in support of a transportation-related project being undertaken with the District of Columbia or another state unless the Authority has first entered into a contract that provides for all costs of the project to be borne equally among the Authority and the District of Columbia or other state.
HB 635	LaRock, D	Northern Virginia Transportation Authority; use of revenues.	H Transportation, Sub #4	Sub Recommends Laying on Table by Voice Vote	Requires that the 70% of the regional revenues allocated by NVTA be used by NVTA solely to fund transportation projects that are contained in the regional transportation plan and that have evaluated by VDOT in accordance with HB 599 (2012).
HB 655	LaRock, D	Northern Virginia Transportation Authority; allocations.	H Transportation, Sub #4	Sub Recommends Laying on Table by Voice Vote	Limits allocations by the NVTA for transit, rail, and public transportation projects to no more than 25 percent of its total allocations.

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2014 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Summary
HB 324	Minchew, J	Northern Virginia Transportation Authority; bonding authority not effective until July 1, 2018.	H Transportation, Sub #4	Sub Recommends Laying on Table by Voice Vote	Provides that the Authority's bonding authority shall not be effective until July 1, 2018. After such date, the Authority, prior to issuance of bonds, shall demonstrate in the context of a bond validation lawsuit that the transportation projects proposed for funding with the sought bond proceeds have been thoroughly analyzed and provide the greatest degree of congestion reduction relative to cost.

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