



County of Fairfax, Virginia

MEMORANDUM

DATE: February 2, 2016

TO: Board of Supervisors

FROM: Edward L. Long, Jr., County Executive

SUBJECT: 2016 Legislative Report No. 1—Board Legislative Committee Meeting of January 29, 2016

The regular 2016 Session of the Virginia General Assembly convened on January 13, 2016 and is scheduled to adjourn on March 12, 2016. This is a “long” session of 60 days.

The 2016 General Assembly has been very active and the volume of legislation is comparable to years past. As of January 30, 2,681 bills and resolutions have been introduced. The majority of this legislation remains in various subcommittees and is expected to move forward in the coming weeks.

The Legislative Committee met on January 29 to consider several issues of importance to the County. This meeting was scheduled to be the Legislative Committee’s second meeting during the 2016 General Assembly; however, the first scheduled meeting was cancelled due to the blizzard. The Committee offers the following report and recommendations for action to the Board.

Legislative Committee Actions of January 29, 2016:

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

Specific Issues

Budget Update: The Committee received a chart on budget proposals submitted by the Governor for FY 2017 and FY 2018. More detailed information may be found in the chart provided on handwritten pages 69-78 of the attachments to this memorandum.

Member Budget Amendments: The Committee received a handout on member budget amendments (see handwritten pages 79-85).

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

County Initiatives

HB 541 (Watts) (HCT) allows the disclosure of law-enforcement records concerning a juvenile who is referred to a court services unit-authorized diversion program. The bill prohibits further disclosure of such records by the diversion program or participants in the program. Law-enforcement officers may prohibit disclosure to protect a criminal investigation or intelligence information. (16101947D)

HB 1032 (Sickles) (House Floor) clarifies that a locality may impose a penalty of up to \$250 upon the resident owner annually for as long as the motor vehicle remains unregistered in Virginia. (16103965D)

Historical Positions of the Board

SUPPORT

HB 945 (Wilt) (HCCT)/ **SB 309** (Hanger) (SLG) extends the current moratorium on city annexations and county immunity actions by 10 years to 2028. Provisions that would trigger the early expiration of the moratorium if the General Assembly fails to appropriate certain amounts for local law-enforcement expenditures are exempted through the 2026-2028 biennium. The Commission on Local Government is directed to evaluate the structure of cities and counties in the Commonwealth and the impact of annexation upon localities. In doing so, the Commission shall consider alternatives to the current moratorium on annexation by cities.

The Commission shall issue its findings and recommended policy changes to the General Assembly no later than December 1, 2025. Support; the Board has historically supported. (16103789D, 16103788D)

SB 681 (Vogel) (SLG) extends the current moratorium on city annexations and county immunity actions by two years to 2020. Provisions that would trigger the early expiration of the moratorium if the General Assembly fails to appropriate certain amounts for local law-enforcement expenditures are exempted through the 2016-2018 biennium. Support; the Board has historically supported. (16104027D)

HJ 136 (Sickles) (HPE)/ **SJ 1** (Surovell) (SPE) ratifies the Equal Rights Amendment to the United States Constitution that was proposed by Congress in 1972. The joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress. Support; the Board has historically supported. (16101109D, 16100133D)

SB 258 (Surovell) (STRAN) provides that the votes of the nine nonlegislative citizen members of the Commonwealth Transportation Board who represent the nine highway construction districts shall be weighted on the basis of the population of each member's district as a percentage of the total population of the Commonwealth. Support; the Board has historically supported. (16100159D)

Courts

HB 223 (Stolle) (HCT)/ **SB 50** (Howell) (SCT) increases from \$10 to \$20 the maximum amount a local governing body may assess against a convicted defendant as part of the costs in a criminal or traffic case in district or circuit court to fund courthouse and courtroom security. Support; Board has historically supported. (16101144D, 16101096D)

HB 96 (Lingamfelter) (HCT) establishes the Problem-Solving Court Act (the Act). The bill allows the establishment of problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service, mental illness, or societal reentry. The bill establishes a state problem-solving court docket advisory committee and requires localities intending to establish such courts to establish local advisory committees. The Supreme Court of Virginia is given administrative oversight for the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (§ 18.2-254.1). Support; Board has historically supported. (16101603D)

SB 26 (Reeves) (SCT) establishes, by the Problem-Solving Docket Act (the Act), problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service, mental illness, or societal reentry. The bill establishes a state problem-solving docket advisory committee and requires localities

intending to establish such dockets to establish local problem-solving docket advisory committees. The bill gives the Supreme Court of Virginia administrative oversight of the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (§ 18.2-254.1). Support; Board has historically supported. (16100297D)

SB 317 (Alexander) (SCT) establishes, by the Veterans Docket Act (the Act), problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service. The bill establishes a state veterans docket advisory committee and requires localities intending to establish such dockets to establish local veterans docket advisory committees. The bill gives the Supreme Court of Virginia administrative oversight of the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (§ 18.2-254.1). Support; Board has historically supported. (16101974D)

SB 380 (Vogel) (SCT) establishes, by the Behavioral Health Docket Act (the Act), behavioral health courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have mental illness and co-occurring substance abuse issues. The bill establishes a state behavioral health docket advisory committee and requires localities intending to establish such dockets to establish local behavioral health docket advisory committees. The bill gives the Supreme Court of Virginia administrative oversight of the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (§ 18.2-254.1). Support; Board has historically supported. (16103760D)

Elections

HB 1216 (Aird) (HPE)/ **SB 188** (Miller) (SPE) entitles persons who will be age 65 or older on the date of an election for which an absentee ballot is requested to vote absentee. Support; Board has historically supported. (16102488D, 16104805D-S1)

SB 106 (Dance) (Senate Floor) allows qualified voters to vote absentee in person without providing an excuse for not being able to vote in person on election day. The bill retains the statutory list of specific reasons allowing a voter to cast an absentee ballot by mail. Support; Board has historically supported. (16101476D)

Human Services

HB 828 (Torian) (HHWI) provides that a person who is otherwise eligible to receive Temporary Assistance for Needy Families benefits shall not be denied such benefits solely because he has been convicted of a felony offense of possession of a controlled substance, provided that he is not using illegal drugs, complies with all obligations imposed by the criminal court and the Department of Social Services, and is actively engaged in or has completed substance abuse treatment. Support; Board has historically supported. (16103602D)

HB 992 (Lopez) (HHWI) provides that a person who is otherwise eligible to receive Temporary Assistance for Needy Families (TANF) shall not be denied assistance solely because he has been convicted of a felony offense of possession of a controlled substance, provided that he complies with all obligations imposed by the court and the Department of Social Services, is actively engaged in or has completed a substance abuse treatment program, and participates in drug screenings. The bill provides that a person who fails or refuses to participate in periodic drug testing or who tests positive for the use of illegal substances shall be ineligible to receive TANF benefits for a period of 12 months; however, such person is given one opportunity during the 12-month period to comply with the testing requirement and be reinstated to eligibility for TANF benefits. Support; Board has historically supported. (16103802D)

OPPOSE

HB 61 (Morris) (HGL) provides that in addition to the civil enforcement provisions of the Virginia Freedom of Information Act (FOIA), any officer, employee, or member of a public body who, without legal excuse or justification, deliberately, willfully, and knowingly violates certain FOIA provisions is guilty of a Class 1 misdemeanor. Oppose; Board has historically opposed. (16100894D)

HB 1164 (Morris) (HCCT) requires any locality establishing a stormwater management utility to waive charges for real estate exclusively occupied or used by a church or religious body for religious worship or for the residence of its minister. Oppose; Board has historically opposed. Stormwater management is a shared responsibility for all members of the community. Waiving charges for some entities will require others to bear a disproportionate burden of the costs. (16103512D)

HB 1293 (Hugo) (HCCT) provides that qualifying grievances shall advance to either an impartial panel hearing or a hearing before an administrative hearing officer as agreed upon by both parties, as set forth in the locality's grievance procedure; however, if both parties cannot come to an agreement, an impartial panel shall be used. The bill contains technical amendments. Oppose; the Board has historically opposed. (16104131D)

SB 439 (Obenshain) (SPE) requires electronic pollbooks to contain a photograph and identifying information received by the Department of Elections from the Department of Motor Vehicles for each registered voter for whom the Department of Motor Vehicles has such a photograph and identifying information. The bill prohibits lists of voters furnished pursuant to current law from containing any voter's photograph or identifying physical information. The bill also provides that if the electronic pollbook contains the voter's photograph and identifying information, the officer of election is required to access that photograph and identifying information and the voter is not required to present one of the statutorily required forms of identification however, the bill requires the officer of election to challenge the voter's vote if the voter does not appear to be the same person depicted in the photograph or in the pollbook.

The bill has a delayed effective date of July 1, 2017. Oppose; Board has historically opposed. (16101744D)

Education Funding

HB 191 (Minchew) (HED) requires, for the purpose of determining the state and local shares of basic aid funding, that the composite index of local ability-to-pay or "local composite index" utilize the use value of all applicable real estate (i) devoted to agricultural use, horticultural use, forest use, and open-space use in each locality that has adopted an ordinance by which it provides for the use valuation and taxation of such real estate and (ii) used in agricultural and forestal production within an agricultural district, forestal district, agricultural and forestal district, or agricultural and forestal district of local significance in each locality that provides for the use valuation and taxation of such real estate, regardless of whether it has adopted a local land-use plan or local ordinance for such valuation and taxation. Oppose; Board has historically opposed. Rather than modifying individual components of the LCI formula, a comprehensive approach should be taken, including addressing factors relating to cost of living. (16102974D)

HJ 50 (Webert) (HRUL) requests the Department of Education to (i) determine, for each of the 95 localities that have adopted ordinances to provide for the use value assessment and taxation of certain real estate, the use value of all applicable (a) real estate devoted to agricultural use, (b) real estate devoted to horticultural use, (c) real estate devoted to forest use, and (d) real estate devoted to open-space use, as those terms are defined in the Code of Virginia, and (ii) recalculate the Composite Index of Local Ability to Pay for each locality after taking into consideration such use values. Oppose. Rather than modifying individual components of the LCI formula, a comprehensive approach should be taken, including addressing factors relating to cost of living. (16101687D)

Human Services

HB 86 (Morris) (HHWI) requires the Department of Social Services to develop a pilot program for screening and assessing participants in the Virginia Initiative for Employment not Welfare program for use of illegal substances. The bill requires the Department to provide an interim report on implementation of the pilot program to the Governor and the General Assembly no later than December 1, 2016, and a final report on the results of the pilot program no later than December 1, 2017. Oppose unless amended to provide that added costs for additional drug testing will be paid by the state; Board has historically opposed similar bills unless amended. (16100987D)

HB 836 (Cline) (HHWI) 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. Oppose unless amended to provide that added costs for additional drug testing will be paid by the state; Board has historically opposed similar bills unless amended. (16102825D)

Public Safety/Criminal Justice

HB 774 (Gilbert) (HCT) provides that no person arrested for a felony or misdemeanor may be released into the custody of a pretrial services agency without a secured bond unless he is determined by a court to be indigent. Oppose; Board has historically opposed. (16102820D)

HB 853 (Cline) (HMP) repeals the authority for localities to operate a photo-monitoring system for traffic light enforcement, colloquially known as a "photo red" program. Oppose; Board has historically opposed. (16102829D)

HB 1043 (Rasoul) (HCT) raises the threshold for per se reckless driving for speeding from driving in excess of 80 miles per hour to driving in excess of 85 miles per hour. The threshold for per se reckless driving for speeding for driving at or more than 20 miles per hour in excess of the speed limit remains unchanged. Oppose; the Board has historically opposed. (16102108D)

Transportation

HB 723 (LeMunyon) (HTRANS) transfers the powers and duties of the Northern Virginia Transportation Commission to the Northern Virginia Transportation Authority. Oppose; the Board has historically opposed. (16101990D)

HB 949 (Keam) (HTRANS)/**SB 113** (Petersen) (SRUL) increases from 17 to 18 the membership of the NVTA and provides that the additional non-legislative citizen member represent towns that receive funds for urban highway systems. Oppose; the Board had historically opposed. (16103101D, 16100883D)

HB 1382 (Keam) (HFIN) requires counties to appropriate 30 percent of the revenue from the special tax on commercial and industrial property attributable to property located within any town that constructs and maintains its streets to such town, unless the county and town agree otherwise. Oppose; Board has historically opposed. (16103084D)

AMEND

HJ 123 (Hugo) (SPE) provides that the General Assembly may provide for a local option to exempt from taxation the real property that is the primary residence of the surviving spouse of any law-enforcement officer, firefighter, search and rescue personnel, or emergency medical services personnel killed in the line of duty. Such tax exemption may not be claimed by a surviving spouse who has remarried. Amend to provide state funding for this initiative. (16101303D)

MONITOR

HB 141 (Marshall, Robert G.) (HMP) codifies an opinion of the Attorney General regarding the Government Data Collection and Dissemination Practices Act by limiting the ability of law-enforcement and regulatory agencies to use license plate readers to collect and maintain personal information on individuals where a warrant has not been issued and there is no reasonable suspicion of criminal activity by the individuals. The bill provides that information collected by a license plate reader without a warrant shall only be retained for seven days and shall only be used for the investigation of a crime or a report of a missing person. The bill also prohibits an agency from acquiring personal information collected from license plate readers from a third-party private vendor if the agency would not have been permitted to collect or retain the information on its own. Monitor; retention period in bill may be insufficient. (16100776D)

SB 236 (Petersen) (SGL) provides that, unless a criminal or administrative warrant has been issued, law-enforcement and regulatory agencies shall not use surveillance technology to collect or maintain personal information where such data is of unknown relevance and is not intended for prompt evaluation and potential use regarding suspected criminal activity or terrorism by any individual or organization. The bill authorizes law-enforcement agencies to collect information from license plate readers, provided that such information is held for no more than seven days and is not subject to any outside inquiries or internal usage, except in the investigation of a crime or a missing persons report. After seven days, such collected information must be purged from the system unless it is being utilized in an ongoing investigation. The bill also adds to the definition of "personal information," for the purposes of government data collection and dissemination practices, vehicle license plate numbers and information that affords a basis for inferring an individual's presence at any place. Monitor; retention period in bill may be insufficient. (16102870D)

New Bills-2016 General Assembly

HB 308 (Morris) (HGL) requires that any person elected, reelected, appointed or reappointed to any public body not excepted from FOIA must use only official government-provided email accounts to conduct public business. The bill also provides that public officers, appointees, and employees shall use only official government-provided email accounts to conduct public business. However, if a public officer, appointee, or employee inadvertently uses a nongovernment email account to conduct public business, then the email and email address shall be forwarded to the appropriate official for retention as designated by the public body. The bill contains a technical amendment. Monitor. (16101186D)

HB 800 (Morris) (HGL) provides that a public body shall (i) make an audio recording of the entirety of every meeting that is closed to the public; (ii) use a means of recording that fully captures and can clearly reproduce all statements made during a closed meeting; and (iii) preserve the recording for a period of no less than two years. The bill provides that a recording made shall not be subject to the disclosure provisions of FOIA, but its production may be

compelled, and the recording used as evidence, in a proceeding to enforce the provisions of FOIA. Monitor. (16101188D)

HB 1260 (Hodges) (HCCT) increases from 14 days to 45 days the time in which a local governing body shall call a special session, if a regularly scheduled session is not held, in order to confirm the declaration of a local emergency. Support. (16103664D)

HB 1337 (James) (HCCT) provides that a task force appointed by the Governor to review state mandates imposed on localities and to recommend temporary suspension or permanent repeal of such mandates, in making its recommendations, shall consider the measure for Fiscal Stress published by the Commission on Local Government of the Department of Housing and Community Development and the impact of such fiscal stress upon the ability of certain localities to meet state mandates. In addition to its other responsibilities, the task force shall consider and recommend possible state incentives to encourage those localities that are designated by the Commission on Local Government as having above average fiscal stress to take actions or adopt procedures that may help alleviate such fiscal stress. Support. (16103020D)

Courts

HB 1125 (Loupassi) (HAPP) adds a fourth judge to the maximum number allowed in the 25th Judicial District, general district court (Alleghany, Augusta, Bath, Botetourt, Buena Vista, Covington, Craig, Highland, Lexington, Rockbridge, Staunton, and Waynesboro) and adds one juvenile and domestic relations district court judge to the 19th Judicial District (Fairfax, Fairfax County). This is a recommendation of the Committee on District Courts. Support. (16102150D)

SB 57 (Howell) (SFIN) increases from seven to eight the number of juvenile and domestic relations district court judges in the 19th Judicial District (Fairfax, Fairfax County) and increases from three to four the number of general district court judges in the 25th Judicial District (Covington, Lexington, Staunton, Buena Vista, Waynesboro, Highland, Augusta, Rockbridge, Bath, Alleghany, Botetourt, and Craig). This bill is a recommendation of the Committee on District Courts. Support. (16104448D-S1)

Elections

HB 9 (Cole) (HPE) specifies in greater detail the information that applicants for voter registration are required to provide on the voter registration application form. The bill also requires the general registrars to deny the application of any applicant who fails to provide his full name or indicate that he does not have a middle name; fails to provide his gender, date of birth, or social security number or indicate that he does not have a social security number; fails to provide his citizenship status or provides that he is not a U.S. citizen; fails to provide his residence address or indicate rural residence location or homelessness; fails to provide information regarding the circumstances of restoration of his voting rights after felony convictions, if any, or adjudications of mental incapacity, if any; fails to provide previous voter

registration information or indicate lack thereof; or fails to indicate that he will be, or indicates that he will not be, at least 18 years of age on or before the date of the next general election. Oppose; could create additional burden for voters. (16100569D)

HB 370 (Poindexter) (HPE) provides that no candidate shall be deemed to have been elected at a general election to any statewide office or to the United States Senate unless such candidate receives more than 50 percent of the total votes cast for that office. The bill requires that when no candidate for an office receives more than 50 percent of the total votes cast at the general election for that office, a run-off election between the candidates receiving the highest and next-highest number of votes for that office shall be held. However, no run-off election shall be held if the total number of write-in votes cast for an office and the total number of votes cast for the candidate receiving the highest number of votes for an office together equal more than 50 percent of the total votes cast for that office. The bill requires run-off elections to be held on the fourth Tuesday following the date of the certification of the results of the general election or, if a recount is conducted after the general election, on the fourth Tuesday following the date of the certification of the results of the recount, unless the fourth Tuesday falls on a legal holiday, in which case the run-off election will be held on the sixth Tuesday. The bill provides that in all other elections, including a general election of electors for the President and Vice-President of the United States, the person having the highest number of votes for an office shall be deemed to have been elected to such office and shall receive the certificate of election. Under current law, except in the case of a recount, the person having the highest number of votes cast at any election is deemed to have been elected to that office. Oppose. (16102393D)

HB 1004 (Levine) (HPE) provides that a voter who does not have one of the forms of identification required by law shall be permitted to vote provisionally, in which case he shall have his photograph taken by an officer of election. That photograph shall be transmitted to the electoral board, and no further action by the voter is required. If the electoral board determines that the voter was a qualified voter in the precinct in which he cast the provisional vote and confirms that a photograph of him taken by an officer of election has been received, the voter's provisional vote is required to be counted. Support concept of enabling provisional voters to meet voter ID requirements on Election Day rather than supplying a form of identification to the electoral board after Election Day. Support the state Department of Elections working with localities to develop a procedure to allow voter ID requirements to be met by provisional voters. Amend to retain current procedure for provisional voting to provide identification as an option for voters until an alternative is fully developed. (16103105D)

Absentee Voting

HB 237 (Lingamfelter) (HPE) provides that a person qualified to vote by absentee ballot because of his status as a member of a uniformed service on active duty may choose to receive and return his absentee ballot by electronic means. The bill requires the State Board of Elections to develop standards for the secure transmission and return, storage, and processing of these ballots, including methods for authentication and the encryption of ballots. The bill has a delayed effective date of January 1, 2017. Support concept; implementation issues need to be resolved. (16100759D)

SB 490 (DeSteph) (SPE) provides that any active duty member of a uniformed service who has been called to duty for deployment to a combat zone shall be permitted to use his digital signature associated with his Common Access Card issued by the U.S. Department of Defense to sign his application for a military-overseas ballot, the statement of voter accompanying his cast military-overseas ballot, and any other related documents. The bill also requires the system through which a covered voter may apply for and receive voter registration materials, military-overseas ballots, and other information to be capable of accepting the submission of voted military-overseas ballots cast by active duty member of a uniformed service who has been called to duty for deployment to a combat zone. Support concept; implementation issues need to be resolved. (16103934D)

HB 1121 (Anderson) (HPE) requires the officers of elections to compare the signature on an absentee ballot envelope with the signature on that voter's voter registration application. Three officers, including one representative of each political party, are required to agree that the signatures match in order for the absentee ballot to be accepted. If less than three agree, the ballot is given provisional status and the electoral board makes the final determination of its validity. Notice by certified mail is required to be given to the voter. The bill also requires absentee ballot applications to be signed by the applicant's own handwriting or by electronic means, if such electronic signature is created by using a cursor, stylus, or similar device moved by the applicant to capture his signature. Any application signed by any other means shall be rejected. Oppose. (16103099D)

SB 603 (Howell) (Senate Floor) allows for any registered voter to vote by absentee ballot in person in any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot. The bill makes absentee voting in person available beginning the twenty-first day prior to the election and ending at 5:00 p.m. on the Saturday immediately preceding the election. The bill retains the current provisions for voting an absentee ballot by mail, including the application requirement and the list of statutory reasons. Support. (16103418D)

Environment

HB 734 (Hope) (SACNR) establishes an advisory committee to evaluate the risks of a plant or part thereof that is being considered for designation as a noxious weed. The bill requires the advisory committee to assess the plant's (i) impact on water bodies, other plants, livestock, land, public health, the environment, and the economy and (ii) current and potential in-state commercial viability. The bill exempts from the definition of noxious weed any plant whose in-state production is commercially viable. Support. (16102674D)

HB 977 (Lopez) (HAG)/ **SB 581** (McEachin) (SACNR) requires any person who unlawfully discharges any deleterious substance into state waters to notify the State Water Control Board (the Board), the Department of Environmental Quality (the Department), or the coordinator of emergency services of the affected locality within 12 hours. Current law allows such a person 24 hours to give notice. The bill also requires that written notice follow to the Board, in

addition to the Department, and specifies that the required report of potentially detrimental discharges by the Board or the Department to local newspapers, television stations, and radio stations be provided to such media outlets as soon as practicable after receiving it. Amend to remove reduced notification time due to potential impossibility. (16102493D, 16102719D)

SB 56 (Locke) (Passed Senate) provides that in local grass cutting ordinances as applied to vacant developed property, foreign growth includes overgrown shrubs and trees. Support. (16101344D-E)

Water and Sewer Service

SB 542 (Obenshain) (SLG) allows a sewer authority that provides only sewer service to place a lien on the property receiving the service in the amount of any number of months of delinquent charges. Current law allows the placement of liens in the amount of up to three months of delinquent water and sewer charges. Monitor. (16102424D)

SB 547 (Edwards) (SLG) provides that certain liens for the unpaid fees and charges of a lessee or tenant shall be placed only if the owner of the property has agreed in writing at the time service is initiated to be responsible for such unpaid fees and charges. Monitor. (16103511D)

Stormwater

HB 787 (Adams) (HAG) allows persons applying for a stormwater permit to acquire nutrient credits for construction activities from credit providers located outside the tributary where the construction activity is occurring. Currently, the acquisition of such credits is generally limited to the same or adjacent eight-digit hydrologic code as defined by the U.S. Geological Survey. Oppose. (16100968D)

HB 1085 (Bulova) (HAG) establishes the Stormwater Local Assistance Fund to provide matching grants to local governments for the planning, design, and implementation of stormwater best management practices that address cost efficiency and commitments related to reducing water quality pollutant loads. Support. (16102371D)

SB 292 (Hanger) (SACNR) authorizes Municipal Separate Storm Sewer Systems (MS4) permittees to acquire and use sediment reduction credits as part of a compliance strategy for implementing the Chesapeake Bay TMDL. Currently, MS4s have similar authority for nitrogen and phosphorous; the bill adds a third pollutant, sediment. Support. (16101611D)

SB 468 (Wagner) (SLG) provides that a locality establishing a stormwater utility or service charge system shall waive charges to any real property that retains its stormwater on site and thereby permanently produces no stormwater flow or pollutant loading. Oppose. (16101308D)

SB 469 (Wagner) (SLG) requires any locality that operates a local stormwater management program to pay the private operator of a nutrient-reducing best management practice (BMP) if it requires such operator to accept stormwater runoff from an upstream property. The BMP

operator is to be paid 50 percent of the stormwater utility charge assessed to the upstream owner. Oppose. (16101309D)

SB 484 (DeSteph) (SACNR) prohibits the enforcement of any design criterion concerning water quality or quantity contained in Part II B of the stormwater management regulations until the State Water Control Board amends the design criteria to bring them up to date, correct the errors they contain, and coordinate them with the rest of the stormwater management regulations. Until the regulations are reissued, the design criteria contained in Part II C shall apply instead. Oppose. (16102418D)

Health

HB 313 (Orrock) (SEH) adds physician assistants, nurse practitioners, and licensed practical nurses to the types of health professionals who may administer vaccinations to children and may provide to the person who presents the child for immunizations a certificate stating that such immunizations have been administered. Under current law, physicians and registered nurses are authorized to administer vaccinations and provide such certificates. Support. (16101493D-E)

HB 354 (Greason) (HHWI) directs the Department of Health to conduct a two-year point of disease Lyme disease prevention pilot program. Support. (16104466D-H1)

HB 495 (Simon) (HED) places a three-year moratorium on the installation of synthetic turf that contains recycled crumb rubber from waste tires within the boundaries of a public or private elementary or secondary school, public or private preschool, or recreational park by any (i) public or private elementary or secondary school, (ii) public or private preschool, or (iii) local governing body. The bill also requires the Virginia Department of Health, in coordination with the Virginia Department of Conservation and Recreation and the Virginia Department of Education, to analyze the potential adverse health effects of synthetic turf that contains recycled crumb rubber from waste tires and report its findings to the General Assembly no later than July 1, 2017. Amend to remove moratorium on installation of synthetic turf fields while a comprehensive study is being conducted. (16100846D)

HB 629 (Hodges) (Passed House) provides that pharmacies may participate in voluntary drug disposal programs, provided that such programs are operated in accordance with state and federal law, and requires the Board of Pharmacy to maintain a list of such pharmacies on a website maintained by the Board. The bill also provides that a pharmacy that participates in a drug disposal program shall not be liable for any theft, robbery, or other criminal act related to its participation in the pharmacy drug disposal program or the collection, storage, or destruction of prescription drugs collected through such pharmacy drug disposal program, provided that the pharmacy practice site is acting in good faith and in accordance with applicable state and federal law and regulations. Support. (16102708D-E)

Human Services

HB 369 (Bell, Richard P.) (House Floor) adds to the membership of the State Executive Council for Children's Services (the Council)(i) the chairman of the state and local advisory team and (ii) a representative who has previously received services through the Children's Services Act, to be appointed by the Governor with recommendations from certain entities. The bill also adds to the membership of the state and local advisory team a representative who has previously received services through the Children's Services Act, to be appointed by the Council with recommendations from certain entities. Support. (16101738D)

HB 464 (Hope) (HAPP) provides that the proceeds from the sale of vacant buildings and land resulting from the closure or downsizing of any state training center that are deposited in the Behavioral Health and Developmental Services Trust Fund shall be used only for the purpose of providing community-based services to individuals with intellectual and developmental disabilities. Support. (16103534D)

HB 676 (Peace) (House Floor) directs the Commissioner of the Department for Aging and Rehabilitative Services to convene a work group composed of the Director of the Department for Planning and Budget or his designee, representatives of the Department of Social Services' Adult Protective Services unit and local department of social services' adult protective services units, law-enforcement agencies, and financial institutions in the Commonwealth to review founded cases of financial exploitation of adults and (i) determine the cost of financial exploitation of adults in the Commonwealth and (ii) develop recommendations for improving the ability of financial institutions to identify financial exploitation of adults, the process by which financial institutions report suspected financial exploitation of adults, and interactions between financial institutions and local adult protective services units investigating reports of suspected financial exploitation of adults. The work group shall also develop recommendations for a plan to educate adults regarding financial exploitation, including common methods of exploitation and warning signs that exploitation may be occurring, and shall report to the Governor and the General Assembly regarding its activities and recommendations by December 1, 2016. Support. (16104738D-H1)

HB 764 (Yost) (HHWI)/ **SB 535** (Deeds) (SFIN) establishes the Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program to provide student loan repayment grants to eligible behavioral health practitioners who agree to a 12-month employment obligation with a community services board, behavioral health authority, or Department of Behavioral Health and Developmental Services facility or with an entity that has entered into a contract with a community services board, behavioral health authority or Department of Behavioral Health and Developmental Services facility to provide behavioral health services. Grants may be up to \$10,000 per recipient per year, and the Department of Behavioral Health and Developmental Services may award up to 250 grants per year. Support. (16102766D, 16100825D)

Child Care

HB 474 (Filler-Corn) (HHWI) directs the Secretary of Health and Human Resources to convene a task force composed of child-care providers and other stakeholders to review requirements for certain categories of child-care providers, including those exempt from licensure pursuant to § 63.2-1715, and to develop recommendations to promote the health, safety, and development of children in child-care settings. The task force shall submit a report on its activities, findings, and conclusions to the Governor and the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Rehabilitation and Social Services by November 1, 2016. Support. (16103491D)

HB 500 (Filler-Corn) (HHWI)/ **SB 601** (Wexton) (SFIN) requires all applicants for licensure as a family day system, registration as a family day home, and approval as a family day home by a family day system, all child day centers that are exempt from licensure by the Department of Social Services, and all child day centers and family day homes that enter into a contract with the Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant, as well as all applicants for employment, employees, applicants to volunteer, and volunteers at such child day centers, family day homes, and family day systems, to undergo fingerprint-based national criminal history background checks beginning July 1, 2017. The bill also requires individuals currently employed by or serving as volunteers at a licensed child day center, family day home, or family day system, child day center exempt from licensure pursuant to § 63.2-1716, registered family day home, family day home approved by a family day system, or child day center or family day home that enters into a contract with the Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant to undergo a national background check to be completed by July 1, 2017. In addition, every (i) person who is licensed as a child day center, family day home, or family day system, registered as a family day home, or approved as a family day home by a family day system; (ii) agent of a person who is licensed as a child day center, family day home, or family day system, registered as a family day home, or approved as a family day home by a family day system or who will be involved in the day-to-day operations of the child day center, family day home, or family day system or who is or will be alone with, in control of, or supervising one or more children in a child day center, family day home, or family day system; and (iii) adult living in a licensed child day center or family day home, registered family day home, or family day home approved by a family day system, shall undergo a national background check to be completed by July 1, 2017. Support. (16103492D, 16103633D)

Foster Care

HB 203 (Lingamfelter) (HHWI) creates the Extended Foster Care Services and Support Program to provide foster care services and support, including foster care maintenance payments, to qualifying individuals age 18 to 21 who were formerly in the custody of a local board of social services. Support. (16104060D-H1)

SB 436 (Favola) (SFIN) establishes the Fostering Futures program to provide services and support to individuals between the ages of 18 and 21 who were formerly in foster care as a minor and are transitioning to full adulthood and self-sufficiency. Support. (16101846D)

Land Use

HB 367 (Davis) (HCCT) provides that a locality may by ordinance provide that an otherwise unlawful use of a subject property shall be a lawful nonconforming use if (i) the land use on a subject property has operated continuously for at least 15 years, (ii) there have been no building code or other local code violations or complaints arising out of the land use from neighboring property owners or other impacted parties, and (iii) all local taxes related to the property and business have been paid in a timely manner. Monitor. (16102442D)

HB 647 (Sullivan) (HCCT)/ **SB 361** (Favola) (Passed Senate) provides that the ordinance may allow a locality to post signs on private property that is proposed to be redeveloped with a single family home that notifies the public that an infill lot grading plan is pending for review before the governing body. Support with amendment to clarify that an infill lot grading plan can be approved by a county agency. (16103958D, 16104480D-S1)

HB 650 (Marshall, Robert G.) (HCCT) requires a locality to include in its subdivision ordinance a provision requiring a developer of property to give written notice to incorporated property owners' associations within a planned unit development at such time as prescribed in the ordinance under certain circumstances. Monitor. (16103677D)

HB 883 (Habeeb) (HCCT) provides that a proposed telecommunications tower shall be deemed to be substantially in accord with the comprehensive plan and planning commission approval shall not be required if the proposed telecommunications tower is located in a zoning district that allows such telecommunications towers by right. Oppose. (16102883D)

SB 414 (Barker) (SLG) authorizes the establishment of a land bank entity by any locality or two or more localities combined to assist in addressing vacant, abandoned, and tax-delinquent real properties. Under the bill, after a referendum has been held on the question of creating a land bank entity, the locality has the option of (i) creating an authority or a nonprofit, nonstock corporation or (ii) designating an existing nonprofit entity that is exempt from taxation under § 501(c)(3) of the Internal Revenue Code and eligible to receive donations from a locality pursuant to § 15.2-953 to carry out the functions of such land entity. The bill provides that land bank entities may acquire real property within participating localities or receive transfers and conveyances from the participating localities. Land bank entities are authorized to receive funding through grants and loans from participating localities, the Commonwealth, the federal government, and other public and private sources. In addition, the bill authorizes a locality to deem paid in full all accumulated taxes, penalties, interest, and other costs on any tax-delinquent property in exchange for conveyance of the property by the owner to a land bank entity. The bill also authorizes a participating locality to remit to the land bank entity up to 50 percent of the real property taxes collected on real property conveyed by a land bank entity for

up to 10 years after the conveyance. This bill is a recommendation of the Virginia Housing Commission. Monitor. (16103380D)

SB 426 (Vogel) (SLG) establishes the Virginia Community Impact Authority with the authority to (i) provide grants, investments, and loans to support job training programs, health care delivery systems, and affordable housing programs and initiatives; (ii) provide start-up capital and loans to assist private enterprises; (iii) provide grants to local community impact funds; (iv) support clean and energy-efficient programs and initiatives; and (v) support other initiatives that are determined by the Authority to have a meaningful community impact. The grants, investments, and loans are to be made from the Virginia Community Impact Fund, established by the bill, which is to be funded by allocation of one percent of the total consideration paid by state public bodies in state procurement contracts valued at more than \$300,000. Monitor. (16100552D)

Condemnation

SB 478 (Obenshain) (SCT) provides that costs and fees may be awarded in condemnation actions where the amount the owner is awarded at trial as compensation for the taking of or damage to his property is 20 percent or more greater than the amount of the condemnor's initial written offer. Under current law, such costs and fees may be awarded if the amount awarded as compensation at trial is 30 percent or more greater than the petitioner's final offer. The bill removes an exception for meeting the requirements for payment of costs and fees for condemnation actions involving easements valued at less than \$10,000.

The bill also replaces the word "petitioner" with "condemnor" in the provision of the Code allowing the court to award costs and fees and allows the court to order the condemnor to pay to the owner reasonable fees and travel costs incurred by the owner for up to three experts, or as many as called by the condemnor, whichever is greater, who testified at trial. Oppose. (16102425D)

SB 543 (Obenshain) (SCT) directs the court to reimburse a plaintiff for the costs of an inverse condemnation proceeding for "damaging" property if a judgment is entered for the plaintiff. Under current law, the court is directed to award costs only for the "taking" of property. The change made in this bill corresponds with the language of amendments to Article 1, Section 11 of the Constitution of Virginia, which became effective on January 1, 2013 Monitor. (16102426D)

Land Records

HB 636 (Marshall, Daniel W.) (HCT) provides that the governing body of a county or city may by ordinance require the clerk of the circuit court not to accept any deed transferring real property for recordation unless the locality has certified that no delinquent county or city taxes, fines, or similar charges or taxes are a lien on the property described in the deed. The ordinance shall provide that the clerk of the circuit court shall accept without certification certain deeds submitted for recordation under the supervision of a closing attorney. Monitor. (16102854D)

HB 1140 (Ransone) (HCCT) prohibits a circuit court clerk from recording a subdivision plat unless the plat is approved by the local planning commission and meets other requirements. Support. (16100838D)

SB 87 (Garrett) (SCT) requires circuit court clerks to preserve in paper form all land records that are in their possession in paper form on July 1, 2016, and all land records filed in paper form on or after July 1, 2016, and to convert to and preserve in paper form all land records filed electronically on or after July 1, 2016. Monitor. (16100681D)

Proffers

HB 770 (Gilbert) (HCCT)/ **SB 549** (Obenshain) (SLG) provides that no locality shall (i) request or accept any unreasonable proffer in connection with a rezoning or a proffer condition amendment as a condition of approval of a new residential development or new residential use or (ii) deny any rezoning application, including an application for amendment to an existing proffer, for a new residential development or new residential use where such denial is based on an applicant's failure or refusal to submit, or remain subject to, an unreasonable proffer. A proffer shall be deemed unreasonable unless it addresses an impact that is specifically and uniquely attributable to a proposed new residential development or other new residential use applied for. An off-site proffer shall be deemed unreasonable pursuant to the above unless it addresses an impact to an off-site public facility, such that, (a) the new residential development or new residential use creates a need, or an identifiable portion of a need, for one or more public facility improvements in excess of existing public facility capacity at the time of the rezoning or proffer condition amendment, and (b) each such new residential development or new residential use applied for receives a direct and material benefit from a proffer made with respect to any such public facility improvements. In any action in which a locality has denied a rezoning or an amendment to an existing proffer and the aggrieved applicant proves by a preponderance of the evidence that it refused or failed to submit, or remain subject to, an unreasonable proffer that it has proven was suggested, requested, or required, formally or informally, by the locality, the court shall presume, absent clear and convincing evidence to the contrary, that such refusal or failure was the controlling basis for the denial. The bill also provides that certain conditional rezoning proffers related to building materials, finishes, methods of construction, or design features on a new residential development are prohibited. Oppose. (16103862D, 16103808D)

Short-Term Residential Rentals

HB 812 (Peace) (HGL)/ **SB 416** (Vogel) (SFIN) establishes the Limited Residential Lodging Act (the Act), which allows property owners to rent out their homes or portions thereof for charge for periods of less than 30 consecutive days or do so through a hosting platform, under certain circumstances. The hosting platform may register with the Department of Taxation, in which case the hosting platform is responsible for the collection and remittance of all applicable taxes on behalf of the property owner. The bill defines "limited residential lodging,"

"booking transaction," and "hosting platform" and provides for penalties for violations of the Act. Oppose. (16103926D, 16101163D)

HB 1268 (Taylor) (HGL)/ **SB 751** (DeSteph) (SLG) establishes the Limited Residential Lodging and Short-term Rental Lodging Act (the Act), which allows (i) property owners to rent out their homes or portions thereof for a charge for periods of less than 30 consecutive days or (ii) short-term rentals of residential or commercial units; both of which may be transacted through a hosting platform, under certain circumstances. The bill requires an operator of either limited residential lodging or short-term rental lodging to register with the Department of Taxation. The hosting platform may register with the Department of Taxation, in which case the hosting platform is responsible for the collection and remittance of all applicable taxes on behalf of the property owner. The bill provides for the amount of license tax on such operators. The bill provides that any local ordinance requiring the use of the special exception, special use, or conditional use permit for short-term rental lodging contain specific provisions relating to noise, trash or recycling collection, and the posting of emergency information. The bill defines "limited residential lodging," "booking transaction," "hosting platform," "short-term lodger," short-term lodging operator," and "short-term rental lodging," and provides for penalties for violations of the Act. Oppose. (16104250D, 16104260D)

Payday Loans/Car Titles

HB 45 (Krizek) (HLC) prohibits the State Corporation Commission (SCC) from issuing a license for the operation of a payday lending office or motor vehicle title lending office if such office is within 20 miles of a casino facility located in any state. Casino facilities include Indian gaming operations conducted pursuant to the federal Indian Gaming Regulatory Act. The measure includes limitations on the SCC's authority to revoke or suspend an existing license when a violation of the 20-mile provision exists on July 1, 2016, or when a violation would be created by the opening of a casino facility after a license was issued. Support. (16101091D)

HB 391 (Krizek) (HLC) prohibits the State Corporation Commission from issuing a license for the operation of a motor vehicle title loan office if such office is within 10 miles of a military base. Support. (16100125D)

HB 634 (Bell, John J.) (HLC) prohibits the State Corporation Commission (SCC) from issuing a license for the operation of a payday lending office or motor vehicle title lending office if such office is within five miles of a military installation. The measure includes limitations on the SCC's authority to revoke or suspend an existing license when a violation of the five-mile provision exists on July 1, 2016, or when a violation would be created by the opening of a military installation after a license was issued. Support. (16102668D)

HJ 149 (Sickles) (HLC) requests the Bureau of Financial Institutions of the State Corporation Commission to study the reasonableness of interest rates on motor vehicle title loans, including the profitability of such loans and how such rates and profit levels compare with those for alternative types of loans. The Bureau is directed to report its findings to the Governor and the

General Assembly by the 2017 Regular Session of the General Assembly. Support. (16101587D)

Public Safety/ Criminal Justice

HB 118 (Albo) (HAG) amends the urban county executive form of government (which applies to Fairfax County) by providing that the division of police may include an animal protection police officer who shall have all of the powers of an animal control officer conferred by general law. In addition, the animal protection police officer and his deputies shall have all of the powers vested in law-enforcement officers, provided that they have met the minimum qualifications and have been certified. Support with amendment to address technical issue with legislation. (16101373D)

HB 301 (Herring) (HMP) requires the State Police to include justifiable homicides involving a law-enforcement officer in the annual Crime in Virginia report. The bill requires any law-enforcement or public safety officer required to report such homicides to receive training concerning such reporting requirement. Monitor. (16102619D)

HB 412 (Kilgore) (HCT) provides that no locality may regulate the use of privately owned, unmanned, autonomous aircraft within its boundaries. The provisions of the bill expire on July 1, 2019. Monitor. (16101685D)

HB 776 (Gilbert) (HCT) provides that a person may be released into the custody of a pretrial services agency only if he has been arrested (i) for a felony or certain misdemeanors involving acts or threats of violence, sexual offenses, or driving under the influence or (ii) if he has been determined to be indigent and incapable of executing a secure bond, for any other misdemeanor. Oppose. (16102826D)

HB 960 (Carr) (HAPP) provides that fines imposed under certain local ordinances dealing with DUI, disposition of children in juvenile and domestic relations district courts, and appropriate provisions of Title 46.2 (Motor Vehicles) of the Code of Virginia, when those ordinances incorporate Code of Virginia provisions, are to be paid in the following proportions: 50 percent to the school division of the locality in which the fines were imposed and 50 percent into the state treasury to the credit of the Literary Fund. Oppose; potential loss of revenue. (16101595D)

Body-Worn Cameras

HB 998 (Levine) (HCT)/ **HB 1327** (Davis) (HCT) requires localities to adopt and establish a written policy for the operation of a body-worn camera system that conforms to the model policy established by the Department of Criminal Justice Services (the Department) prior to purchasing or deploying a body-worn camera system. The bill requires such policy to provide that (i) recorded individuals have a right to view and make copies of any audiovisual recording in which they are depicted; (ii) recordings be destroyed within 60 days unless certain exceptions apply; and (iii) the locality deploying the system review the recordings on a

periodic basis to determine whether persons wearing the body-worn cameras are acting inappropriately or exhibiting bias. The bill provides that the Commonwealth shall reimburse each locality up to one-half of the costs of any body-worn camera system, provided that the locality has adopted and established a written policy that has been approved by the Department. The bill requires the Department to establish a model policy for the operation of body-worn camera systems and establish procedures for the reimbursement of counties and cities that purchase a body-worn camera system. Monitor. (16102838D, 16104389D)

HB 1143 (Lindsey) (HCT) provides that no state or local government agency may purchase or deploy body-worn cameras before the agency has adopted and made available for review and comment a policy for the deployment of such cameras. The policy must require that officers wearing such cameras be required to inform persons being recorded; that individuals may request that the camera be turned off when an officer enters their home; and that body-worn cameras shall not be used to conduct surveillance of members of the public participating in political or related gatherings. The policy must include a list of exceptions for when a body-worn camera may or shall be turned off once activated and must specify where video captured by body-worn cameras is stored, how long it is stored, and who has access to it. The policy must provide that all videos with appropriate redactions should be available to the public for review unless they are related to an open and active criminal investigation, and that individuals filmed by body-worn cameras have a right to review videos in which they appear. The policy must state that any videos captured by body-worn cameras will be destroyed within thirty days unless the video is evidence in an open and active criminal investigation or concerns any incident involving use of force or other conduct by an officer in violation of policy. The policy must expressly prohibit officers involved in a use of force or other serious incident from reviewing the body-camera video prior to writing a report of the incident. The Department of Criminal Justice Services is to develop model protocols for the deployment of body-worn cameras that meet these standards, in consultation with the Office of the Attorney General and representatives of affected agencies and departments, citizens' groups, and civil rights and civil liberties organizations. Monitor. (16104109D)

Taxation

HB 214 (LeMunyon) (HRUL) creates a joint subcommittee to perform a one-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. Amend to provide representation from local government on the study panel. (16103343D)

HB 544 (Watts) (HFIN) provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill would require the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room. Support. (16102062D)

HB 546 (Watts) (HFIN) grants counties with a population density greater than 2,000 persons per square mile certain powers related to taxation, borrowing and payments for highway maintenance. Such powers currently are generally granted to cities and towns. Support concept of equalizing taxing authority between counties and cities, although the County has historically opposed any legislation that would require the transfer of secondary road construction and maintenance responsibilities to counties. (16102064D)

HB 1144 (Cole) (HFIN) permits localities to not pay interest on tax refunds caused by erroneous assessments that are due to the failure of taxpayers to file timely tax returns. Support. (16100738D)

SB 597 (Cosgrove) (SFIN) provides that an appeal to the circuit court for correction of an erroneous local tax assessment filed on or after July 1, 2016, may be conducted as a jury trial, at the discretion of the taxpayer, and prescribes the process for selecting jurors for such a proceeding. Additionally, the bill requires that prior to the release of confidential tax information in the course of such appeal, the court order the parties not to disclose such information to anyone not entitled to receive it and inform the parties that a violation of such an order is punishable as a Class 1 misdemeanor. Finally, the bill requires such a proceeding to follow the Uniform Pretrial Schedule Order provided in the Rules of Supreme Court unless the parties agree otherwise. Oppose. (16101076D)

Business Professional and Occupational Licenses (BPOL)

HB 545 (Watts) (HFIN) provides that a staffing firm may deduct from otherwise taxable gross receipts salaries, wages, and other benefits it pays to independent contractors hired to provide professional employer organization services or temporary help services on behalf of or for the benefit of the staffing firm's clients. Under current law, a staffing firm may deduct from otherwise taxable gross receipts salaries, wages, and other benefits it pays to its employees providing such services for clients of the staffing firm. The provisions of the bill are effective for license years beginning on or after January 1, 2017. Oppose. (16102363D)

Fuel Taxes

HB 1008 (Levine) (HFIN) places a floor on the 2.1 percent tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by ensuring that the average sales price be no less than the statewide average sales price on February 20, 2013, which is the date used as a floor on the statewide motor vehicle fuels sales tax. Support. (16101983D)

SB 477 (Wagner) (SFIN) places a floor on the 2.1 percent tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by ensuring that the tax is not imposed on a sales price less than the statewide average sales price on February 20, 2013, which is the date used as a floor on the statewide motor vehicle fuels sales tax. Support. (16103951D)

Transportation

HB 109 (Lingamfelter) (HTRAN) allows counties that have not withdrawn from the state secondary highway system to submit requests for maintenance and improvement of components of the state secondary highway system to the Department of Transportation (VDOT) and requires VDOT to take such requests into consideration when establishing priority in expending funds allocated for maintenance or improvement of the state secondary highway system. The bill requires the Department of Transportation and the Virginia Information and Technology Agency to develop a website on which (i) such counties may electronically submit such requests and (ii) the Commonwealth's secondary state highway maintenance and improvement plan is available to the public. Support. (16100755D)

HB 720 (LeMunyon) (HTRAN) requires the Department of Transportation (VDOT) or the Department of Rail and Public Transportation to hold a public hearing regarding any transportation project valued in excess of \$10 million in Planning District 8 at the conclusion of the project's preliminary design phase but before the detailed design phase begins and requires VDOT to evaluate such projects and make public the results of such evaluations not less than 14 days prior to such hearing. Oppose. (16103849D)

HB 732 (LeMunyon) (HTRAN) provides that in Planning District 8 (Northern Virginia) the Department of Transportation's review of a proposed rezoning shall consider the transportation impact of the proposed rezoning on all interstate, primary, and secondary roads within a five-mile radius of the proposed rezoning. Oppose. (16102707D)

SB 365 (Chafin) (STRAN) provides that projects on U.S. Route 460 and U.S. Route 121 are not subject to the prioritization process that the Commonwealth Transportation Board applies to projects eligible for state funding. Oppose. (16102524D)

Northern Virginia Transportation Authority

HB 190 (Bulova) (House Floor)/**SB 413** (Barker) (Passed Senate) provides that the population criterion required for decisions of the Northern Virginia Transportation Authority shall be the estimates, not the projections, made by the Weldon Cooper Center for Public Service of the University of Virginia. Oppose if amended to broaden intent. (16102274D, 16102469D)

HB 726 (LeMunyon) (HTRANS) establishes the Northern Virginia Excess Toll Revenue Fund into which all moneys collected by a toll facility in Planning District 8 that exceed amounts necessary for the design, development, operation, maintenance, or financing of the highway where the toll is collected will be deposited. Moneys in the Northern Virginia Excess Toll Revenue Fund will be distributed to the Northern Virginia Transportation Authority and used for alleviating highway congestion. Oppose. (16100314D)

HB 727 (LeMunyon) (Passed House) requires the Northern Virginia Transportation Authority to make certain information concerning projects in its regional transportation plan publicly available at least 30 days prior to any decision for the expenditure of funds to create or improve

a transportation facility. Support as amended in House Transportation Subcommittee #3.
(16102294D)

HB 901 (Marshall, Robert G.) (HTRANS) requires that 50% of the funds the Northern Virginia Transportation Authority has remaining after distribution to localities be used for bus rapid transit on Interstate 66 or expansion of Virginia Railway Express that benefit the Interstate 66 corridor from Haymarket to Interstate 495, or Interstate 66 construction outside the Capital Beltway until July 1, 2031. Oppose. (16100729D)

HB 1346 (Villanueva) (HTRAN)/ **SB 471** (Wagner) (SRUL) increases from 17 to 19 the membership of the Commonwealth Transportation Board by the addition of two nonlegislative citizen members: one from the Hampton Roads Transportation Accountability Commission and one from the Northern Virginia Transportation Authority. The terms of the new nonlegislative citizen members begin July 1, 2016. Support. (16103803D, 16101332D)

I-66 Outside the Beltway

HB 380 (Marshall, Robert G.) (HTRAN) prohibits the imposition or collection of any toll on Interstate 66 from Haymarket to Interstate 495. Oppose. (16101826D)

HB 712 (Marshall, Robert G.) (HTRAN) prohibits the imposition or collection of any toll on Interstate 66 from Haymarket to Interstate 495 and requires the same portion of Interstate 66 to include not less than four lanes in each direction. Oppose. (16100730D)

HB 713 (Marshall, Robert G.) (HPE) provides for an advisory referendum in each county and city in Planning District 8 on the questions of whether tolls should be imposed and collected on Interstate 66 inside the Capital Beltway and whether tolls should be imposed and collected on Interstate 66 outside the Capital Beltway. The results of the referendum would be advisory only and are intended to demonstrate the preference of the qualified voters in those counties and cities that would be affected by tolling on Interstate 66. Oppose. (16103503D)

HB 841 (Webert) (HTRAN) prohibits tolls on any component of Interstate 66 outside the Capital Beltway existing prior to July 1, 2016. The bill provides that if additional lanes are added to an interstate highway, those additional lanes may be tolled. The bill prohibits HOV-2 lanes of Interstate 66 from being converted to HOV-3 lanes or a more restrictive designation and prohibits a HOT lane occupancy requirement of more than two. The bill allows vehicles bearing clean special fuel vehicle license plates to use HOT lanes; such vehicles may currently use HOV lanes. The bill contains a technical amendment. Oppose. (16101320D)

HB 916 (Bulova) (HTRAN) prohibits the imposition or collection of tolls on any component of Interstate 66 existing prior to July 1, 2016. Oppose. (16102207D)

HB 1067 (Jones) (HAPP)/ **SB 60** (Hanger) (SFIN) authorizes the Treasury Board to issue bonds pursuant to Article X, Section 9 (c) of the Constitution of Virginia in an amount up to \$1.5 billion plus financing costs to finance the costs of acquiring, constructing, and equipping

dynamically tolled lanes on a portion of Interstate 66. Issuance of the bonds is contingent on the Transportation Public-Private Partnership Advisory Committee, prior to January 1, 2018, finding that the issuance is necessary due to the inability of private parties to meet the term sheet published by the Department of Transportation in September 2015 pursuant to the procurement initiated under the Public-Private Transportation Act of 1995. Support. (16103031D, 16103324D)

HB 1244 (Marshall, Robert G.) (HPE) requires that localities in Planning District 8 that are located wholly or partially outside the Capital Beltway have voter approval by referendum before the imposition and collection of tolls for the use of Interstate 66 outside the Capital Beltway. Oppose. (16104460D)

SB 405 (Vogel) (STRAN) prohibits tolls on any component of Interstate 66 outside the Capital Beltway existing prior to July 1, 2016. The bill provides that if additional lanes are added to an interstate highway, those additional lanes may be tolled. The bill prohibits HOV-2 lanes of Interstate 66 from being converted to HOV-3 lanes or a more restrictive designation and prohibits a HOT lane occupancy requirement of more than two. The bill allows vehicles bearing clean special fuel vehicle license plates to use HOT lanes; such vehicles may currently use HOV lanes. The bill contains a technical amendment. Oppose. (16103688D)

Other Tolling-Related Legislation

HB 99 (Cole) (HTRAN) allows vehicles that have fewer than three occupants that display an installed E-ZPASS transponder and have paid the toll on the Interstate 95 HOT lanes to use HOV lanes of Interstate 395 during peak traffic periods. Oppose. (16100671D)

HB 224 (Marshall, Robert G.) (HTRAN) requires prior approval by the General Assembly before any tolls may be imposed or collected for the use of any component of the Interstate System. Oppose. (16101289D)

HB 225 (Albo) (HTRAN) requires approval of the General Assembly prior to the imposition and collection of tolls for the use of Interstate 395. The bill contains a technical amendment. The bill contains an emergency clause. Oppose. (16101375D)

HB 722 (LeMunyon) (HTRAN) prohibits the imposition or collection of tolls on primary, secondary, or urban highways in Planning District 8 not tolled as of January 1, 2016. Oppose. (16101113D)

SB 516 (McPike) (HTRAN) prohibits tolls on any component of interstate highways existing prior to July 1, 2016. The bill provides that if additional lanes are added to an interstate highway, those additional lanes may be tolled. The bill contains a technical amendment. Oppose. (16101817D)

Motor Vehicle Laws

HB 213 (LeMunyon) (House Floor) exempts from the motor vehicle inspection requirement vehicles that are parked in the designated parking area of an official inspection station. The bill contains technical amendments. Monitor. (16100509D)

HB 594 (Marshall, Robert G.) (HMP) requires that any law-enforcement vehicle used by an officer for enforcing traffic or motor vehicle laws be (i) marked in some distinctive manner that identifies the law-enforcement agency employing such officer and (ii) equipped with warning lights. The bill provides exceptions for an officer who (a) stops at the scene of an accident or to assist a disabled motor vehicle, (b) has probable cause to believe the operator of a motor vehicle has committed a felony or is driving under the influence, or (iii) stops the operator of a motor vehicle who the officer reasonably believes constitutes a risk of causing imminent and serious bodily injury to any person. Oppose. (16103547D)

Passing School Buses

HB 168 (Larock) (HCT) provides that a locality that has authorized by ordinance the installation and operation of a video-monitoring system on school buses for recording violations of unlawfully passing a stopped school bus may execute a summons for such violation by mailing a copy of the summons to the owner of a vehicle that unlawfully passed a stopped school bus. Support. (16103068D)

SB 120 (Carrico) (SCT) provides that a locality that has authorized by ordinance the installation and operation of a video-monitoring system on school buses for recording violations of unlawfully passing a stopped school bus may execute a summons for such violation by mailing a copy of the summons to the owner of a vehicle that unlawfully passed a stopped school bus. The bill also provides a means by which the existing presumption that the registered owner of the vehicle was the vehicle operator at the time of the violation can be rebutted and requires that this information be included with the mailing of the summons. The bill gives the summoned person 30 business days from the mailing of the summons to inspect information collected by a video-monitoring system in connection with the violation. Support. (16104540D-S1)

Public Transportation

HB 329 (Villanueva) (STRAN) allows publicly owned or operated transit buses to use flashing amber lights. Support. (16102601D)

SB 299 (Ebbin) (Passed Senate) allows publicly owned or operated transit buses to use flashing amber lights. Support. (16100712D-E)

HB 730 (LeMunyon) (HTRAN) requires that signage in commuter parking lots owned by the Virginia Department of Transportation in Planning District 8 clearly indicate that parking in

such lots is only for commuters using mass transit or who are car pool riders. Oppose. (16102700D)

SB 644 (Alexander) (SCT) provides that the punishment for battery of a person who is the operator of a vehicle operated by a public transportation service who is engaged in the performance of his duties is a Class 1 misdemeanor, including a term of confinement of 15 days in jail, two days of which shall be a mandatory minimum term of confinement. Support. (16103746D)

HB 1278 (Levine) (HTRAN)/ **SB 710** (Ebbin) (SRUL) changes from the U.S. Administrator of General Services to the Secretary of the U.S. Department of Transportation the appointing authority for the two federal members of the Board of Directors of the Authority and their alternates. The change is made in the WMATA Compact found in Title 33.2 of the Code of Virginia in order to conform with federal law. The bill contains an emergency clause. Monitor. (16104205D, 16104585D)

Workforce Credentials

HB 66 (Byron) (HED) establishes a grant program that would pay grants to certain individuals who complete eight hours of community service and who subsequently complete a noncredit workforce training program and earn the related credential in a high-demand field. The grant, in an aggregate amount of \$2,000, would be limited to payment of tuition charged for the training program, the cost of any required textbooks, and the cost of any examination required to earn the credential. The noncredit workforce training program must be provided or sponsored by (i) a Virginia community college, (ii) a private institution certified to operate in Virginia by the State Council of Higher Education for Virginia that has elected to participate in the grant program, or (iii) the Institute for Advanced Learning and Research, New College Institute, Roanoke Higher Education Center, Southern Virginia Higher Education Center, Southwest Virginia Higher Education Center, or Eastern Virginia Medical School. Individuals would apply for grants directly to the school that provided or sponsored the workforce training program. The bill requires the Virginia Board of Workforce Development to maintain on its website a list of high-demand fields and industry certifications that qualify as credentials. The bill has a delayed effective date of January 1, 2017. Monitor legislation; support associated funding in the Governor's budget. (16101082D)

HB 792 (James) (HLC)/ **HB 1206** (Greason) (HED)/ **SB 575** (Ruff) (SEH) establishes the Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Program (Program), to be administered by the Virginia Community College System (System). The bill requires the System to approve (i) a plan and funding formula to support capacity building for and development and expansion of noncredit workforce credential programs at comprehensive community colleges that prepare students for in-demand noncredit workforce credentials that are aligned with the knowledge and skill sets that are required for the available occupations in each region, (ii) a plan for providing financial incentives to comprehensive community colleges that demonstrate exceptional performance or improvement in the development and expansion of such noncredit workforce credential programs, and (iii) a plan and timeline for

assessing the impact of a pilot set of noncredit workforce credentials on short-term and long-term job attainment and wages. The bill requires the System to submit a report to the General Assembly and the Virginia Board of Workforce Development no later than January 1 of each year with certain data from the previous fiscal year on noncredit workforce credential attainment by students at comprehensive community colleges. Monitor legislation; support associated funding in the Governor's budget (16102554D, 16104243D, 16102555D)

SB 576 (Ruff) (SEH) establishes the Community College Workforce Training Grant Program to provide a \$1,000 incentive payment to a community college for each student who (i) has successfully completed a noncredit workforce training program at the community college and (ii) subsequently obtains an industry-recognized certification or license in a high employer demand field in the region served by the community college, with such fields to be identified by the State Board for Community Colleges. Monitor legislation; support associated funding in the Governor's budget (16103188D)

Miscellaneous

HB 532 (Murphy) (HED) requires the state and local funding share formula, the composite index of local ability to pay, to take into consideration the population of the relevant locality, the number of enrolled English-language learners, and the number of enrolled students who are eligible to receive free or reduced-price lunch. Support. (16101018D)

HB 665 (Howell) (HRUL) creates the Commission on Employee Retirement Security and Pension Reform in the legislative branch to study and make recommendations relating to the financial soundness of retirement plans covering state and local government employees; the suitability of retirement plans offered or maintained for current state and local government employees and the attributes of retirement plans that will be suitable for future employees; the impact on state and local governments of the anticipated retirement of experienced employees between 2016 and 2026 and strategies for replacing such employees; and the elements of compensation and benefits packages that are essential to attracting and retaining a highly productive state and local government workforce. The Commission will be composed of 10 legislative members, seven nonlegislative citizen members, and two state officials. Legislative members from the House of Delegates will include the Speaker of the House of Delegates, the Chairman of the House Committee on Appropriations, the Chairman of the House Committee on Finance, and three members of the House of Delegates to be appointed by the Speaker of the House of Delegates. Legislative members from the Senate will include the Majority Leader of the Senate, any Chairman of the Senate Committee on Finance who is not the Majority Leader of the Senate, and two members of the Senate to be appointed by the Senate Committee on Rules. Four nonlegislative citizen members will be appointed by the Speaker of the House of Delegates, one of whom will be appointed from a list of five nominees jointly submitted by the Virginia Association of Counties and the Virginia Municipal League and one of whom will be appointed from a list of three nominees submitted by the Virginia Education Association. The Senate Committee on Rules will appoint three nonlegislative citizen members, one of whom will be appointed from a list of five nominees jointly submitted by the Virginia Sheriff's Association and the Virginia State Police Association. The Directors of the Department of

Human Resource Management and the Virginia Retirement System will serve on the Commission ex officio with nonvoting privileges. All other Commission members will have voting privileges. General Assembly members and the Directors of the Department of Human Resource Management and the Virginia Retirement System will serve terms coincident with their terms of office. Nonlegislative citizen members will serve a five-year term. Any vacancy will be filled in the same manner as the original appointment. The Commission will initially focus on the financial soundness of retirement plans covering state and local government employees and strategies for reducing unfunded liabilities under such plans. The Commission is authorized to employ actuaries and other experts, conduct statistical analyses, engage in financial modeling, and undertake such other activities as are consistent with its duties. The costs for such actuaries, experts, statistical analyses, and financial models utilized to study retirement plans, retirement options, and other retirement matters on behalf of state and local employees participating in the Virginia Retirement System will be paid by the Virginia Retirement System. The Division of Legislative Services will provide staff support to the Commission. Technical assistance will be provided by the staffs of the Department of Human Resource Management and the Virginia Retirement System. The bill provides for the Commission's work to end on July 1, 2021. Monitor. (16103269D)

SB 111 (Petersen) (Passed Senate) raises the punitive damages cap from \$350,000 to \$500,000 for any action accruing on or after July 1, 2016. Monitor. (16101414D)

SB 288 (DeSteph) (SRUL) removes the provision that allows a county, city, or town attorney to issue to a local officer or employee an advisory opinion that would shield that officer or employee from future prosecution for knowing violations of the State and Local Government Conflict of Interests Act. An advisory opinion issued by the attorney for the Commonwealth or the Virginia Conflict of Interest and Ethics Advisory Council will still shield the officer or employee from such prosecution. The bill provides that an advisory opinion issued to a local officer or employee by his county, city, or town attorney may be introduced at a trial for a knowing violation as evidence that he did not knowingly violate the Act. Oppose. (16101519D)

SB 629 (Stanley) (Senate Floor) prohibits any locality from barring or requiring a special use permit for camping by a landowner and his family or nonpaying guests in a tent or recreational vehicle on the landowner's property for a total of no more than two months per year. Monitor. (16103257D)

HJ 124 (Hugo) (HRUL) memorializes the Congress of the United States to reimburse Fairfax County for the cost of resettling and providing services to unaccompanied alien minors. Support concept; the County's federal legislative package includes support for federal funding for federally-connected children, including reimbursement for costs associated with unaccompanied minors placed in Fairfax County through the Office of Refugee Resettlement, and full funding of the federal Impact Aid program. (16102152D)

Legislation Provided for Discussion

HB 479 (Kory) (HAG) requires a locality, upon receipt of notification from the Department of Environmental Quality that a water quality violation has occurred that poses an imminent threat to the health, safety, or welfare of the public, to post signage at public access points to affected waters warning residents that the water body may be polluted. Monitor. (16101024D)

HB 879 (Hugo) (HGL) clarifies that for farm wineries or limited breweries "on land zoned agricultural" means land zoned as an agricultural district or classification and does not include any other zoning classification or designation that permits agricultural uses. The bill provides that it does not apply to any farm winery or limited brewery holding a valid license granted by the Alcoholic Beverage Control Board before July 1, 2016. Amend to allow local regulation and to clarify the applicable zoning district. (16102102D)

Public Safety/Criminal Justice

HB 461 (Anderson) (HTRAN) expands the prohibition on manually entering multiple letters or text in a handheld communications device while operating a motor vehicle to also prohibit the manual selection of multiple icons and removes the condition that such manual entry is prohibited only if performed as a means of communicating with another person. The bill prohibits the operator of a motor vehicle from reading any information displayed on the device; current law prohibits reading an email or text message. The bill provides that this prohibition does not apply to reading any information displayed through the use of a global position system for the purposes of navigation. The bill eliminates the current exemption from the prohibition on using a handheld personal communications device while operating a motor vehicle when the vehicle is stopped or not moving; the current exemption from the prohibition when the vehicle is parked is not affected. Support. (16100911D)

SB 778 (Barker) (STRAN) expands the prohibition on manually entering multiple letters or text in a handheld communications device while operating a motor vehicle to also prohibit the manual selection of multiple icons and removes the condition that such manual entry is prohibited only if performed as a means of communicating with another person. The bill prohibits the operator of a motor vehicle from reading any information displayed on the device; current law prohibits reading an email or text message. The bill provides that this prohibition does not apply to reading any information displayed through the use of a global positioning system for the purposes of navigation. Support. (16104156D)

Northern Virginia Transportation Commission

HB 181 (Minchew) (Passed House)/**SB 277** (Wexton) (SRUL) increases the number of nonlegislative citizen members of the Northern Virginia Transportation Commission from 13 to 14 by increasing from one to two the members who represent Loudoun County. Oppose; membership should be addressed holistically instead of piecemeal. (16102789D, 16102452D)

HB 724 (LeMunyon) (Passed House) provides quorum and voting procedures for the Northern Virginia Transportation Commission that are analogous to those followed by the Northern Virginia Transportation Authority. Oppose. (16101437D)

HB 725 (LeMunyon) (Passed House) allows the governing body of each participating county and city in the Northern Virginia Transportation Commission (NVTC) to appoint commissioners to the NVTC who are not members of the governing body. Oppose. (16101103D)

HB 731 (LeMunyon) (Passed House) allows the Northern Virginia Transportation Commission to reimburse its members appointed to the board of directors of the Washington Metropolitan Area Transit Authority for expenses incurred and compensate them in the amount of \$200 per day for attending WMATA meetings. Monitor. (16100791D)

Miscellaneous Transportation

HB 717 (LeMunyon) (HTRAN) directs the Department of Transportation to complete evaluations of certain significant transportation projects in the Northern Virginia Transportation District by December 31, 2016. Oppose. (16100543D)

SJ 84 (Surovell) (SRUL) requests that the Department of Rail and Public Transportation (the Department) evaluate the level of study necessary to identify and advance potential public transportation services from the Franconia-Springfield Metro Station to Marine Corps Base Quantico in Prince William and Stafford Counties, including the feasibility of extending the Blue Line and other multimodal options such as bus rapid transit along Interstate 95 and U.S. Route 1. Following the evaluation, the Department shall proceed to the recommended level of study for improved public transportation services along the U.S. Route 1 corridor. The Department shall report on its findings and recommendations on the first day of the 2017 and 2018 Regular Sessions of the General Assembly. Monitor. (16102006D)

HB 1069 (Jones) (HTRAN) prohibits tolling any highway, bridge, or tunnel without approval of the General Assembly except in limited circumstances. The bill requires the Department of Transportation to allow E-ZPass account holders to provide an email or phone number and to electronically notify account holders of a toll violation and further requires toll operators to notify the Department of such toll violations. The bill amends the definition of high-occupancy toll (HOT) lanes to ensure that mass transit vehicles and commuter buses meet the high-occupancy requirement. The bill lengthens from 30 to 60 days the period following notification of an unpaid toll on HOT lanes after which, if the toll is still unpaid, the owner or operator of the vehicle is in violation. The bill decreases the civil penalties for an unpaid toll violation on the HOT lanes, making them equal to civil penalties for other toll violations, and allows the HOT lanes operator to offer reduced civil penalties if the owner of the vehicle pays within 14 days prior to the hearing date, which is also permitted for other toll operators. For violations on any toll road, the bill provides that for a first court appearance there are reduced civil penalties and places a cap of \$2,200 on civil penalties and administrative fees. Finally, the bill provides

for a 10-day grace period for unpaid tolls and requires toll operators to attempt to process and collect unpaid tolls twice during such period. Monitor. (16103861D)

I-66 Inside the Beltway

HB 1 (LeMunyon) (HTRAN)/ **HB 631** (Bell, John J.) (HTRAN) prohibits tolls on existing components of Interstate 66 inside the Beltway. This bill contains a technical amendment. Oppose. (16100913D, 16102609D)

HB 721 (LeMunyon) (HTRAN) requires funds allocated from the Toll Facilities Revolving Account to be evaluated using the statewide prioritization process. Oppose. (16101248D)

HB 1243 (Marshall, Robert G.) (HPE) requires that localities in Planning District 8 that are located wholly or partially inside the Capital Beltway have voter approval by referendum before the imposition and collection of tolls for the use of Interstate 66 inside the Capital Beltway. Oppose. (16104445D)

HB 1374 (Bulova) (HTRAN) provides that the Commonwealth Transportation Board may impose tolls for the use of Interstate 66 from Interstate 495 to Route 29 in Rosslyn only if such tolls are collected at the same time Interstate 66 eastbound is being widened from the Dulles Connector Road to Ballston. Oppose. (16103824D)

HJ 110 (LeMunyon) (HRUL) requests the Secretary of Transportation to study alternatives to add vehicle capacity to Interstate 66 inside the Capital Beltway. Oppose. (16102491D)

SB 234 (Petersen) (STRAN) prohibits tolls on existing components of Interstate 66 east of mile marker 67. The bill provides that if additional lanes are added after January 1, 2017, toll revenues from use of the additional lanes shall be used only for the construction and maintenance of such additional lanes. Oppose. (16100868D)

I-66 Outside the Beltway

HB 715 (LeMunyon) (HTRAN) applies the minimum requirements that the Department of Transportation (the Department) must satisfy prior to a change in HOV-2 designation to a more restrictive designation on Interstate 66 to all interstate highways in Planning District 8. The bill adds to the criteria on which the Commonwealth Transportation Board must base its decision whether the change in designation has been screened and evaluated by the Department in accordance with its responsibilities for analysis of transportation projects in the Northern Virginia Transportation District. Oppose. (16100367D)

Legislation No Longer Under Consideration

HB 27 (Ware) (HRUL) requires local fiscal impact bills to be introduced no later than the first calendar day of the regular session of the General Assembly, unless requested by the Governor or filed in accordance with the rules of the General Assembly. (16100577D)

HB 306 (O'Quinn) (HED) permits local school boards to display advertising material on the sides and rear of school buses, provided that no such material obstructs the name of the school division or the number of the school bus or pertains to alcohol, gambling, or tobacco. (16101828D)

HB 995 (Levine) (HCL) establishes a procedure by which a local alternative minimum wage may be imposed in any locality. If imposed by ordinance of the local governing body, the alternative minimum wage requirement shall become effective on the July 1 that follows delivery of a certified copy of the ordinance to the Commissioner of Labor and Industry. A local alternative minimum wage requires every employer to pay to each of his employees, for work performed by them within the locality, wages at a rate to be determined by local ordinance up to and including \$10 per hour beginning July 1, 2016; thereafter, the maximum local alternative minimum wage shall be adjusted based on the CPI. If the federal minimum wage exceeds the levels specified in an alternative local minimum wage requirement, the federal minimum wage will prevail. (16103902D)

SB 8 (Ebbin) (SCL) prohibits the State Corporation Commission (SCC) from issuing a license for the operation of a payday lending office or motor vehicle title lending office if such office is within 20 miles of a casino facility located in any state. Casino facilities include Indian gaming operations conducted pursuant to the federal Indian Gaming Regulatory Act. The measure includes limitations on the SCC's authority to revoke or suspend an existing license when a violation of the 20-mile provision exists on July 1, 2016, or when a violation would be created by the opening of a casino facility after a license was issued. (6100699D)

SB 218 (Marsden) (SFIN) provides that gross receipts for a staffing firm shall not include employee benefits for an independent contractor by including both employees who receive a Form W-2 and independent contractors who receive a Form 1099 in the definition of "contract employee." (16100823D)

HB 1339 (Price) (HMP) allows localities to regulate the possession of firearms, ammunition, or components or combination thereof in or the carrying of firearms, ammunition, or components or combination thereof into any building owned or used by such locality for governmental purposes. Current law prohibits localities from adopting or enforcing any ordinance, resolution, or motion regarding firearms, ammunition, or components or combination thereof unless expressly authorized by statute. (16104047D)

Administration of Government

HB 129 (Bell, Robert P.) (HCCT) gives localities alternatives to publication in a newspaper of general circulation in the locality for legal ads and other notices of proposed action. These alternatives include publication in at least two of the following forms of publication: (i) in a newspaper of general circulation in the locality, including such newspaper's online publication, if any; (ii) on the locality's website; (iii) on any public access channel operated by the locality, to be aired during prime-time programming and at least two other times during the day; (iv) using any automated voice or text alert systems used by the locality; or (v) posting at the local public library established pursuant to § 42.1-33, if any. In addition, the bill provides that any resident of the locality annually filing a written request for notification with the locality shall be provided notice by the locality in a manner mutually agreed upon by the locality and such individual. The request shall include the resident's name, address, zip code, daytime telephone number, and email address, if available. In selecting the methods of publication, the bill requires the locality to publish/advertise in a manner gauged to ensure that the maximum number of persons within the locality are likely to be informed of the existence and content of the proposed action. The bill contains technical amendments. (16100921D)

HB 286 (Head) (HCCT) allows localities with a population of 50,000 or greater to meet certain legal notice requirements by advertising on local radio or television stations or publishing on the locality's website instead of publishing in a newspaper of general circulation. (16100334D)

HB 698 (Kory) (HGL) requires that every public body afford an opportunity for public comment during any open meeting. A public body may adopt reasonable rules governing the public comment portion of the meeting, including imposing reasonable restrictions on time, place, and manner. The bill contains technical amendments. (16102577D) *Referred to the FOIA Council.*

HB 757 (Bell, Robert B.) (HCCT) requires a local or regional public body to disseminate to the public an agenda for a public meeting at least seven days prior to the meeting or 24 hours prior to an emergency meeting. The bill also requires such body to provide at least five minutes for public comment on each agenda item at the public meeting. (16103903D)

HB 956 (Kear) (HCCT) provides that in any town within the Counties of Fairfax, Loudoun, and Prince William, legal notices may be published on the locality's website instead of in a newspaper having general circulation in the locality. (16103096D)

Health and Human Services

HB 81 (Cole) (HHWI) provides that, notwithstanding any other provision of law, the Commissioner of Social Services shall reserve all records related to foster care cases for a period of 22 years after the date of birth of the child who is the subject of the foster care case. (16100565D)

HB 468 (Head) (HHWI) requires the Department of Social Services to develop a pilot program for screening and assessing participants in the Virginia Initiative for Employment not Welfare program for use of illegal substances. The bill also requires the Department to provide an interim report on implementation of the pilot program to the Governor and the General Assembly no later than December 1, 2016, and a final report on the results of the pilot program to the Governor and the General Assembly no later than December 1, 2017. (16100833D)

HB 1021 (Sickles) (HHWI) requires every provider with whom the Department of Medical Assistance Services enters into a contract for the provision of nonemergency transportation services to individuals eligible for medical assistance to conduct national fingerprint-based criminal history background checks for every applicant hired for employment at the time of hiring and annually thereafter and establishes crimes conviction of which shall constitute a barrier to employment. (16100573D)

Environment

HB 134 (Ward) (HCCT) provides that in local grass cutting ordinances as applied to vacant developed property, foreign growth includes overgrown shrubs, trees and other natural growth. (16101050D)

HB 288 (Helsel) (HCCT) allows any locality by ordinance to prohibit the distribution, sale, or offer of disposable plastic shopping bags to consumers. The bill exempts from any such prohibition reusable bags of a certain thickness; bags that are used to carry certain products, such as ice cream or meat; and garbage bags that are sold in multiples. (16101743D)

Firearms

HB 422 (Murphy) (HMP) authorizes any locality to adopt an ordinance regulating or prohibiting anyone from engaging in the business of selling firearms at retail, providing gunsmithing services, or operating a sports shooting range, within 1,000 feet of a school. (16101016D)

HB 423 (Simon) (HMP) provides, with certain exceptions, that an individual who knowingly possesses any firearm while such person is in a school zone, defined by the bill as the area within a distance of 1,000 feet from a school, is guilty of a Class 1 misdemeanor. An individual is permitted to possess a firearm in a school zone if (i) he is on private property, (ii) he possesses a valid concealed handgun permit, (iii) the firearm is unloaded and is in either a closed container or a locked firearms rack in or upon a motor vehicle, (iv) he possesses a firearm as part of the school's curriculum or activities or as part of a school-sponsored or school-authorized program, (v) he possesses such firearm in accordance with a contract with the school, or (vi) he is a law-enforcement officer or armed security officer hired by a private or religious school. (16100371D)

HB 424 (Simon) (HMP) authorizes a locality to adopt an ordinance prohibiting an individual from knowingly possessing any firearm while such person is in a school zone, which is defined

as the area within a distance of 1,000 feet of a school. Such ordinance shall not apply to (i) an individual who is on private property, (ii) an individual who possesses a valid concealed handgun permit, (iii) a firearm that is unloaded and is either in a closed container or a locked firearms rack in or upon a motor vehicle, (iv) an individual who possesses a firearm as part of the school's curriculum or activities or as part of a school-sponsored or school-authorized program, (v) an individual who possesses such firearm in accordance with a contract with the school, or (vi) a law-enforcement officer or armed security officer hired by a private or religious school. The penalty for an offense set forth in such ordinance shall not exceed a Class 1 misdemeanor. (16100372D)

SB 138 (Favola) (SCT) authorizes any locality to adopt an ordinance regulating or prohibiting anyone from engaging in the business of selling firearms at retail within 1,000 feet of a school. (16101542D)

Public Safety/Criminal Justice

HB 570 (Albo) (HPE) requires an elected police chief in any county that votes by referendum to establish a county police force and requires any county that has established a county police force prior to the effective date of the bill to provide for the election of a police chief no later than January 1, 2018. (16101258D)

HB 542 (Watts) (HCT) provides that a person who, through the use of force, fraud, deceit, duress, or other form of constraint, induces or solicits any adult to enter into a contract or agreement or for payment for goods and services is guilty of a Class 1 misdemeanor. The bill also provides that such actions may be subject to the Virginia Consumer Protection Act. (16102068D)

HB 737 (Orrock) (HCT) makes it a Class 3 misdemeanor to use an unmanned aircraft system to capture an image of private property or an individual located on such private property after having been given written notice by the landowner or other person lawfully in charge of such private property that the individual, landowner, or other person objects to having such images taken. The bill also provides that the sale or dissemination of such a captured image is punishable as a Class 2 misdemeanor. (16101067D)

HB 819 (LeMunyon) (HGL) requires the release of any audio or video recording or combination thereof made by a correctional officer, jail officer, or deputy sheriff of an individual imprisoned in a penal institution in the Commonwealth being subdued by the correctional officer, jail officer, or deputy sheriff in a manner that results in the death of the individual being subdued or rendering him unconscious. The bill defines "correctional officer," "jail officer," and "deputy sheriff." The requirement applies to any audio or video recording that exists on or after July 1, 2016, regardless of when the audio or video recording was made. The bill contains a technical amendment. (16103656D) *Referred to the FOIA Council.*

SB 605 (Edwards) (SCT) punishes reckless driving or a violation of the "move-over" law that causes death or permanent and significant physical impairment by striking a law-enforcement

officer, emergency medical services personnel, highway worker, firefighter, or a DMV size and weight compliance agent who was not in a vehicle and on a public roadway or work zone engaged in his duties as a Class 5 felony with a \$2,500 mandatory minimum fine. The bill further requires the court to suspend the offender's driver's license for one year. In addition, the court may impose a civil penalty of up to \$10,000 and the proceeds shall be deposited into the general fund. (16103490D)

Taxation

HB 217 (LeMunyon) (HFIN) 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, 2016. (16102288D)

HB 1034 (Sickles) (HFIN) requires certain entities (e.g., homeowner's associations and apartment complexes), if requested, to send to the commissioner of the revenue of the county or city in which the entity is located the license plate numbers of their homeowners' or tenants' motor vehicles. Current law requires such entities to provide, upon request, the name and address of such homeowners or tenants. (16101108D)

SB 506 (Sturtevant, Jr.) (SFIN) waives any tax penalties for a small business during its first two years of operation as long as the business enters into an installment agreement with the Tax Commissioner for the payment of taxes. (16101358D)

Cigarette Taxes

HB 1192 (Murphy) (HFIN) permits any county to impose a cigarette tax at a rate not to exceed twice the state cigarette tax rate. (16103605D)

HB 1198 (Kory) (HFIN) allows Fairfax and Arlington Counties to increase their cigarette tax to double the amount levied under state law. Under current law, Fairfax and Arlington Counties can impose a tax equal to that imposed under state law, currently \$0.30. The bill provides that if a county raises its taxes as a result of this bill, the revenues gained thereby shall annually be dedicated to spending on both elementary and secondary education. (16103265D)

SB 155 (Favola) (SFIN) allows Fairfax and Arlington Counties to increase their cigarette tax to double the amount levied under state law. Under current law, Fairfax and Arlington Counties can impose a tax equal to that imposed under state law, currently \$0.30. The bill provides that if a county raises its taxes as a result of this bill, the revenues gained thereby shall annually be dedicated to spending on elementary or secondary education. (16101949D)

Transportation

HB 126 (Marshall, Daniel W.) (HTRAN) establishes a minimum speed limit of 45 miles per hour on interstate highways or other limited access highways with divided roadways,

nonlimited access highways having four or more lanes, and all state primary highways. (16101508D)

HB 75 (Campbell) (HCT) extends from 10 days to one year from the date of conviction the time during which a person who is convicted of a misdemeanor offense of reckless driving has a right to appeal such conviction if he was tried in his absence. (16100507D)

HB 201 (Marshall, Daniel W.) (HTRAN) allows localities, after holding a public hearing, to prohibit commercial motor vehicles from traveling in the left-most lane of highways with four or more lanes. (16101524D)

HB 716 (LeMunyon) (HTRAN) requires the congestion mitigation factor to be given a weight twice that of all other factors combined by the Commonwealth Transportation Board when evaluating projects in the Northern Virginia highway construction district using the statewide prioritization process. (16103832D)

HB 947 (Keam) (HTRAN) requires the Department of Transportation to consider the concept of induced demand when conducting a review employing value engineering as required in certain projects. The bill defines "induced demand" as the concept that new roads will create new drivers, resulting in the intensity of traffic staying the same. (16103445D)

HB 1010 (Rush) (HTRAN) allows the Department of Transportation to require semitrailers to use tire chains from October 15 to April 15 whenever such requirement is posted using smart roadway technology. (16100984D)

SB 379 (Vogel) (STRAN) allows a county to provide by ordinance that fines for speeding on a nonlimited access highway having four or more lanes in such county are doubled. (16103692D)

SB 591 (Obenshain) (STRAN) requires localities to adopt ordinances requiring that a criminal history background check be performed before an individual is authorized as a driver and at least once every two years thereafter. The background check shall require individuals to submit fingerprints and personal identifying information to be provided directly to the Central Criminal Records Exchange, which shall forward the results of the state and national records search to the local government or chief law-enforcement officer of the locality. (16102430D)

SB 630 (Garrett) (STRAN) allows individuals age 21 or older to operate or ride a motorcycle without wearing a helmet. (16103768D)

Legislation Requiring Further Review

HB 127 (Knight) (HFIN) clarifies that "killed in action" includes a service member who dies of wounds received in action after reaching a medical treatment center, for purposes of the real property tax exemption on the residence of the surviving spouse. (16100683D)

HB 1345 (Jones) (HAPP) revises the Line of Duty Act (the Act) by codifying revisions to the Act from the appropriation act and, among other changes, transferring overall administration of the Act to the Virginia Retirement System, transferring administration of health insurance benefits under the Act to the Department of Human Resource Management, and creating the Line of Duty Health Benefits Plan, a separate health benefits plan for beneficiaries under the Act. The bill has a delayed effective date of July 1, 2017. (16103506D)

SB 99 (Cosgrove) (SFIN) clarifies that "killed in action" includes a service member who dies of wounds received in action after reaching a medical treatment center, for purposes of the real property tax exemption on the residence of the surviving spouse. (16101278D)

SB 150 (Reeves) (SGL) prohibits a public body from requiring that an offeror state any exception to any liability provisions in responding to a Request for Proposal for information technology goods and services. If selected for negotiation after the proposal is submitted, the offeror must state any exception to the liability provisions in writing at the beginning of the negotiation. This bill is a recommendation of the Joint Commission on Technology and Science. (16101094D)

SB 248 (Black) (SEH) provides that a minor who is believed to be the victim of a sexual assault shall be deemed an adult for purposes of consenting to a physical evidence recovery kit examination. (16100895D)

HB 195 (Lingamfelter) (HCL) adds colorectal cancer and testicular cancer to, and removes rectal cancer from, the list of cancers that are presumed to be an occupational disease compensable under the Virginia Workers' Compensation Act if contracted by certain firefighters and certain other employees who have had contact with a toxic substance in the line of duty. (16101604D)

HB 378 (Farrell) (HAPP) directs the Workers' Compensation Commission (the Commission) to adopt regulations establishing fee schedules setting the maximum pecuniary liability of the employer for medical services provided to an injured person pursuant to the Virginia Workers' Compensation Act, in the absence of a contract under which the provider has agreed to accept a specified amount for the medical service. The regulations implementing the fee schedules shall become effective on January 1, 2018. The initial fee schedules will set amounts based on a reimbursement objective, which is the average of all amounts paid to providers in the same category of providers for the medical service in the same medical community. The Commission is required to retain a firm to assist it in establishing the initial fee schedules. The firm will recommend a methodology that will provide statistically valid estimates of the reimbursement objective for fee scheduled medical services within the medical communities. Reimbursements for medical services provided to treat traumatic injuries and serious burns are excluded from the fee schedules and liability for their treatment costs will be based, absent a contract, on 80 percent of the provider's charges. However, the required reimbursement will be 100 percent of the provider's charges if the employer unsuccessfully contests the compensability of the claim. The Commission is required to review and revise the fee schedules in the year after they become effective and biennially thereafter. The liability of the

employer for certain medical services not included in a fee schedule will be set by the Commission. A stop-loss feature allows hospitals to receive payments or reimbursements that exceed the fee schedule amount for certain claims when the total charges exceed a charge outlier threshold, which initially is 150 percent of the maximum fee for the service set forth in the applicable fee schedule. Providers are prohibited from using a different charge master or schedule of fees for any medical service provided for workers' compensation patients than the provider uses for health care services provided to patients who are not claimants. The measure requires the Commission, when determining whether the employee's attorney's work with regard to a contested claim resulted in an award of benefits that inure to the benefit of a third-party insurance carrier or health care provider, and in determining the reasonableness of the amount of any fee awarded to an attorney, to consider only the amount paid by the employer or insurance carrier to the third-party insurance carrier or health care provider for medical services rendered to the employee through a certain date and not to consider additional amounts previously paid to a health care provider or reimbursed to a third-party insurance carrier. The Commission shall have an independent, peer-reviewed study conducted every two years. The regulations setting fee schedules are exempt from the Administrative Process Act if the Commission utilizes a regulatory advisory panel to assist in the development of such regulations and provides an opportunity for public comment on the regulations prior to adoption. The measure prohibits certain practices involving the use by third parties of contracts whereby a provider agrees to accept payment of less than the fee scheduled amount, including restricting the sale, lease, or other dissemination of information regarding the payment amounts or terms of a provider contract without the express written consent and prior notification of all parties to the provider contract and prohibiting an employer from shopping for the lowest discount for a specific provider among the provider contracts held in multiple PPO networks. The regulatory advisory panel is directed to make recommendations to the Commission prior to July 1, 2017, on workers' compensation issues relating to (i) pharmaceutical costs not previously included in the fee schedules; (ii) durable medical equipment costs not previously included in the fee schedules; (iii) certain awards of attorney fees; (iv) peer review of medical costs; (v) prior authorization for medical services; and (vi) other issues that the Commission assigns to it. The existing peer review provisions are repealed. The measure has an emergency clause. (16100358D)

HB 1146 (Hope) (HCCT) prohibits a locality from requiring notice to or consent of a condominium association or homeowners' association prior to the issuance of a permit, certificate, or license, including a building permit or a business license. (16101246D)

HB 1039 (Pogge) (HCT) provides that no locality shall adopt any ordinance, procedure, or policy that restricts the enforcement of federal immigration laws to less than the full extent permitted by federal law. (16102952D)

SB 270 (Garrett) (SLG) provides that no locality shall adopt any ordinance, procedure, or policy that restricts the enforcement of federal immigration laws to less than the full extent permitted by federal law. The General Assembly shall reduce state funding to the extent permitted by state and federal law to any locality found to have violated the provisions of the bill. (16100723D)

SB 705 (Black) (SLG) provides that a sanctuary city, defined in the bill as any locality that adopts any ordinance, procedure, or policy that restricts the enforcement of federal immigration laws to less than the full extent permitted by federal law, shall be responsible for the full amount of any personal injury or property damage caused by an illegal alien within such locality. (16103669D)

Education

HB 547 (Watts) (HED) directs the General Assembly, in apportioning the state and local share of the costs of meeting the Standards of Quality, beginning July 1, 2016, to implement a formula that determines each locality's ability to pay based on the ratios of (i) the reimbursement payment made to the locality for providing tangible personal property tax relief to the reimbursement payments made statewide for providing tangible personal property tax relief; (ii) the total value of real estate in the locality adjusted by the average of the cost of competing index if used for instructional personnel and for support positions to the statewide value of real estate per person; (iii) the local one percent sales tax revenue collected by the locality to the statewide total local sales tax revenue collected; (iv) the assessed value of the personal property taxed by the locality to the statewide assessed value of the local personal property tax; and (v) revenue collected from local lodging, local cigarette, and local meals taxes to the revenue collected statewide from such local lodging, cigarette, and meals taxes.

To determine each locality's composite index of ability to pay, (a) the sum of the ratios calculated on the basis of average daily membership for each locality shall be divided by the sum of the average daily membership ratios for all localities; (b) the sum of the ratios calculated on a per capita basis for each locality shall be divided by the sum of the per capita ratios for all localities; and (c) the locality's ratio calculated on the basis of average daily membership shall be multiplied by 0.66, and the locality's ratio calculated on a per capita basis shall be multiplied by 0.33. The sum of the two adjusted ratios in clause (c) shall be the local composite index of ability to pay. (16102351D)

SB 500 (Sturtevant) (HGL) requires every locality and school division located within the locality to post on the public government website of the locality a register of all funds expended, showing vendor name, date of payment, amount, and a description of the type of expense, including credit card purchases with the same information. The bill also provides for the Commonwealth Data Point website administered by the Auditor of Public Accounts to include the same information for each state agency and institution, including each independent agency. Currently, the website includes such information for major state agencies. (16100936D)

HJ 1 (Bell, Robert B.) (HPE)/ **SJ 6** (Obenshain) (SPE) grants the Board of Education authority, subject to criteria and conditions prescribed by the General Assembly, to establish charter schools within the school divisions of the Commonwealth. (16100594D, 16100904D)

HJ 112 (Landes) (HRUL)/ **SJ 85** (Deeds) (SEH) establishes a two-year joint committee consisting of seven members of the House Committee on Education and five members of the Senate Committee on Education and Health to study the need for revisions to or reorganization of the standards of quality set forth in Chapter 13.2 (§ 22.1-253.13:1 et seq.) of the Code of Virginia, with a particular emphasis on the role that the effective use of educational technology plays in ensuring that an educational program of high quality that meets the standards of quality is established and continually maintained. (16102865D, 16102585D)

Courts

HB 251 (Minchew) (HCT) allows one cover sheet to be used for multiple deeds or instruments filed concerning the same interest in real property. The bill further allows one cover sheet to be used where a deed or other instrument has multiple titles. The bill provides that, where one cover sheet is required, only one filing fee may be assessed by the clerk. Finally, the bill requires only one certificate of satisfaction to release liens when full or partial payment has been made on a debt secured by one or more instruments. (16103366D)

HB 537 (Minchew) (HCT) directs the clerk of the circuit court to pay local fees and fines collected by the general district or juvenile and domestic relations district courts directly the local government. (16102991D)

HB 1057 (Bell, Robert B.) (HCT) requires the Supreme Court of Virginia to promulgate guidelines for the establishment of separate dockets by any court in the Commonwealth. The bill provides further that cases heard on a separate docket established by any court shall be treated in the same manner and subject to the same dispositions as cases not heard on such special docket. (16102275D)

Conflict of Interest Bills

HB 152 (Simon) (HCT) authorizes the Virginia Conflict of Interest and Ethics Advisory Council to investigate alleged violations of the State and Local Government Conflict of Interests Act and the General Assembly Conflicts of Interests Act (the Acts). The Council may initiate an investigation upon its own motion or in response to a citizen complaint. Before beginning an investigation in response to a citizen complaint, the Council is required to conduct a preliminary inquiry to determine whether the facts stated in the complaint, when taken as true, are sufficient to show a violation of the Acts warrants an investigation. The bill details (i) the authority of the Council to issue subpoenas and the rights of the subject of an investigation; (ii) prerequisites for a finding of a violation of the Acts, including the conduct of a public hearing; and (iii) the requirements for referral of a violation of the Acts to appropriate authorities. (16100854D)

HB 153 (Simon) (HCT) requires the Virginia Conflict of Interest and Ethics Advisory Council to conduct a semiannual inspection of a random sample of disclosure statements filed with the Council to determine compliance with applicable disclosure requirements and limitations on

gifts, the accuracy of information disclosed, and whether filing deadlines were met. (16100886D)

HB 154 (Simon) (HCT) provides that the aggregated value of a bundled gift is subject to the \$100 limitation on certain gifts and is to be attributed to each person contributing to the bundled gift. The bill also requires lobbyists to disclose any gift or entertainment event with a value greater than \$50 to which the lobbyist or lobbyist's principal contributed, regardless of the value of the lobbyist's or principal's share. The bill defines a bundled gift to mean separate gifts that are paid for or otherwise provided by multiple sources but delivered to the recipient by a single source. (16100914D)

HB 155 (Simon) (HCT) requires the disclosure on the General Assembly Conflicts of Interests Act Statement of Economic Interests form of any tax credit allowed under the Code of Virginia that (i) the filer, (ii) a member of the filer's immediate family, (iii) a business owned by the filer or a member of the filer's immediate family, or (iv) a business in which the filer or a member of the filer's immediate family owns or controls an interest in excess of \$5,000 claimed during the previous tax year, when the amount claimed is \$1,000 or more. Disclosure of certain tax credits is not required. Disclosure is required only on the semiannual statement that is filed in June. (16100916D)

HB 779 (Gilbert) (HCT) provides that the filing of a single current statement of economic interests by an individual required to file such form shall satisfy the filing requirement for all positions or offices held or sought by such individual during a single reporting period. Additionally, the filing of a single current financial disclosure statement by an individual required to file such form shall satisfy the filing requirement for all positions or offices held or sought by such individual. Currently, this exemption for duplicative filing applies only to state officers and employees holding or seeking multiple state positions or offices. (16101930D)

HB 780 (Gilbert) (HCT) makes technical amendments to reflect the change in filing cycles and the role of the Council in receiving certain disclosures and to clarify the time period for aggregation for purposes of the prohibited gift cap. (16100698D)

HB 889 (Gilbert) (HCT) clarifies that lobbying disclosure reports are filed with the Virginia Conflict of Interest and Ethics Advisory Council and are open to public inspection and copying in the office of the Council. Currently, language still provides for filing and inspection of such reports with the Secretary of the Commonwealth. (16102556D)

HB 890 (Gilbert) (HCT) clarifies that candidates for statewide office, the General Assembly, and constitutional office are required to file a statement of economic interests with the Virginia Conflict of Interest and Ethics Advisory Council. The bill also requires the Council to transmit certain information related to such candidates to the State Board of Elections and updates language to reflect the change from annual to semiannual disclosures. (16102571D)

HB 891 (Gilbert) (HCT) clarifies that travel provided to facilitate attendance by a legislator at certain meetings where attendance is approved by the House or Senate Committee on Rules or

the Chairman of either committee is not a gift. Currently, such travel is deemed not a gift only when approved by the House or Senate Committee on Rules. (16102587D)

HB 892 (Gilbert) (HCT) removes from the Code the formatted forms of the lobbyist disclosure statement, the Statement of Economic Interests for state and local government officers and employees and members of the General Assembly, and the financial interests form for citizen members of certain governmental boards, commissions, and councils. The Council is required to prescribe the forms to be used to comply with disclosure requirements. The bill has a delayed effective date of January 1, 2017. (16101366D)

HB 857 (McClellan) (HCT) clarifies that gifts to certain members of an individual's family are not considered gifts. Currently, the definition of gift says that gifts from certain members of an individual's family are not considered gifts. (16102553D)

HB 860 (McClellan) (HCT) provides that records relating to formal advisory opinions or informal advice of the Council or its designee, including records of requests, notes, correspondence, and draft versions of such opinions or advice shall be confidential and excluded from the mandatory disclosure provisions of the Virginia Freedom of Information Act. (16100707D)

HB 862 (McClellan) (HCT) clarifies that for purposes of the gift limitations, gifts shall be aggregated by reporting year, defined as the period beginning November 1 and ending October 31. Current law requires aggregation of gifts by calendar year. (16102562D)

HB 868 (McClellan) (HCT) provides that for purposes of the laws governing lobbyists and lobbyist disclosure, the definition of procurement transaction is limited to those in which the stated or expected value of the contract is equal \$5 million or more. The bill contains an emergency clause. (16100708D)

HB 1361 (Gilbert) (HCT) prohibits the name of a legislative or executive official, or a member of his immediate family, who attends a reportable entertainment event from being disclosed by the principal if that legislative or executive official reimburses the principal for, or otherwise pays for, his attendance, or the attendance of a member of his immediate family, at the entertainment event. Reimbursement shall be calculated using the average value for each person attending the event. (16104044D)

HB 1362 (Gilbert) (HCT) requires the disclosure forms filed by lobbyists and persons subject to the conflict of interests acts to be filed annually. Lobbyists are required to file by July 1 for the preceding 12-month period complete through the last day of April. Persons subject to the conflict of interests acts are required to file on or before January 15. The bill contains technical amendments to reflect the change in filing cycles. The bill also requires the Governor, Lieutenant Governor, Attorney General, members of the Governor's Cabinet, and members of the General Assembly to file on or before May 1 a separate report of gifts received during the regular session of the General Assembly. (6104043D)

SB 213 (Black) (SRUL) exempts food and beverages from the definition of a gift for purposes of the gift cap and disclosure. (16100211D)

SB 539 (Surovell) (SRUL) requires the members of local electoral boards and general registrars to file, as a condition of assuming office or employment and semiannually thereafter, the statement of economic interests disclosure prescribed by § 2.2-3117. (16103157D)

SB 652 (Lewis) (SRUL) provides an exception to the prohibition against officers and employees having contracts with their employing agencies for contracts by an officer or employee of a soil and water conservation district to participate in the Virginia Agricultural Best Management Practices Cost-Share Program. The exception does not apply to subcontracts or other agreements entered into to provide services for implementation of a cost-share contract established under the Program. Under the bill, the exception applies to contracts entered into prior to July 1, 2016. (16104370D)

SB 657 (Newman) (SRUL) prohibits the name of a legislative or executive official, or a member of his immediate family, who attends a reportable entertainment event from being disclosed by the principal if that legislative or executive official reimburses the principal for, or otherwise pays for, his attendance, or the attendance of a member of his immediate family, at the entertainment event. Reimbursement shall be calculated using the average value for each person attending the event. (16104081D)

SB 692 (Norment) (SRUL) requires the disclosure forms filed by lobbyists and persons subject to the conflict of interests acts to be filed annually. Lobbyists are required to file by July 1 for the preceding 12-month period complete through the last day of April. Persons subject to the conflict of interests acts are required to file on or before January 15. The bill contains technical amendments to reflect the change in filing cycles. The bill also requires the Governor, Lieutenant Governor, Attorney General, members of the Governor's Cabinet, and members of the General Assembly to file on or before May 1 a separate report of gifts received during the regular session of the General Assembly. (16104228D)

SB 738 (Norment) (SRUL) exempts gifts with a value of less than \$20 from the definition of gift. (16104227D)

Economic Development

HB 834 (Cox) (HAPP) establishes the Virginia Growth and Opportunity Board to administer grants from the Virginia Growth and Opportunity Fund for regional economic and workforce development projects. The bill provides that regional councils will be established across the Commonwealth, consisting of representatives of government and the business and education communities, and councils may submit applications for collaborative projects in their region that enhance private-sector growth, competitiveness, and workforce development. A portion of the grant funds will be awarded on a population basis and a portion on a competitive basis. (16102688D)

HB 846 (Hugo) (HAPP) creates the Virginia Collaborative Economic Development Performance Grant Fund. Two or more localities that collaborate and adopt a collaborative economic development plan will be eligible for grants from the fund over a period of six years if the collaboration results in the location or expansion of a company in the Commonwealth that (i) creates at least 200 new jobs with average salaries at least 25 percent higher than the average wage and (ii) makes a capital investment of at least \$25 million. The total amount of the grant applied for shall not exceed the total investment of the localities in executing the collaborative economic development plan, and each annual installment of the grant may not exceed 50 percent of the total annual amount of personal income tax withheld by the certified company from the newly created jobs. Of each annual installment of the grant, 85 percent will be distributed to the participating localities in accordance with the terms of the collaborative economic development plan, and 15 percent will be retained by the Virginia Economic Development Partnership to be used to enhance regional and statewide economic development marketing and promotion. (16102377D)

Elections

HB 832 (Landes) (HPE)/ **SB 308** (Hanger) (SPE) allows the governing body of a county or city in which a vacancy in a constitutional office has occurred to request in its petition for a writ of election that the circuit court order the special election to be held at the next ensuing general election and allows the court to issue such writ. The bill also authorizes the governing body to petition the circuit court to request that no special election be ordered when the vacancy occurs within the 12 months immediately preceding the end of the term of that office and requires the court to grant such a request. The bill also contains technical amendments. (16103844D, 16103711D)

SB 69 (Wexton) (SPE) adds to the list of accepted forms of identification for purposes of voting a valid identification card that contains a photograph of the voter and is issued by any private entity that is licensed or certified, in whole or in part, by the State Department of Health, the Department of Social Services, the Department of Medical Assistance Services, or the Department of Behavioral Health and Developmental Services. An employee of any such private entity is currently permitted to use his employee identification card, provided that the card contains a photograph of the voter, for purposes of voting; the bill allows a resident or other person who receives services from such private entity to use a valid identification card issued by the private entity, provided that the card contains a photograph of the voter. (16101430D)

HB 1027 (Sickles) (HPE) requires special elections to be held on the Tuesday following the first Monday in February, August, or November, or the first Tuesday in May. The bill exempts from the quarterly schedule those special elections held to fill vacancies in the General Assembly that exist after the date of the November general election but before the second Wednesday in January; such vacancies are permitted to be filled at a special election held on any date, provided the date is a Tuesday and the writ otherwise complies with current law. The

bill amends the deadlines for filing declarations and petitions of candidacy to reflect the quarterly schedule for special elections. Recommend monitor. (16101863D)

Environment

HB 941 (Toscano) (HCCT) expands the scope of clean energy programs by including certain residential properties that are currently excluded from the voluntary special lien assessment provisions. (16102233D)

HB 1162 (Tyler) (HAG) directs the State Water Control Board to establish a voluntary ground water conservation incentive program. The program is designed to provide incentives to those ground water permittees who agree to adopt measures that would (i) substantially reduce their reliance on ground water,(ii) transition to alternative water sources, or (iii) develop necessary infrastructure. The permittee would have to agree to either a 50 percent reduction in the amount authorized by its permit or certificate that is in effect on January 1, 2015, or achieve a comparable level of conservation by any combination of authorized withdrawal amount reduction and alternative options approved by the Board. These conditions are referred to as "qualification criteria" and will be used to determine the permittee's eligibility for the program. If a permittee is accepted into the program he will have a transition period, not to exceed 15 years, to meet the criteria. Each permittee that agrees to the qualification will have the benefit of a "regulatory certainty" period of 20 years during which the amount of withdrawal cannot be reduced, except in limited circumstances. (16103963D)

SB 443 (Hanger) (Senate Floor) directs the State Water Control Board (the Board) to establish a system for priority consideration of an application for a land conversion project, with a \$10,000 fee. The Department of Environmental Quality will be required to review such a priority application ahead of normal applications and approve it within 30 days. The bill also directs the Board to certify credits that are located in tributaries outside the Chesapeake Bay Watershed. (16102219D)

HB 1250 (Wilt) (HAG)/ **SB 673** (Hanger) (SACNR) combines existing statutory programs relating to soil erosion and stormwater management and operated by localities, directing the State Water Control Board (the Board) to permit, regulate, and control both erosion and stormwater runoff. Also, directs depositing charges or penalties to the Stormwater Local Assistance Fund and DEQ to evaluate fees for erosion and stormwater management. (16103814D, 16104330D)

SB 558 (DeSteph) (SACNR) requests the Chesapeake Bay Program, a regional partnership directing the restoration of the Chesapeake Bay, to approve a certain type of dredging as a creditable practice for pollutant removal and to assign to it a number of total maximum daily load (TMDL) credits equivalent to those assigned to the removal of pollutants by street sweeping. (16101473D)

SB 698 (Wexton) (SACNR) authorizes the Director of the Department of Conservation and Recreation to disburse moneys from the Fund in the form of grants to private entities that own

dams in order to protect public safety and welfare. The grants can be used for the design, repair, and the safety modifications of dams identified in safety reports. The bill specifies homeowners' associations and planned unit developments among those private entities owning dams that are eligible to receive grants and loans from the Fund. (16103914D)

SB 720 (Lewis) (SLG) allows localities to establish a voluntary environmental cleanup program to provide recognition to retailers that establish practices such as credit to consumers who use reusable bags or the recycling of plastic bags. The bill allows for imposition of a fee on retailers that do not participate in the program and allows the locality to use collected fees for environmental cleanup. (16104267D)

SB 726 (Edwards) (SACNR) clarifies that the permission given to utility companies to file annually general erosion and sediment control standards and specifications with the Department of Environmental Quality does not apply to a project that disturbs 50 acres of land or more in any one locality. A utility company undertaking such a project will be required to file a project-specific plan. (16103811D)

Freedom of Information Act

HB 334 (Pogge) (HGL) provides that in an enforcement action, if the court finds the public body violated certain meeting notice requirements, the court may invalidate any action of the public body taken at such meeting. (16101035D)

HB 383 (Marshall, Robert G.) (HGL) removes any building permit submitted to a locality for final approval from an exclusion from the provisions of the Freedom of Information Act (FOIA) that otherwise protects confidential proprietary records of a private business pursuant to a nondisclosure agreement made with a public body and provides that any proposed plat, site plan, or plan of development that is officially submitted to the local planning commission for approval shall be considered a public record subject to disclosure under FOIA. (16101590D)

HB 432 (Villanueva) (HGL) limits the application of the exemption for criminal investigative files to active criminal investigative files. As a result, closed or inactive criminal investigative files would be subject to mandatory disclosure, if requested. (16103040D)

HB 818 (LeMunyon) (HGL) requires certain local public bodies to post a FOIA rights and responsibilities document on its respective public government website. The bill also requires all state public bodies created in the executive branch of state government, including state authorities, and all local public bodies that are subject to FOIA to designate and publicly identify one or more FOIA officers whose responsibility is to serve as a point of contact for members of the public in requesting public records and to oversee the public body's compliance with the provisions of FOIA. The bill sets out where contact information for the designated FOIA officer is to be posted. The bill requires that any such FOIA officer shall possess specific knowledge of the provisions of this chapter and be trained at least annually by legal counsel for the public body or the Virginia Freedom of Information Advisory Council. (16103655D)

Health and Human Services

HB 319 (Rasoul) (HHWI) authorizes the Department of Health to enter into written agreements with health care providers for the provision of health care services, without compensation, to low-income individuals receiving health services through a local health department or a health care facility licensed by the Department and operated by a nonprofit entity; provides that health care providers who have entered into such agreements shall enjoy the protection of the Commonwealth's sovereign immunity to the same extent as paid staff of the Department while acting within the scope of the volunteer agreement; and allows health care providers who provide health care services pursuant to such agreements to use such service to satisfy continuing education requirements. (16101102D)

HB 338 (Pogge) (HAPP) prohibits the Commonwealth and its political subdivisions from using any personnel or financial resources to enforce, administer, or cooperate with the federal Patient Protection and Affordable Care Act. The funding or administration of certain regulatory activities, including those related to the Medicaid and CHIP programs, are exempt from the prohibition. (16101110D)

HB 435 (Stolle) (HHWI) exempts adult day care centers that provide services only to individuals enrolled in a Program of All-Inclusive Care for the Elderly program from the requirement of a license issued by the Department of Social Services. (16101299D)

HB 505 (Filler-Corn) (HHWI) directs the Department of Medical Assistance Services (Department) to allow a parent to be approved for reimbursement for providing consumer-directed personal care services to his child, who is at least 18 years of age and lives under the same roof as the parent seeking reimbursement, pursuant to the Elderly or Disabled with Consumer Direction waiver, provided the parent meets all other qualifications set forth in Department regulations. (16103180D)

HB 552 (Watts) (HHWI) requires local departments of social services and local law-enforcement agencies that initiate an investigation upon receipt of a valid report of suspected abuse, neglect, or exploitation of an adult 60 years old or older or incapacitated in a custodial setting or by a licensed health care professional to convey to all appropriate licensing, regulatory, or legal authorities (i) the name of the facility, program, or individual and (ii) the final disposition of such investigations. The bill requires any licensing, regulatory, or legal authorities receiving such information to retain it on file with any other information associated with the facility, program, or individual and, upon receiving the final disposition, to discard the initial report. The bill exempts any information exchanged under these provisions from the disclosure requirements of the Virginia Freedom of Information Act. (16102298D)

HB 620 (Krizek) (HHWI) authorizes a financial institution and its staff to refuse to execute a transaction or disburse funds if the financial institution or its staff (i) in good faith believes the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult or (ii) makes, or has actual knowledge that another person has made, a

report to the local adult protective services department or adult protective services hotline stating a good faith belief that the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult. (16101474D)

HB 648 (Knight) (HHWI) provides for the State Health Commissioner to develop a procedure for processing requests to approve an installed treatment works. The bill authorizes the Commissioner or his agent to approve a nonconforming treatment works under certain conditions and for an owner of real property to accept a voluntary upgrade as a condition for the approval of a nonconforming treatment works. In addition, the bill designates persons who may certify that the sewage treatment available for a building is safe, adequate, and proper. (16103556D)

HB 1080 (Hodges) (HHWI) clarifies that designs for treatment works from individuals licensed as professional engineers shall comply with horizontal setback requirements applicable to public and private drinking water sources, lakes and other impounded waters, streams and rivers, shellfish waters, and karst-related surface features necessary to protect public health and the environment. The bill also provides that effluent and ground water sampling requirements of the Board of Health shall not apply to alternative onsite sewage systems sized at 1,000 gallons per day or smaller unless a Notice of Violation has been issued and that the Board of Health shall not have the authority to regulate, restrict, define, or prohibit any ground modification or improvement techniques associated with standard engineering practice for the purpose of meeting any performance requirements. (16102849D)

HB 881 (Hugo) (HHWI) exempts from the child day program licensure requirements any martial arts program operated during the summer months if children under the age of five do not attend, the program operates between the hours of 9:00 a.m. and 5:00 p.m., and the program does not serve food or administer medicine to program participants unless it is necessary for the well-being of the child. (16102897D)

Public Safety

HB 543 (Watts) (HCT)/ **SB 566** (Barker) (SCT) clarifies that for the purposes of petitioning for the involuntary psychiatric treatment of an inmate in a local correctional facility, the petition shall be filed by the sheriff or other officer in charge of the local correctional facility where the inmate is incarcerated. (16102369D, 16103564D)

HB 817 (LeMunyon) (HGL)/ **SB 494** (Surovell) (SGL) reverses the holding of the Virginia Supreme Court in the case of Department of Corrections v. Surovell, by setting out the general rule of redaction, which provides that no provision of FOIA is intended, nor shall it be construed or applied, to authorize a public body to withhold a public record in its entirety on the grounds that some portion of the public record is excluded from disclosure by FOIA or by any other provision of law. Further, the bill states that a public record may be withheld from disclosure in its entirety only to the extent that an exclusion from disclosure under FOIA or other provision of law applies to the entire content of the public record. Otherwise, only those portions of the public record containing information subject to an exclusion under FOIA or

other provision of law may be withheld, and all portions of the public record that are not so excluded shall be disclosed. The bill also reverses that part of the holding of the Virginia Supreme Court in the case of Department of Corrections v. Surovell by providing that in a FOIA enforcement action, no court shall be required to accord any weight to the determination of a public body as to whether an exclusion applies. The bill contains technical amendments. (16103657D, 16103660D)

HB 1211 (Leftwich) (HAG) requires animal control officers hired on or after July 1, 2017, to complete a basic animal control course within one year after the date of hire. Current law requires completion of such training course within two years after the date of hire. (16103893D)

HB 1313 (Simon) (HMP) provides that a person who is protected by a protective order request that the order include as a condition either (i) that such person be permitted to carry a concealed handgun or (ii) that the person who is subject to the order surrender any firearms in his possession to law enforcement. The bill also would impose additional conditions on either of these options. (16104419D)

HB 1318 (Fowler) (HGL) clarifies that the FOIA exclusion for noncriminal incidents and reports applies to any public body that engages in criminal law-enforcement activities and does not rely on the definition of "noncriminal incidents records" in § 15.2-1722 of the Code of Virginia. The bill addresses a decision of the Virginia Supreme Court in Fitzgerald v. Loudoun County Sheriff's Office. (16104029D)

SB 208 (Garrett) (SGL) authorizes the use of consumer fireworks in the Commonwealth and distinguishes by definition consumer fireworks from display fireworks and permissible fireworks. The bill defines "consumer fireworks" as small fireworks devices (i) containing restricted amounts of pyrotechnic composition designed primarily to produce visible or audible effects by combustion and (ii) complying with certain federal regulations regarding composition and labeling. The bill also provides that the storage and transportation of consumer fireworks are to be considered the same hazard class as the storage and transportation of 1.4G explosives under the Statewide Fire Prevention Code (SFPC) and Uniform Statewide Building Code. The bill excludes from the provisions of the SFPC, unless prohibited by a local ordinance, (a) the sale of permissible or consumer fireworks, (b) any person using, igniting, or exploding permissible or consumer fireworks on residential or agricultural property with the consent of the owner of such property, or (c) such permissible or consumer fireworks when they are being transported from a locality where they were legally obtained to a locality where they are legally permitted. Current law only excludes sale of permissible fireworks or the use of such fireworks on private property. The provisions of the bill have a delayed effective date of January 1, 2017. The bill contains technical amendments. (16100528D)

Drones

HB 89 (Cole) (HCT) provides that a person is guilty of a Class 1 misdemeanor if he uses or attempts to use an unmanned aircraft system while committing or attempting to commit a crime or obstructing or attempting to obstruct law-enforcement officers, animal control officers, or emergency medical services agency personnel in the performance of their duties. (16101781D)

HB 269 (Cole) (HCT) creates a civil cause of action for the physical and constructive invasion of privacy where a person enters onto the land or into the airspace above the land of another person to capture an image, as specified in the bill, of private property or an individual located on the private property without consent or uses any device, including an unmanned aircraft system, to capture such an image in lieu of physically entering the land or airspace. The bill allows a plaintiff to recover the greater of actual damages or \$1,000, along with reasonable attorney fees and costs. The bill allows a court to award punitive damages when actual damages are awarded. (16100629D)

HB 538 (Minchew) (HCT) provides that a locality may by ordinance prohibit the use of unmanned aircraft to trespass upon the property of others within its boundaries. Such ordinance may provide that landowners may exclude such aircraft from a column of airspace extending from the surface of their land up to 350 feet above ground level. A person shall be guilty of a Class 4 misdemeanor if he operates such aircraft in violation of the ordinance. (16103835D)

HB 561 (Lingamfelter) (HCT) makes it a Class 3 misdemeanor to use an unmanned aircraft system to capture an image of private property or an individual located on such private property without the consent of the landowner or other person lawfully in charge of such private property with the intent to conduct surveillance on such property or individual. The bill also provides that the sale or dissemination of such a captured image is punishable as a Class 2 misdemeanor. (16102410D)

HB 878 (Hugo) (HCT)/ **HB 1141** (Fariss) (HCT) creates a civil cause of action for the physical and constructive invasion of privacy where a person, with the intent to coerce, intimidate, or harass enters onto the land or into the airspace above the land of another person to capture an image, as specified in the bill, of private property or an individual located on the private property without consent or uses any device, including an unmanned aircraft system, to capture such an image in lieu of physically entering the land or airspace. The bill allows a plaintiff to recover the greater of actual damages or \$1,000, along with reasonable attorney fees and costs. The bill allows a court to award punitive damages when actual damages are awarded. (16102094D, 16101570D)

HB 1248 (Albo) (HCT) provides that a landowner of any private real property also owns the airspace above the property up to an altitude of 500 feet. (16104512D)

SB 584 (McEachin) (SCT) creates a civil cause of action for the physical and constructive invasion of privacy where a person uses an unmanned aircraft system to enter into the airspace

above the land of another person to capture an image, as specified in the bill, of private property or an individual located on the private property without consent or uses an unmanned aircraft system to capture such an image in lieu of physically entering the land or airspace. The bill allows a plaintiff to recover the greater of actual damages or \$1,000, along with reasonable attorney fees and costs. The bill allows a court to award punitive damages when actual damages are awarded. The bill also creates crimes for using an unmanned aircraft for unauthorized surveillance of property and persons on the property, peeping and spying, and for taking photographs after receiving written notice that the landowner or individual objects. (16103144D)

SB 729 (Stuart) (HCT) provides that a person is guilty of a Class 1 misdemeanor if he uses or attempts to use an unmanned aircraft system while committing or attempting to commit a crime or obstructing or attempting to obstruct law-enforcement officers, animal control officers, or emergency medical services agency personnel in the performance of their duties. (16103638D)

Transportation

HB 140 (Cole) (HTRAN) increases the maximum gross weight of a motor vehicle eligible for an overload permit, based on axle spacing and number of axles on such vehicle, from 84,000 pounds to 90,000 pounds. (16100568D)

HB 796 (Bell, John J.) (HTRAN) requires the Department of Transportation to employ practical design standards for any highway system project, including all projects costing more than \$5 million. "Practical design standards" are defined in the bill as standards that incorporate maximum flexibility in application of standards that reduce the cost of project delivery while preserving and enhancing safety and mobility. (16101357D)

HB 938 (Wilt) (HTRAN) allows a person that is certified as a third-party tester that administers a test program for testing commercial driver's license applicants by the Department of Motor Vehicles (DMV) to be licensed as a driver training school that provides training in the operation of commercial motor vehicles. The bill requires DMV to repeal corresponding regulations. (16101349D)

HB 1157 (Bell, Richard P.) (HCT) provides that a person who commits a third offense of driving while intoxicated within a 20-year period is guilty of a Class 6 felony and the punishment for a person who commits a fourth or subsequent offense within such period must include a mandatory minimum sentence of one year and a mandatory minimum fine of \$1,000. Under current law, the relevant time period for applying enhanced penalties for subsequent offenses is 10 years. (16103697D)

HB 1359 (Peace) (HTRAN) establishes the Transit Capital Project Revenue Advisory Board (the Board) within the Department of Rail and Public Transit to examine the effects of the loss of state transit capital funds and identify additional sources of revenue. The Advisory Board shall expire on July 1, 2019. (16103888D)

SB 515 (McPike) (STRAN) allows mobile food vending units to apply for a permit and pay a fee with the Department of Transportation that would allow them to sell food in commuter lots in Planning District 8. The Department would use the fees to pay for security cameras and increase security in such commuter lots. The bill also requires the Department to publish the permit application on its website and establish a fee for the permit. (16101816D)

SB 742 (Wagner) (SFIN) changes the regional gas tax in Hampton Roads to a cents per gallon tax that decreases as the price of gas increases. The tax would be imposed on the basis of the price of gas as determined by the Commissioner of the Department of Motor Vehicles using a prescribed formula to calculate the average wholesale price. (16104266D)

Legislation to be Monitored by Staff; State Revenue/Policy Implications

HB 512 (Bulova) (HCCT) provides that a locality's subdivision ordinance shall include the submission of a certification by the developer of a common interest community subject to the Property Owners' Association Act (§ 55-508 et seq.) that the developer has reviewed the best practices developed under subdivision A 8 of § 54.1-2349 of the Code of Virginia and given consideration to the best practices in drafting the declaration. (16102264D)

HB 919 (Mason) (HCCT) shortens from two months to 30 days the period after which a locality providing water or sewer service may shut off service for unpaid charges and shortens from 60 days to 45 days the period during which the locality is required to shut off service to a lessee or tenant if it wishes to place a lien on the property for unpaid charges. (16102730D)

SB 109 (Petersen) (Passed Senate) requires commissioners in eminent domain proceedings to be summoned at least 30 days prior to service. Under current law, such summons is required at least one week prior to service. (16103009D)

Elections

HB 1030 (Sickles) (HPE)/ **SB 574** (McEachin) (SPE) requires all officers of election to receive training every two years and whenever a change is made to the election laws or regulations that alters the duties and conduct of the officers. The State Board of Elections is required to develop standardized training programs and provide standardized training materials for use by the electoral boards and general registrars in conducting the training for the officers of election. The bill requires that such materials be reviewed every two years in the year immediately following a general election for federal office. The bill also requires the electoral boards to certify to the State Board that the officers of election have received the required training. (16102856D, 16101969D)

SB 772 (Ebbin) (SPE) requires the State Board of Elections to provide on the Department of Elections website a training course for officers of election and requires the electoral boards to ensure that each officer of election has completed the online training course not less than three days before each November general election. The electoral boards are still responsible for

training chief and assistant chief officers of election and certifying to the State Board that such training has been conducted. (16102227D)

SB 84 (Favola) (SPE) requires the envelope provided to the voter for the return of the absentee ballot to include prepaid postage. (16100600D)

Environment

HB 448 (Cox) (HAG) allows a new or expanding facility registered under the Watershed General Permit to acquire nutrient offset credits, on land located in the same tributary as the facility, on which best management practices have been implemented that would achieve reductions greater than those currently required by federal or state law or the Chesapeake Bay TMDL Watershed Implementation Plan. The bill provides that any such acquisition is subject to approval by the State Water Control Board. The bill also enables an applicant under the Watershed General Permit to join the Virginia Nutrient Credit Exchange Association. (16101504D)

SB 37 (Carrico) (SACNR) directs the Board of Game and Inland Fisheries to adopt regulations exempting the black vulture (*Coragyps atratus*) from the prohibition against taking or possessing a wildlife species that is not classified as game, furbearer, or nuisance. The bill also prohibits the Department of Game and Inland Fisheries (the Department) from devoting any state resources to the enforcement of provisions of the federal Migratory Bird Treaty Act or the regulations adopted thereunder by the U.S. Fish and Wildlife Service that protect the black vulture. In addition, the bill allows the Department to continue to participate in federally permitted black vulture studies and management programs, including obtaining or supporting the issuance of federal migratory bird depredation permits to allow, in some cases, the killing of black vultures. (16104253D-S1)

SB 314 (Dance) (SACNR) allows a new or expanding facility registered under the Watershed General Permit to acquire nutrient offset credits, on land located in the same tributary as the facility, on which best management practices have been implemented that would achieve reductions greater than those currently required by federal or state law or the Chesapeake Bay TMDL Watershed Implementation Plan. The bill provides that any such acquisition is subject to approval by the State Water Control Board. The bill also enables an applicant under the Watershed General Permit to join the Virginia Nutrient Credit Exchange Association. (16101628D)

Public Safety

HB 73 (O'Bannon) (HTRAN) Increases the fines for texting while driving from \$125 to \$250 for a first offense and from \$250 to \$500 for a second or subsequent offense. (16100461D)

Asset Forfeiture

HB 48 (Cole) (HCT) requires that any action for the forfeiture of property used in connection with the commission of a crime be stayed until the person whose property is the subject of the forfeiture action has been found guilty of the crime authorizing the forfeiture, regardless of whether he has been sentenced. The bill provides that property may be forfeited even though no finding of guilt is made if (i) the forfeiture is ordered by the court pursuant to a plea agreement or (ii) the owner of the property has not submitted a written demand for the return of the property within one year from the date the property was seized. (16100574D)

SB 108 (Petersen) (SCT) requires that any action for the forfeiture of property used in connection with the commission of a crime be stayed until the person whose property is the subject of the forfeiture action has been found guilty of the crime authorizing the forfeiture, regardless of whether he has been sentenced. The bill provides that property may be forfeited even though no finding of guilt is made if (i) the forfeiture is ordered by the court pursuant to a plea agreement or (ii) the owner of the property has not submitted a written demand for the return of the property within one year from the date the property was seized. (16101412D)

HB 771 (Gilbert) (HCT)/ **SB 423** (Howell) (Senate Floor) prohibits a law-enforcement agency from requesting, requiring, or otherwise inducing a person who asserts a lawful right to property seized for the purpose of forfeiture to waive his interest in or rights to the property until an information is filed. The bill allows attorneys for the Commonwealth to electronically notify the Department of Motor Vehicles, in a manner approved by the Commissioner, that a vehicle has been seized. A provision is added allowing a forfeiture proceeding to be stayed if it is also related to a warrant. The Department of Criminal Justice Services will be required to prepare an annual report to the Governor and General Assembly regarding information on all drug and nondrug asset seizures and forfeitures. The report shall be available to the public. This bill is a recommendation of the Virginia State Crime Commission. (16102895D, 16102898D)

SB 457 (Carrico) (SCT) changes the Commonwealth's burden of proof to clear and convincing evidence from preponderance of the evidence in proving that the property is subject to forfeiture in civil asset forfeiture cases. (16102622D)

Firearms

HB 766 (Gilbert) (HMP) authorizes any person 21 years of age or older who is not prohibited from purchasing, possessing, or transporting a firearm and is protected by an unexpired protective order to carry a concealed handgun for 45 days after the protective order was issued. The bill provides that if the person issued the protective order applies for a concealed handgun permit during such 45-day period, such person will be authorized to carry a concealed handgun for an additional 45 days and be given a copy of the certified application, which shall serve as a de facto concealed handgun permit. The bill requires such person to have the order or certified application and photo identification on his person when carrying a concealed handgun and to

display them upon demand by a law-enforcement officer; failure to do so is punishable by a \$25 civil penalty. (16100429D)

Transportation

HB 1070 (Jones) (HTRAN) allows the Commonwealth to enter into agreements with other states to provide for the enforcement of tolling violations occurring in Virginia on out-of-state residents and to enforce tolling violations in other states on Virginia residents. Reciprocity agreements with other states would provide for notification of the Commissioner of the Department of Motor Vehicles (DMV) or other similar entity in another state so that violators who have not paid would have their registration suspended in accordance with the agreement. The bill allows for agreements between toll operators or high-occupancy toll (HOT) lanes operators and DMV to include necessary information to enforce reciprocity agreements. The bill states that a toll violation on the HOT lanes is a traffic infraction and that a HOT lanes operator shall mail the statutorily required invoice for unpaid tolls, as is the case for other toll violations. The bill clarifies references to the issuance of summonses for toll violations. The bill provides for a two-year statute of limitations for all toll violations. The bill contains technical amendments. (16104010D)

Legislation Provided for Information

HB 336 (Pogge) (HGL) protects from mandatory disclosure library records that can be used to identify any library patron under the age of 18 years. The bill provides that access shall not be denied to the parent, including a noncustodial parent, or guardian of such person, unless the parent's parental rights have been terminated or a court of competent jurisdiction has restricted or denied such access. For records of persons under the age of 18 years who are emancipated, the right of access may be asserted by the subject thereof. Any parent or emancipated person under the age of 18 years who is the subject of the record may waive, in writing, the protections afforded by the bill. If the protections are so waived, the public body shall open such records for inspection and copying. (16101104D)

HB 481 (Marshall, Robert G.) (HMP) requires the Director of the Department of Corrections or other official in charge of the facility in which an alien is incarcerated to comply with any detainer received from U.S. Immigration and Customs Enforcement. The bill provides that no alien subject to the detainer shall be released except to transfer custody of the alien to another facility or to the U.S. Immigration and Customs Enforcement, provided that no alien may be held in custody in excess of the date that he would otherwise be released from custody. The bill also waives sovereign immunity for any tortious injury or act committed by an alien released in violation of this requirement after his release. (16103509D)

HB 822 (LeMunyon) (HCCT) requires that bills to subscribers from a cable operator include a concise explanation of any itemized charge that the cable operator attributes to taxes, educational fees, or other governmental obligations. The bill provides that in lieu of printing the explanatory text on the bill, the cable operator may include the address of a website that displays the explanation. (16103682D)

HB 1231 (Collins) (HAG) allows the district court to order the confinement indoors or in a securely enclosed and locked structure that prevents escape or direct contact with persons or other animals any dog that has been found to have injured or killed livestock or poultry. The bill requires a dog under such disposition to be leashed and muzzled when off the owner's property. Under current law, the court is required to order that dogs found to be livestock or poultry killers be killed immediately or removed to another state and prohibited from returning to the Commonwealth. (16104040D)

SB 78 (Wexton) (Senate Floor) allows Loudoun County and any town located within Loudoun County, in adopting a voluntary boundary agreement, to attach to their petitions to the circuit court a Geographic Information System (GIS) map depicting the boundary change. Under current law, such use of a GIS map is permitted only regarding the boundary between the Counties of Louisa and Goochland. The bill contains a technical amendment. (16101904D)

SB 389 (Surovell) (SGL) prohibits a locality from requiring notice to or consent of a condominium association or homeowners' association prior to the issuance of a permit, certificate, or license, including a building permit or a business license. (16101243D)

SB 481 (Ebbin) (SLG) requires either that a vacant building be vacant for 12 months or that it meet the definition of "derelict building" under § 15.2-907.1 before cities and certain towns may require the building's owner to register it and pay an annual registration fee. Current law requires that such a building comply with both the vacancy period and the definition of "derelict building." (16102779D)

Education

Miscellaneous

HB 46 (Greason) (HED) directs the Secretary of Education to establish a 21-member Early Education Workforce Committee with the key goal of ensuring an effective professional development and credentialing system for the early childhood education workforce in the Commonwealth, including the (i) development of a competency-based professional development pathway for practitioners who teach children birth to age five in both public and private early childhood education programs; (ii) consideration of articulation agreements between associate and baccalaureate degree programs; (iii) refinement of teacher licensure and education programs to address competencies specific to early childhood development; (iv) alignment of existing professional development funding streams; and (v) development of innovative approaches to increasing accessibility, availability, affordability, and accountability of the Commonwealth's workforce development system for early childhood education teachers and providers. (16100918D)

SB 224 (Miller) (SEH) requires each school board, by July 1, 2017, to develop and implement a policy to prohibit the use of tobacco products on a school bus, on school property, or at a

school-sponsored activity. The bill also replaces the term "electronic cigarette" with a defined term, "nicotine vapor product." (16101813D)

HB 520 (LeMunyon) (HED) requires each school division that provides for the redistricting of school boundaries to permit any enrolled student who is assigned to a different school in the school division as a result of such redistricting to remain, at the request of his parent, at the school at which he is currently enrolled until he completes the highest grade level at such school. The bill permits each school division to require any parent who makes such a request to provide for the transportation of his child, at the parent's own expense, to the school at which the student remains. The bill specifies that (i) any enrolled elementary school student assigned to a different middle school or high school as a result of the redistricting of school boundaries does not have the right to attend the middle school or high school to which he would have been assigned before such redistricting and (ii) any enrolled middle school student assigned to a different high school as a result of the redistricting of school boundaries does not have the right to attend the high school to which he would have been assigned before such redistricting. (16100173D)

HB 565 (Lingamfelter) (HED) makes several changes to the provisions for the establishment and operation of public charter schools, including (i) requiring public charter schools to be administered and managed by a nonprofit education organization under the control of a governing board in lieu of a management committee and (ii) making changes and providing greater specificity regarding (a) the applicability of various laws, regulations, policies, and procedures to public charter schools; (b) the contents of charter applications; (c) the procedure for executing charter contracts and the contents of such contracts; and (d) the method of funding public charter schools. (16101093D)

SB 360 (Howell) (SEH) requires the Superintendent of Public Instruction to develop and implement a system to track teacher turnover and to annually report his findings to the General Assembly and the Governor. (16101735D)

Physical Education

HB 357 (Loupassi) (HED) requires at least 20 minutes of physical activity per day or an average of 100 minutes per week during the regular school year for students in grades kindergarten through five. This requirement becomes effective beginning with the 2018-2019 school year. The current requirement for a program of physical activity available to all students in grades six through 12 with a goal of at least 150 minutes per week on average during the regular school year is not changed. (16100009D)

SB 211 (Miller) (SEH) requires at least 20 minutes of physical activity per day or an average of 100 minutes per week during the regular school year for students in grades kindergarten through five. This requirement becomes effective beginning with the 2018-2019 school year. The current requirement for a program of physical activity available to all students in grades six through 12 with a goal of at least 150 minutes per week on average during the regular school year is not changed. (16101487D)

School Calendar

HB 93 (Kory) (HED) makes local school boards responsible for setting the school calendar and determining the opening day of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement. The bill contains technical amendments. (16101710D)

HB 788 (Adams) (HED) makes local school boards responsible for setting the school calendar and determining the opening day of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement. The bill contains technical amendments. (16103134D)

SB 340 (Garrett) (SEH) makes local school boards responsible for setting the school calendar and determining the opening day of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement. The bill contains technical amendments. (16100520D)

High School Athletic Programs

HB 131 (Bell, Robert B.) (HED)/ **SB 612** (Garrett) (SEH) prohibits public schools from joining an organization governing interscholastic programs that does not deem eligible for participation a student who (i) receives home instruction; (ii) has demonstrated evidence of progress for two consecutive academic years; (iii) is in compliance with immunization requirements; (iv) is entitled to free tuition in a public school; (v) has not reached the age of 19 by August 1 of the current academic year; (vi) is an amateur who receives no compensation but participates solely for the educational, physical, mental, and social benefits of the activity; (vii) complies with all disciplinary rules and is subject to all codes of conduct applicable to all public high school athletes; and (viii) complies with all other rules governing awards, all-star games, maximum consecutive semesters of high school enrollment, parental consents, physical examinations, and transfers applicable to all high school athletes. The bill provides that no local school board is required to establish a policy to permit students who receive home instruction to participate in interscholastic programs. The bill permits reasonable fees to be charged to students who receive home instruction to cover the costs of participation in such interscholastic programs, including the costs of additional insurance, uniforms, and equipment. The bill has an expiration date of July 1, 2021. (16102337D, 16103767D)

Elections

HB 32 (Sullivan) (HPE) adds to the list of acceptable forms of voter identification a valid student photo identification card issued by any institution of higher education located in any other state or territory of the United States. Current law allows students from any institution of higher education located in the Commonwealth to use their student photo identification cards for purposes of voting. (16100847D)

HB 104 (O'Bannon) (HPE)/ **SB 315** (Dance) (SPE) provides that if a voting or counting machine secured by removal of a data storage device containing the only record of votes cast for any office or on any question and the machine itself does not contain such a record, that machine is not required to remain locked and sealed until the deadline to request a recount has passed or any contest or recount has been concluded. The sealed envelopes containing the equipment keys for such machines are required to be delivered to the electoral board no later than noon on the day following the election. The bill also provides that the requirements for locking and sealing voting equipment do not apply to any ballot marking device and its data storage device provided to meet accessibility requirements, where the number of persons voting in the election or the number of votes cast for any office or on any question are not recorded by the ballot marking device. All other voting systems are subject to current provisions for the locking and sealing of equipment. (16101461D, 16101528D)

HB 161 (Spruill) (HPE) requires elections for mayors, councils, and elected school boards of cities and towns to be held on the date of regular general elections in November. Currently, cities and towns have the option to elect governing bodies and school boards in May or November. The bill adjusts corresponding dates to reflect the repeal of May elections. (16101577D)

HB 258 (LaRock) (HPE) provides that any candidate nominated by a political party or at a primary election shall be identified on the ballot by the name of his political party. Currently, only candidates for federal, statewide, and General Assembly offices are so identified. (16101809D)

HB 375 (Pogge) (HPE) provides that a candidate for a local governing body who is nominated by a political party or at a primary election shall be identified on the ballot by the name of his political party. Currently, only candidates for federal, statewide, and General Assembly offices are so identified. (16102980D)

HB 806 (Lingamfelter) (HPE) adds political party affiliation to the information that an applicant is asked to provide when registering to vote. The applicant may indicate that he is an independent. Voters registered prior to January 1, 2017, will be designated as independent unless they provide a political party affiliation in writing to the general registrar. No more than one change to a voter's party affiliation or independent status on his registration record shall be permitted within a twelve-month period. Voters may change their party affiliation at any time before the registration records are closed prior to an election, except that voters who are designated as independent may change their independent designation to a political party affiliation at any point after registration records are closed prior to a primary election, including on the day of the primary. Only voters who are registered as being affiliated with the political party may participate in that party's primary. (16100762D)

SB 767 (Suetterlein) (SPE) provides that any candidate nominated by a political party or at a primary election shall be identified on the ballot by the name of his political party. Currently, only candidates for federal, statewide, and General Assembly offices are so identified. (16103756D)

HB 937 (Wilt) (HPE) authorizes the State Board of Elections to conduct a pilot program under which one or more counties or cities whose plan for participation in the pilot program is unanimously approved by the State Board would be permitted to use vote centers in the June primary elections. The governing body of a county or city applying to participate in the pilot program is required to submit a plan for participation that includes (i) the number of vote center precincts to be established in the county or city and the boundaries of such precincts and (ii) the number of vote centers to be established in each vote center precinct and the location of each such vote center. The bill defines "vote center precinct" to mean the territory established by a county or city pursuant to the pilot program, to be served by one or more vote centers; "vote center" is defined to mean the structure at which any qualified voter who is a resident of the vote center precinct may vote in a June primary election. The bill contains requirements for a minimum number of vote centers based on the number of registered voters in a vote center precinct and the size of the vote center precinct. The State Board is directed to publish a report on the implementation and effectiveness of the pilot program. The provisions of the bill expire on December 31, 2020. (16101891D)

HB 1003 (Levine) (HPE) requires any electronic voting system approved by the State Board of Elections to retain each paper ballot cast or to produce a voter-verifiable paper record of each ballot cast that is available for inspection and verification by the voter at the time the ballot is cast. The bill defines a "voter-verifiable paper record" to mean a tangible record of the ballot cast by the voter that is printed on paper and is physically separate from any other similar document. For purposes of sealing and delivering to clerks of the circuit courts and retention by the clerks, such paper records are treated in the same manner as counted ballots. (16103155D)

SB 43 (Carrico) (Senate Floor) clarifies that a city or town may move the time of its local elections pursuant to statutory authority notwithstanding any contrary provisions of its charter. (16101686D)

SB 89 (Marsden) (SPE) requires the posting of minutes of the local electoral boards' meetings on the local electoral board's website or the official website of the county or city. Draft meeting minutes are required to be posted no later than 10 days after the meeting and final approved meeting minutes are required to be posted within three working days of approval. (16100826D)

Environment

HB 1340 (Hodges) (HAG) requires the Department of Environmental Quality to operate stormwater management programs that regulate land-disturbing activities that disturb from 2,500 square feet to up to one acre in localities east of Interstate 95 that fall under the provisions of the Chesapeake Bay Preservation Act and that elect not to operate such a program. (16104198D)

SB 282 (Lewis) (SACNR) establishes the Virginia Shoreline Resiliency Fund for the purpose of creating a low-interest loan program to help residents and businesses that are subject to

recurrent flooding. Moneys from the Fund may be used to mitigate future flood damage. (16101182D)

SB 598 (DeSteph) (SACNR) clarifies that certain flow rate capacity and velocity requirements for plans approved on and after July 1, 2014, shall be satisfied by compliance with Virginia Stormwater Management Program (VSMP) Permit Regulations where the land-disturbing activity is conducted in accordance with extended permit coverage regulations. (16102415D)

SB 407 (Wexton) (Senate Floor) provides that any locality that has a record of the location of conventional onsite sewage systems and alternative discharging systems and that meet certain other criteria may adopt an ordinance establishing a uniform schedule of civil penalties for violations of specified provisions for the operation and maintenance of such systems. Currently, the provisions apply only to alternative onsite sewage systems. (16101922D)

Health and Human Services

HB 314 (Orrock) (HHWI) provides that a prescriber may authorize an employee of a school for students with disabilities as defined in § 22.1-319 licensed by the Board of Education, or a private school accredited in accordance with standards prescribed by the Board of Education pursuant to § 22.1-19 by a state-recognized accrediting member approved by the Virginia Council for Private Education who is trained in the administration of insulin and glucagon to assist with the administration of insulin or administer glucagon to a student diagnosed as having diabetes and who requires insulin injections during the school day or for whom glucagon has been prescribed for the emergency treatment of hypoglycemia pursuant to a written order or standing protocol and provides immunity from civil damages for ordinary negligence in acts or omissions resulting from the rendering of such treatment to such employees, provided that the insulin is administered in accordance with the child's medication schedule or such employee has reason to believe the individual receiving the glucagon is suffering or about to suffer life-threatening hypoglycemia. The bill also allows nurse practitioners and physician assistants to provide training programs on the administration of drugs to students of private schools accredited in accordance with standards prescribed by the Board of Education by state-recognized accrediting members approved by the Virginia Council for Private Education. (16101466D)

HB 477 (Cox) (HAPP) authorizes the Virginia Public Building Authority to issue bonds in the amount of \$29.3 million plus financing costs to construct veterans care centers in Northern Virginia and Hampton Roads. (16102049D)

HB 1035 (Rasoul) (HFIN) establishes elderly care savings trust accounts to be administered by the Virginia College Savings Plan to facilitate the saving of private funds to defray the medical and health-related expenses of the elderly. (16100268D)

SB 231 (Miller) (SLG) expands the definition of "smoking" in the Virginia Indoor Clean Air Act to include vapor products. Vapor stores are excluded from the scope of Act. (16101811D)

Food Safety

HB 62 (Morris) (HAG) exempts persons who own three or fewer milking cows and three or fewer goats from the oversight of the Milk Commission and the Board of Agriculture and Consumer Services' requirements governing the quality, grading, and sanitary standards for milk so long as the milk their cows or goats produce is sold directly to consumers and contains a label stating that the product has not been inspected by the state and the consumer is purchasing the product at his own risk. (16100893D)

HB 619 (Bell, Robert B.) (HAG) exempts food products and food made from milk processed or prepared in private homes or farms from Board of Agriculture and Consumer Services regulations, so long as (i) the sale is made directly to end consumers and (ii) the product is labeled with the producer's name and address, the product's ingredients, and a disclosure statement indicating the product is not for resale and is processed and prepared without state inspection. The bill also exempts private homes or farms that meet the same conditions from examinations conducted by the State Health Commissioner of establishments in which crustacea, finfish, and shellfish are handled. (16102338D)

Public Safety/ Criminal Justice

HB 91 (Hope) (HAPP) prohibits entities or agencies of the Commonwealth or political subdivisions thereof from receiving commission payments from companies that provide inmate telephone services. (16101247D)

HB 198 (Lingamfelter) (HMP) provides that no official or employee of a school board or locality may apply for the appointment of a special conservator of the peace without attaching a written assessment of the need for such appointment from the sheriff or chief of police to the application. (16100766D)

HB 1182 (Aird) (HCCT)/ **SB 266** (Dance) (Senate Floor) allows sheriffs' offices to use marked motor vehicles painted in any solid color. Current law requires the sheriff to obtain the concurrence of the local governing body to use any color other than dark brown. (16103368D, 16101480D)

SB 281 (Wexton) (SCL) removes the authority of the mayor to take command of the police during emergencies and deputize assistant policemen to maintain order and enforce laws during such emergency. (16102517D)

SB 651 (Cosgrove) (SACNR) requires animal control officers hired on or after July 1, 2017, to complete a basic animal control course within one year after the date of hire. Current law requires completion of such training course within two years after the date of hire. (16103320D)

Fire and Rescue

HB 199 (Boysko (HCCT)/ **SB 79** (Wexton) (Senate Floor) allows any locality to fund the cost of participation in mental health treatment and counseling programs by a member of a volunteer fire or rescue company. A mental health program in which such volunteers are eligible to participate must be comparable to an employee assistance program offered to paid employees of the locality. (16101889D, 16104529D-S1)

HB 1104 (Murphy) (HCCT) provides that a firefighter who is the subject of an order of quarantine or an order of isolation as a result of potential exposure that occurred in the line of duty is entitled to the continued payment of compensation from his local employer during the period of such quarantine or isolation. (16103930D)

Law Enforcement

HB 1047 (Rasoul) (HCCT) allows any locality by ordinance to provide that the owner of any property is liable for a civil penalty of \$100 for the use of the premises for the illegal consumption of alcohol, provided the owner knew or reasonably should have known that the premises was being used for this purpose. (16103993D)

SB 527 (Stuart) (SLG) authorizes any locality to provide by ordinance that a person convicted of a felony violation of the bomb threat statute or the statute that penalizes the incitement of a bomb threat shall be liable for the reasonable expense, not to exceed \$1,000, of an appropriate emergency response to the threat. Current law allows such an ordinance to subject a person to liability for the expense of the emergency response to an imitation version of a weapon of terrorism or fire bomb or other explosive device. (16100380D)

Taxation

HB 1095 (Cline) (HFIN) reduces the top marginal individual income tax rate from 5.75 percent on income in excess of \$17,000 to five percent on income in excess of \$5,000 beginning with taxable year 2017. (16102774D)

HB 539 (Watts) (HFIN) lowers the corporate income tax rate from six percent to 5.75 percent for taxable years beginning on or after January 1, 2017. (16101906D)

SB 326 (Saslaw) (SFIN) lowers the corporate income tax rate from six percent to 5.75 percent for taxable years beginning on or after January 1, 2017. (16101908D)

SB 244 (Petersen) (SFIN) authorizes localities to impose a local fuels tax, not to exceed five cents per gallon of fuel. The tax would be paid by the distributor at the point of sale to a retail distributor in the same manner as regional fuel taxes. The Commonwealth would make an annual payment to localities for the difference between revenues that were collected from the tangible personal property tax on vehicles, including personal property tax relief, and the amount of revenues collected by a five-cents-per-gallon fuels tax. The bill also repeals the

personal property tax relief program. The bill has a delayed effective date of January 1, 2019, and is contingent on passage of a constitutional amendment making motor vehicles used for nonbusiness purposes exempt from taxation. (16100872D)

SB 400 (Marsden) (SFIN) includes as Virginia taxable income any funds that are contributed to a campaign committee but used by the taxpayer for personal use. (16103600D)

Transportation

Miscellaneous

HB 384 (Marshall, Robert G.) (HTRAN) requires any meeting of the Commonwealth Transportation Board that involves a discussion or vote related to a transportation project valued in excess of \$5 million be held in the highway construction district where the project being considered is located. (16103504D)

HB 407 (Bulova) (HTRAN) prohibits HOV-2 lanes of Interstate 66 from being converted to HOV-3 lanes or a more restrictive designation prior to January 1, 2020. (16102796D)

HB 719 (LeMunyon) (House Floor) requires the Commonwealth Transportation Board to make public the criteria used to determine the value of each factor used in the statewide prioritization process for project selection no later than 30 days prior to a vote on such project or strategy. (16100315D)

HB 728 (LeMunyon) (HTRAN) requires that the results of Department of Transportation reviews of proposed local comprehensive plan amendments for issues related to homeland security be provided concurrently to the submitting locality and the Northern Virginia Transportation Authority. (16102290D)

HB 733 (LeMunyon) (HTRAN) requires half of the performance evaluations of Department of Transportation and Department of Rail and Public Transportation employees in Planning District 8 to be based on the extent to which congestion in the planning district has been relieved. (16100369D)

HB 826 (Torian) (HTRAN) creates the Prince William County Metrorail Improvement District to provide a means of financing an extension of commuter rail service from Fairfax County into Prince William County. (16102614D)

Transportation Funding

HB 1122 (Bloxom) (HST)/ **SB 46** (Carrico) (SFIN) extends through fiscal year 2020-2021 the annual transfer of \$9.5 million from the Transportation Trust Fund to the Commonwealth Space Flight Fund. Under current law, the transfer would cease in fiscal year 2016-2017. (16102808D, 16102284D)

HJ 139 (LaRock) (HPE) 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, 2017, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The amendment specifies that the General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house and that the loan must be repaid with reasonable interest within four years. (16103263D)

SB 32 (Lucas) (SGL) creates the Virginia Casino Gaming Commission as the licensing body for casino gaming, specifies licensing requirements for casino gaming, and imposes penalties for violations of the casino gaming law. Casino gambling shall be limited to certain localities. The distribution of the proceeds of the gross receipts tax and admission tax imposed on casino gaming operators will be: (i) 10 percent to the locality where the casino operation is located and (ii) 90 percent into the Toll Mitigation Fund, established by the bill, to mitigate the tolls for the Dominion Boulevard Bridge and Roadway Improvement Project and the Downtown Tunnel/Midtown Tunnel/Martin Luther King Freeway Extension Project. (16100321D)

SB 33 (Lucas) (SGL) creates the Virginia Casino Gaming Commission as the licensing body for casino gaming, specifies licensing requirements for casino gaming, and imposes penalties for violations of the casino gaming law. Casino gaming shall be limited to localities that have passed a referendum allowing casino gaming in the locality. The distribution of the proceeds of the imposed taxes will be: (i) one percent into the Problem Gambling Treatment and Support Fund, established in the bill, ii) 10 percent to the locality in which the casino gaming operation is located, and (iii) 89 percent into the Toll Mitigation Fund, to be used to mitigate the tolls for the Dominion Boulevard Bridge and Roadway Improvement Project and the Downtown Tunnel/Midtown Tunnel/Martin Luther King Freeway Extension Project. (16100677D)

SB 34 (Lucas) (SGL) authorizes casino gaming in the state to be regulated by the Virginia Lottery Board (the Board), specifies the licensing requirements for casino gaming, and imposes penalties for violations of the casino gaming law. Casino gaming shall be limited to localities that have passed a referendum allowing a casino gaming in the locality. The distribution of the proceeds of the imposed taxes will be: (i) one percent into the Problem Gambling Treatment and Support Fund, established in the bill, ii) 10 percent to the locality in which the casino gaming operation is located, and (iii) 89 percent into the Toll Mitigation Fund, to be used to mitigate the tolls for the Dominion Boulevard Bridge and Roadway Improvement Project and the Downtown Tunnel/Midtown Tunnel/Martin Luther King Freeway Extension Project. (16100685D)

Transportation Safety

HB 78 (O'Quinn) (HTRAN) increases the fine for failing to drive on the right side of highways or failing to observe traffic lanes from no more than \$250 to \$300 per violation. (16100593D)

HB 410 (Ingram) (HTRAN) prohibits the use of a toy vehicle on any roadway or highway by eliminating exceptions that currently allow the use of toy cars on roadways and highways that have speed limits no greater than 25 miles per hour, have no more than two travel lanes, or are located within a residence district. (16101690D)

HB 1185 (Sickles) (HCT) raises the threshold for per se reckless driving for speeding from driving in excess of 80 miles per hour to driving in excess of 85 miles per hour if the applicable speed limit is 70 miles per hour. The threshold for per se reckless driving for speeding for driving at or more than 20 miles per hour in excess of the speed limit remains unchanged. (16103705D)

Hampton Road Transportation Accountability Commission

HB 274 (Yancey) (HAPP) ensures that the moneys in the Hampton Roads Transportation Fund are distributed to the Hampton Roads Transportation Accountability Commission and allows the Commission to invest moneys in excess of those required to meet current needs in accordance with applicable law. (16101176D)

HB 275 (Yancey) (HTRAN) allows an elected official of any of the four counties embraced by the Hampton Roads Transportation Accountability Commission who serves on the county's governing body and has been appointed by resolution of such governing body to represent the county on the Commission to serve on the Commission. Currently, only the chief elected officer of such county may serve on the Commission. (16101178D)

HB 276 (Yancey) (HTRAN) allows the Hampton Roads Transportation Accountability Commission to spend Hampton Roads Transportation Fund moneys on administrative and operating expenses and removes the requirement that, if no other funds are available, administrative expenses of the Commission be allocated among the localities within Planning District 23 on the basis of relative population. The bill states that it does not result in the expiration of the contingently effective provisions of Chapter 896 of the Acts of Assembly of 2007 or Chapter 766 of the Acts of Assembly of 2013. (16101179D)

HB 1111 (Villanueva) (HTRAN) ensures that the moneys in the Hampton Roads Transportation Fund are distributed to the Hampton Roads Transportation Accountability Commission and allows the Commission to invest moneys in excess of those required to meet current needs in accordance with applicable law. Allows the Hampton Roads Transportation Accountability Commission to spend Hampton Roads Transportation Fund moneys on administrative and operating expenses and removes the requirement that, if no other funds are available, administrative expenses of the Commission be allocated among the localities within Planning District 23 on the basis of relative population. The bill states that it does not result in

the expiration of the contingently effective provisions of Chapter 896 of the Acts of Assembly of 2007 or Chapter 766 of the Acts of Assembly of 2013. The bill allows an elected official of any of the four counties embraced by the Hampton Roads Transportation Accountability Commission who serves on the county's governing body and has been appointed by resolution of such governing body to represent the county on the Commission to serve on the Commission. Currently, only the chief elected officer of such county may serve on the Commission. The bill also allows a member representing a city or county to designate a current elected officer of the same governing body to serve in his place on the Commission after making such designation to the Chairman and limits such designation to two meetings or 25% percent of the Commission's meetings per year. (16103721D)

HB 1208 (Tyler) (HTRAN) allows the chairman of the board of supervisors of a county within Planning District 23 to designate a current elected officer of the same governing body to serve in his place on the Hampton Roads Transportation Accountability Commission. (16103552D)

SB 47 (Lucas) (SRUL) allows the chairman of the board of supervisors of a county within Planning District 23 to designate a current elected officer of the same governing body to serve in his place on the Hampton Roads Transportation Accountability Commission. (16101376D)

SB 470 (Wagner) (SFIN) increases the tax on the sales price charged by a distributor for fuels sold to a retail dealer in Hampton Roads from 2.1% to 5.1%. (16101311D)

SB 472 (Wagner) (SRUL) allows a chief elected officer to designate a current elected officer of the same governing body to serve in his place on the Hampton Roads Transportation Accountability Commission for one meeting if 48-hour notice is provided to the Chairman. (16102175D)

SB 476 (Wagner) (SRUL) ensures that the moneys in the Hampton Roads Transportation Fund are distributed to the Hampton Roads Transportation Accountability Commission and allows the Commission to invest moneys in excess of those required to meet current needs in accordance with applicable law. Allows the Hampton Roads Transportation Accountability Commission to spend Hampton Roads Transportation Fund moneys on administrative and operating expenses and removes the requirement that, if no other funds are available, administrative expenses of the Commission be allocated among the localities within Planning District 23 on the basis of relative population. The bill states that it does not result in the expiration of the contingently effective provisions of Chapter 896 of the Acts of Assembly of 2007 or Chapter 766 of the Acts of Assembly of 2013. The bill allows an elected official of any of the four counties embraced by the Hampton Roads Transportation Accountability Commission who serves on the county's governing body and has been appointed by resolution of such governing body to represent the county on the Commission to serve on the Commission. Currently, only the chief elected officer of such county may serve on the Commission. The bill also allows a member representing a city or county to designate a current elected officer of the same governing body to serve in his place on the Commission after making such designation to the Chairman and limits such designation to two meetings or 25% percent of the Commission's meetings per year. (16103742D)

SB 682 (Miller) (STRAN) requires that any construction or expansion project on a bridge or tunnel by the Department of Transportation or the Hampton Roads Accountability Commission include a multimodal component. (16103332D)

Tolls

HB 97 (Cole) (HTRAN) directs the Department of Transportation to enter into negotiations with the toll operator of the existing HOT lanes on Interstate 95 to extend the HOT lanes south to U.S. Route 17 in Stafford County by 2020. (16100566D)

HB 169 (Albo) (HTRAN) requires a HOT lanes operator to notify the registered owner of a vehicle that entered or used HOT lanes without payment of the toll. Such notification must be given within 24 hours of the violation if the registered owner of the vehicle has an account with the HOT lanes operator or within 24 hours of identification of a registered owner who does not have such an account. The bill requires at the Department of Transportation to notify an account holder when his account reaches a low balance status, if the account holder has requested such notification. (16100778D)

HB 414 (James) (HTRAN) lowers the administrative fee that is paid after 30 days of nonpayment of an unpaid toll from \$100 to \$50 and lengthens such period of nonpayment from 30 days to 60 days. The time period for notice to contest liability for a toll violation is extended from 60 to 90 days. The time period to file an affidavit stating that the owner of the vehicle was not the operator of the vehicle during the unpaid toll violation is extended from 14 to 30 days. (16102422D)

HB 729 (LeMunyon) (HTRAN) requires the Department of Transportation (VDOT) to request email addresses and personal cell phone numbers from every account holder of an electronic toll collection device, commonly known as E-ZPass. The bill further requires VDOT to notify account holders via text message or email when the vehicle associated with the E-ZPass is operated without payment of a required toll, when the account reaches an amount preestablished by the account holder as a low balance, or when any other account irregularity occurs. (16103163D)

HB 1042 (Villanueva) (HTRAN) exempts toll facility operators or their agents from being assessed a charge by the Department of Motor Vehicles for supplying information for official use. (16102630D)

HB 1071 (Heretick) (HTRAN) provides that no action to recover an unpaid electronic toll shall be brought until at least 120 days have elapsed from the date of the violation. Any such action shall only be brought in the locality in which the vehicle is registered, if registered in the Commonwealth, or in the locality in which the violation occurred, if the vehicle is registered outside the Commonwealth. No judgment resulting from such action shall exceed five times the amount of the unpaid toll, including administrative fees and penalties. The bill provides for a one-year statute of limitations for all toll violations. The bill requires toll facilities that do not

offer manual toll collection to accept cash at a physical location or by electronic funds transfer within 72 hours of the unpaid toll. The bill requires such toll operator to display signage notifying drivers of alternative routes that are not tolled and that payment in cash may be accepted within 72 hours of the unpaid toll. (16101937D)

SB 255 (Surovell) (SRUL) requires the Department of Transportation to conduct a survey of other states' toll relief programs and evaluate potential methods of toll relief for citizens of the Commonwealth. The Department shall submit a report of its findings no later than the first day of the 2017 Regular Session of the General Assembly. (16103393D)

SB 256 (Surovell) (SCT) clarifies that the 12-month statute of limitations applies to all unpaid tolls, penalties, administrative fees, and costs from violations on HOT lanes. (16100122D)

SB 257 (Surovell) (STRAN) provides that increased fines for subsequent violations of the high-occupancy requirement on HOV and for driving an unauthorized vehicle on the HOT lanes shall be imposed only after conviction of the prior offense. (16100158D)

SB 295 (Lucas) (STRAN) lowers the administrative fee that is paid after 30 days of nonpayment of an unpaid toll from \$100 to \$50 and lengthens such period of nonpayment from 30 days to 60 days. The time period for notice to contest liability for a toll violation is extended from 60 to 90 days. The time period to file an affidavit stating that the owner of the vehicle was not the operator of the vehicle during the unpaid toll violation is extended from 14 to 30 days. (16102028D)

SB 334 (Locke) (STRAN) lowers the administrative fee that is paid after 30 days of nonpayment of an unpaid toll from \$100 to \$50 and lengthens such period of nonpayment from 30 days to 60 days. The time period for notice to contest liability for a toll violation is extended from 60 to 90 days. The time period to file an affidavit stating that the owner of the vehicle was not the operator of the vehicle during the unpaid toll violation is extended from 14 to 30 days. (16102119D)

SB 431 (Ebbin) (STRAN) lengthens the time period to pay an unpaid toll from 30 to 45 days before the administrative fee is increased. The bill decreases the civil penalties for an unpaid toll, making them equal to civil penalties for other toll violations, and makes subsequent increased civil penalties applicable only after conviction of a prior offense and allows for consideration of extenuating circumstances. The bill also places a cap on civil penalties and administrative fees of \$2,200 for a driver or owner's first court appearance for unpaid tolls and requires an annual report by the Department of Transportation on toll violations, penalties, and fees to the Chairmen of the House and Senate Transportation Committees. (16102120D)

SB 514 (McPike) (STRAN) prohibits the Department of Transportation from charging fees for or requiring users to exchange their E-ZPass flex transponder as a result of inactivity. (16101815D)

Towing

HB 37 (Kory) (HTRAN) prohibits tow truck drivers and towing and recovery operators from knowingly towing a motor vehicle occupied by a companion animal. (16100210D)

HB 946 (Keam) (HTRAN) bans the use of spotters by tow truck drivers and towing and recovery operators and requires the authorization or presence of the owner of the property from which a trespassing vehicle is being towed; the use of spotters and towing without such authorization are included as acts for which a consumer can file a complaint with the Division of Consumer Counsel at the Office of the Attorney General. The bill also includes as violations of the Virginia Consumer Protection Act prohibited acts by tow truck drivers and towing and recovery operators, violations of police towing, and violations of local ordinances regulating police towing, price, and trespass towing. (16103070D)

HB 1060 (Hugo) (HTRAN) provides that localities in Planning District 8 shall establish by ordinance (i) an initial hookup and towing fee of at least \$135; (ii) an additional fee of at least \$25 for towing at night, on weekends, or on a holiday; and (iii) that no fee pursuant to clause (ii) shall be charged more than twice for a tow. Under current law, \$135 is the maximum hookup and initial towing fee and \$25 is the permissible charge for towing at night, on weekends, or on a holiday. (16103047D)

Transportation Studies

HJ 109 (LeMunyon) (HRUL) requests the Governor to review the Washington Metropolitan Area Transit Authority Compact of 1966 and enter into discussions with his counterparts in Washington, D.C., and Maryland to identify possible improvements to the agreement, particularly with regard to the governance, financing, and operation of the Authority. (16100168D)

HJ 171 (Pogge) (HRUL)/ **SJ 107** (Marsden) (SRUL) urges localities to make a collaborative effort to provide affordable cross-jurisdictional public transportation to persons with disabilities by modifying and expanding current transportation routes and services. The resolution urges localities to enter into memoranda of understanding to accomplish this goal and to work with all relevant agencies, organizations, and other stakeholders. The resolution is a recommendation of the Disability Commission. (16103712D, 16103709D)

Attachments: Supplementary documents

cc: Joe Mondoro, Chief Financial Officer
Patricia Harrison, Deputy County Executive
David J. Molchany, Deputy County Executive
Dave Rohrer, 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

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GENERAL ASSEMBLY STATUS REPORT NO. 1
February 2, 2016

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**FAIRFAX COUNTY
LEGISLATIVE SUMMARY**

2016 GENERAL ASSEMBLY

January 31, 2016

Fairfax County Legislative Summary 2016 General Assembly

Board of Supervisors Report Key

Bill No. – Patron, (District No.) Bill Title	Committee/Floor Actions	
<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 = Date Position taken by full Board of Supervisors
 [] = Date position taken by BOS Legislative Committee
Italics = Date position recommended by staff

Bold = Board Position, [] = BOS Legislative Committee Position, *Italics=Staff Recommended Position Changes* (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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<u>HB 1032</u> Sickles, M	Vehicle registration; locality may impose penalty on owner annually as long as vehicle unregistered.
<i>Fairfax County Positions</i>	
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<u>HB 1</u> LeMunyon, J	Interstate 66; tolls on existing components east of mile marker 67 prohibited.
<u>HB 9</u> Cole, M	Voter registration; required information on application form.
<u>HB 61</u> Morris, R	Virginia Freedom of Information Act; misdemeanor violations, penalty.
<u>HB 86</u> Morris, R	VIEW; pilot program for substance abuse screening and assessment.
<u>HB 99</u> Cole, M	High-occupancy vehicle (HOV) lanes; certain vehicles use of HOT lanes on Interstate 395, exceptions.
<u>HB 181</u> Minchew, J	Northern Virginia Transportation Commission; increases membership.
<u>HB 190</u> Bulova, D	Northern Virginia Transportation Authority; use of population estimate in connection with decisions.
<u>HB 191</u> Minchew, J	Composite index of local ability-to-pay; use value of real estate in certain localities.
<u>HB 214</u> LeMunyon, J	Tax reform, state and local; joint subcommittee to study.
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<u>HB 495</u> Simon, M	Synthetic turf; three-year moratorium on installation at schools and parks.
<u>HB 545</u> Watts, V	License tax, local; staffing firm deductions.

<u>HB 594</u> Marshall, R	Traffic or motor vehicle laws; enforcement of laws, marked law-enforcement vehicles.
<u>HB 631</u> Bell, J	Tolling on Interstate 66.
<u>HB 712</u> Marshall, R	Interstate 66; tolls prohibited from Haymarket to Interstate 495.
<u>HB 713</u> Marshall, R	Interstate 66; advisory referendum on collection of tolls.
<u>HB 715</u> LeMunyon, J	Interstate 66; requirements that VDOT must satisfy prior to change in HOV-2 designation.
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<u>HB 721</u> LeMunyon, J	Toll Facilities Revolving Account; statewide prioritization process.
<u>HB 722</u> LeMunyon, J	Tolls; prohibits imposition or collection of tolls on certain highways in Planning District 8.
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HB 883 Habeeb, G	Telecommunications towers; in accordance with comprehensive plan.
HB 901 Marshall, R	Northern Virginia Transportation Authority; use of certain revenues.
HB 916 Bulova, D	Interstate 66; prohibits imposition or collection of tolls on any component.
HB 949 Keam, M	Northern Virginia Transportation Authority (NVTa); membership composition.
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HB 1244 Marshall, R	Interstate 66; referendum for tolling.
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HB 1382 Keam, M	Real property tax; tax on commercial and industrial property in certain localities.
HJ 50 Webert, M	Composite Index of Local Ability to Pay; DOE to study effect of local use value assessment
HJ 110 LeMunyon, J	Interstate 66; Secretary of Transportation to study tolling alternatives.
HJ 123 Hugo, T	Constitutional amendment; real property tax exemption.
SB 113 Petersen, J	Northern Virginia Transportation Authority; membership composition.
SB 234 Petersen, J	Interstate 66; tolls on existing components east of mile marker 67 prohibited.
SB 277 Wexton, J	Northern Virginia Transportation Commission; increases membership.
SB 288 DeSteph, Jr., B	Conflict of Interests Act, State and Local Government; advisory opinions for local officers.

SB 365 Chafin, A	Prioritization of statewide transportation projects; exceptions.
SB 405 Vogel, J	Tolling additional capacity and designations of HOV and HOT lanes on Interstate 66.
SB 413 Barker, G	Northern Va. Transportation Authority; use of population estimates in connection with decisions.
SB 416 Vogel, J	Limited Residential Lodging Act; established, records available only in response to written request.
SB 439 Obenshain, M	Voter identification; information contained in electronic pollbook.
SB 468 Wagner, F	Local stormwater utility; waiver of charges to real property, retention of water on site.
SB 469 Wagner, F	Local stormwater utility; payment to best management practice (BMP) operator accepting runoff.
SB 478 Obenshain, M	Eminent domain; reimbursement of costs.
SB 484 DeSteph, Jr., B	Stormwater management regulations; water quality and quantity design criteria.
SB 516 McPike, J	Tolls; use for additional lanes on interstate highways.
SB 549 Obenshain, M	Conditional zoning.
SB 581 McEachin, A	Discharge of deleterious substance into state waters; notice.
SB 597 Cosgrove, J	Appeal of local tax assessments; confidentiality, trial by jury.
SB 751 DeSteph, Jr., B	Limited Residential Lodging and Short-term Rental Lodging Act; penalty.

Fairfax County Positions

(Support):

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HB 45 Krizek, P	Payday loan offices and motor vehicle title loan offices; distance from casino facility.
HB 96 Lingamfelter, L	Problem-Solving Court Act; established, report.
HB 109 Lingamfelter, L	Secondary state highway system; maintenance or improvement of components within county.
HB 118 Albo, D	Urban county executive form of government; animal protection police officer.
HB 168 LaRock, D	Passing stopped school buses; mailing of summons.
HB 203 Lingamfelter, L	Extended Foster Care Services and Support Program; established.

<u>HB 223</u> Stolle, C	Courthouse and courtroom security; assessment.
<u>HB 237</u> Lingamfelter, L	Absentee voting by electronic means; overseas military voters.
<u>HB 313</u> Orrock, Sr., R	Immunizations; adds type of health professionals who may administer.
<u>HB 329</u> Villanueva, R	Amber lights, flashing; allows publicly owner or operated transit buses to use.
<u>HB 354</u> Greason, T	Lyme disease; prevention pilot program.
<u>HB 369</u> Bell, R	State Executive Council for Children's Services; state and local advisory team; membership.
<u>HB 391</u> Krizek, P	Motor vehicle title loan offices; distance from military base.
<u>HB 461</u> Anderson, R	Handheld personal communications devices; use while driving, penalty.
<u>HB 464</u> Hope, P	Behavioral Health and Developmental Services Trust Fund; use of funds.
<u>HB 474</u> Filler-Corn, E	Child-care providers; criminal history background checks.
<u>HB 500</u> Filler-Corn, E	Child care providers; criminal history background checks.
<u>HB 532</u> Murphy, K	Composite index of local ability to pay; additional factors to be considered.
<u>HB 544</u> Watts, V	Retail sales and transient occupancy taxes; taxes on room rentals.
<u>HB 546</u> Watts, V	Certain counties; additional powers.
<u>HB 629</u> Hodges, M	Prescription drugs; pharmacies may participate in voluntary drug disposal programs.
<u>HB 634</u> Bell, J	Payday loan offices and motor vehicle title loan offices; distance from military installation.
<u>HB 647</u> Sullivan, Jr., R	Tree conservation; locality to post signs on private property that is proposed to be redeveloped.
<u>HB 676</u> Peace, C	Financial exploitation of adults; DARS work group to study.
<u>HB 727</u> LeMunyon, J	Northern Virginia Transportation Authority; decision-making procedure.
<u>HB 734</u> Hope, P	Noxious weeds; advisory committee to evaluate risks of a plant.
<u>HB 764</u> Yost, J	Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program, created.
<u>HB 828</u> Torian, L	TANF eligibility; drug-related felonies.
<u>HB 945</u> Wilt, T	Annexation; extends current moratorium on city annexations and county immunity actions.

<u>HB 992</u> Lopez, A	TANF eligibility; drug-related felonies.
<u>HB 1004</u> Levine, M	Provisional voting; voter photograph taken at polling place.
<u>HB 1008</u> Levine, M	Motor vehicle fuels; sales tax in certain transportation districts, price floor.
<u>HB 1067</u> Jones, S	Bonds; tolls on I-66.
<u>HB 1085</u> Bulova, D	Stormwater Local Assistance Fund; established.
<u>HB 1125</u> Loupassi, G	Number of judges; general district court; 25th Judicial District.
<u>HB 1140</u> Ransone, M	Subdivision plats; approval before recordation.
<u>HB 1144</u> Cole, M	Local taxes; interest on refunds.
<u>HB 1216</u> Aird, L	Elections; absentee voting by persons age 65 or older.
<u>HB 1260</u> Hodges, M	Declaration of local emergency; increases time in which localities call a session.
<u>HB 1337</u> James, M	Local fiscal stress; task force appointed by Governor to review state mandates imposed on locality.
<u>HB 1346</u> Villanueva, R	Commonwealth Transportation Board; regional membership.
<u>HJ 124</u> Hugo, T	Unaccompanied alien minors; reimbursement to Fairfax County for cost.
<u>HJ 136</u> Sickles, M	United States Constitution; ratifies Equal Rights Amendment that was proposed by Congress in 1972.
<u>HJ 149</u> Sickles, M	Motor vehicle title loans; Bureau of Financial Institution of State Corporation Commission to study.
<u>SB 26</u> Reeves, B	Problem-Solving Docket Act; established, report.
<u>SB 50</u> Howell, J	Courthouse and courtroom security; assessment.
<u>SB 56</u> Locke, M	Grass, weeds, and other foreign growth; local cutting ordinances include overgrown shrubs and trees.
<u>SB 57</u> Howell, J	Judges; increases number in 19th and 25th Judicial Districts.
<u>SB 60</u> Hanger, Jr., E	Commonwealth of Virginia Transform I-66 Corridor Outside the Beltway Bond Act of 2016; created.

SB 106 Dance, R	Absentee voting; no-excuse, in-person.
SB 120 Carrico, Sr., C	Passing stopped school buses; mailing of summons.
SB 188 Miller, J	Elections; absentee voting by persons age 65 or older.
SB 258 Surovell, S	Commonwealth Transportation Board; voting weighted by population.
SB 292 Hanger, Jr., E	Sediment reduction credits.
SB 299 Ebbin, A	Amber lights, flashing; allows publicly owned or operated transit buses to use.
SB 309 Hanger, Jr., E	Annexation.
SB 317 Alexander, K	Veterans Docket Act; established, report.
SB 361 Favola, B	Tree conservation; locality to post signs on private property that is proposed to be redeveloped.
SB 380 Vogel, J	Behavioral Health Docket Act; established, report.
SB 436 Favola, B	Fostering Futures program; established.
SB 471 Wagner, F	Commonwealth Transportation Board; increases regional membership.
SB 477 Wagner, F	Motor vehicle fuels; sales tax in certain transportation districts, price floor.
SB 490 DeSteph, Jr., B	Uniform Military and Overseas Voters Act; applying for and casting military-overseas ballots.
SB 535 Deeds, R	Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program.
SB 601 Wexton, J	Child care providers; criminal history background checks.
SB 603 Howell, J	Absentee voting; no-excuse in-person available 21 days prior to election.
SB 644 Alexander, K	Battery; public transportation operators; penalty.
SB 681 Vogel, J	Annexation moratorium; extends for city annexations and county immunity actions.
SB 778 Barker, G	Use of handheld personal communications devices while driving; penalty.
SJ 1 Surovell, S	United States Constitution; ratifying the Equal Rights Amendment.

Fairfax County Positions

(Monitor) :

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HB 66 Byron, K	New Economy Industry Credential Assistance Training Grants; grants for earning training credentials.
HB 141 Marshall, R	Government Data Collection and Dissemination Practices Act; license plate readers.
HB 213 LeMunyon, J	Motor vehicle inspection; exceptions to inspection requirement.
HB 301 Herring, C	Justifiable homicide; reporting requirement of State Police.
HB 308 Morris, R	Virginia Freedom of Information Act; use of government email accounts required.
HB 367 Davis, G	Nonconforming uses; unlawful use of subject property, etc.
HB 412 Kilgore, T	Aircraft, certain; local regulation.
HB 479 Kory, K	Water pollution; signage notice to public.
HB 636 Marshall, III, D	Clerk of circuit court; recordation of certain deeds.
HB 650 Marshall, R	Local government; mandatory provisions of a subdivision ordinance, notice to homeowner associations.
HB 665 Howell, W	Employee Retirement Security & Pension Reform, Commission on; established, report, sunset provision.
HB 731 LeMunyon, J	Members of transportation district commissions; compensation.
HB 792 James, M	Virginia Pathway to Middle Class: Noncredit Workforce Credentials Act; established, report.
HB 800 Morris, R	Virginia Freedom of Information Act; audio recording of closed meetings required.
HB 998 Levine, M	Law-enforcement agencies, local; body-worn cameras.
HB 1069 Jones, S	Tolls; period of nonpayment, limitations on tolling, notification of toll violations.
HB 1143 Lindsey, J	Body-worn cameras; required policies.
HB 1206 Greason, T	Comprehensive community colleges; Noncredit Workforce Credentials Act.
HB 1278 Levine, M	Washington Metropolitan Area Transit Authority Compact of 1966; membership.
HB 1327 Davis, G	Local law-enforcement agencies; body-worn cameras.

<u>SB 87</u> Garrett, T	Circuit court clerks; preservation of land records in paper form.
<u>SB 111</u> Petersen, J	Punitive damages; raises cap for any action accruing on or after July 1, 2016.
<u>SB 236</u> Petersen, J	Government Data Collection & Dissemination Practices Act; collection & use of personal information.
<u>SB 414</u> Barker, G	Land Bank Entities Act.
<u>SB 426</u> Vogel, J	Virginia Community Impact Authority and Fund; created, report.
<u>SB 542</u> Obenshain, M	Delinquent sewer charges; lien on property, unlimited time.
<u>SB 543</u> Obenshain, M	Inverse condemnation proceeding; reimbursement of owner's costs.
<u>SB 547</u> Edwards, J	Water and sewer service; certain liens for delinquent charges.
<u>SB 575</u> Ruff, Jr., F	Comprehensive community colleges; noncredit workforce credentials.
<u>SB 576</u> Ruff, Jr., F	Community College Workforce Training Grant Program; established, Fund created.
<u>SB 629</u> Stanley, Jr., W	Camping; special use permit.
<u>SB 710</u> Ebbin, A	Composition of the Washington Metropolitan Area Transit Authority Compact of 1966.
<u>SJ 84</u> Surovell, S	Public transportation services; DRPT to evaluate study necessary to identify, etc.

Fairfax County Initiatives

*Bills Introduced
at Fairfax County's Request*

Bills	General Assembly Actions	Date of BOS Position
<p>HB 541 - Watts (39) Juveniles; disclosure of law-enforcement records.</p>	<p>1/9/2016 House: Referred to Committee for Courts of Justice 1/27/2016 Criminal Law Subcommittee recommends reporting (8-Y 0-N)</p>	<p>[1/29/2016]</p>
<p>[Initiate] (16101947D) Summary: Law-enforcement records concerning juveniles; disclosure. Allows the disclosure of law-enforcement records concerning a juvenile who is referred to a court services unit-authorized diversion program. The bill prohibits further disclosure of such records by the diversion program or participants in the program. Law-enforcement officers may prohibit disclosure to protect a criminal investigation or intelligence information.</p>		
<p>HB 1032 - Sickles (43) Vehicle registration; locality may impose penalty on owner annually as long as vehicle unregistered.</p>	<p>1/13/2016 House: Referred to Committee on Transportation 1/28/2016 House: Reported from Transportation (21-Y 0-N)</p>	<p>[1/29/2016]</p>
<p>[Initiate] (16103965D) Summary: Vehicle registration. Clarifies that a locality may impose a penalty of up to \$250 upon the resident owner annually for as long as the motor vehicle remains unregistered in Virginia.</p>		

Fairfax County Positions
(Oppose or Amend)

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Bills	General Assembly Actions	Date of BOS Position
HB 1 - LeMunyon (67) Interstate 66; tolls on existing components east of mile marker 67 prohibited.	11/16/2015 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16100913D) - See also HB 631 (Bell, John J.). Summary: Tolling on Interstate 66. Prohibits tolls on existing components of Interstate 66 inside the Beltway. This bill contains a technical amendment.</p>		
HB 9 - Cole (88) Voter registration; required information on application form.	11/16/2015 House: Referred to Committee on Privileges and Elections	[1/29/2016]
<p>[Oppose] (16100569D) - Could create additional burden for voters. Summary: Voter registration; application; form and required information. Specifies in greater detail the information that applicants for voter registration are required to provide on the voter registration application form. The bill also requires the general registrars to deny the application of any applicant who fails to provide his full name or indicate that he does not have a middle name; fails to provide his gender, date of birth, or social security number or indicate that he does not have a social security number; fails to provide his citizenship status or provides that he is not a U.S. citizen; fails to provide his residence address or indicate rural residence location or homelessness; fails to provide information regarding the circumstances of restoration of his voting rights after felony convictions, if any, or adjudications of mental incapacity, if any; fails to provide previous voter registration information or indicate lack thereof; or fails to indicate that he will be, or indicates that he will not be, at least 18 years of age on or before the date of the next general election.</p>		
HB 61 - Morris (64) Virginia Freedom of Information Act; misdemeanor violations, penalty.	12/4/2015 House: Referred to Committee on General Laws	[1/29/2016]
<p>[Oppose] (16100894D) - Board has historically opposed. Summary: Virginia Freedom of Information Act; misdemeanor violations; penalty. Provides that in addition to the civil enforcement provisions of the Virginia Freedom of Information Act (FOIA), any officer, employee, or member of a public body who, without legal excuse or justification, deliberately, willfully, and knowingly violates certain FOIA provisions is guilty of a Class 1 misdemeanor.</p>		
HB 86 - Morris (64) VIEW; pilot program for substance abuse screening and assessment.	12/10/2015 House: Referred to Committee on Health, Welfare and Institutions	[1/29/2016]
<p>[Oppose Unless Amended] (16100987D) - Oppose unless amended to provide that added costs for additional drug testing will be paid by the state; Board has historically opposed similar bills unless amended.</p>		

Bold – Indicates BOS formal action

[] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Department of Social Services; pilot program for substance abuse screening and assessment for VIEW; report. Requires the Department of Social Services to develop a pilot program for screening and assessing participants in the Virginia Initiative for Employment not Welfare program for use of illegal substances. The bill requires the Department to provide an interim report on implementation of the pilot program to the Governor and the General Assembly no later than December 1, 2016, and a final report on the results of the pilot program no later than December 1, 2017.</p>		
<p>HB 99 - Cole (88) High-occupancy vehicle (HOV) lanes; certain vehicles use of HOT lanes on Interstate 395, exceptions.</p>	<p>12/14/2015 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16100671D) Summary: Use of HOV lanes; exceptions. Allows vehicles that have fewer than three occupants that display an installed E-ZPASS transponder and have paid the toll on the Interstate 95 HOT lanes to use HOV lanes of Interstate 395 during peak traffic periods.</p>		
<p>HB 181 - Minchew (10) Northern Virginia Transportation Commission; increases membership.</p>	<p>12/23/2015 House: Referred to Committee on Transportation 1/26/2016 House: Reported from Transportation (21-Y 0-N) 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16102789D) - Membership should be addressed holistically instead of piecemeal. See also SB 277 (Wexton). Summary: Northern Virginia Transportation Commission; membership. Increases the number of nonlegislative citizen members of the Northern Virginia Transportation Commission from 13 to 14 by increasing from one to two the members who represent Loudoun County.</p>		
<p>HB 190 - Bulova (37) Northern Virginia Transportation Authority; use of population estimate in connection with decisions.</p>	<p>12/26/2015 House: Referred to Committee on Transportation 1/26/2016 House: Reported from Transportation (21-Y 0-N) 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16102274D) - Oppose if amended to broaden intent. See also SB 413 (Barker). Summary: Northern Virginia Transportation Authority. Provides that the population criterion required for decisions of the Northern Virginia Transportation Authority shall be the estimates, not the projections, made by the Weldon Cooper Center for Public Service of the University of Virginia.</p>		
<p>HB 191 - Minchew (10) Composite index of local ability-to-pay; use value of real estate in certain localities.</p>	<p>12/27/2015 House: Referred to Committee on Education</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
<p>[Oppose] (16102974D) - Board has historically opposed. Rather than modifying individual components of the LCI formula, a comprehensive approach should be taken, including addressing factors relating to cost of living. Summary: Requires, for the purpose of determining the state and local shares of basic aid funding, that the composite index of local ability-to-pay or "local composite index" utilize the use value of all applicable real estate (i) devoted to agricultural use, horticultural use, forest use, and open-space use in each locality that has adopted an ordinance by which it provides for the use valuation and taxation of such real estate and (ii) used in agricultural and forestal production within an agricultural district, forestal district, agricultural and forestal district, or agricultural and forestal district of local significance in each locality that provides for the use valuation and taxation of such real estate, regardless of whether it has adopted a local land-use plan or local ordinance for such valuation and taxation.</p>		
<p>HB 214 - LeMunyon (67) Tax reform, state and local; joint subcommittee to study.</p>	<p>12/28/2015 House: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>
<p>[Amend] (16103343D) - Amend to provide representation from local government on the study panel. Summary: Study; state and local tax reform; report. Creates a joint subcommittee to perform a one-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 224 - Marshall (13) Interstate System components; approval of tolls.</p>	<p>12/29/2015 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101289D) Summary: Tolls for use of Interstate System components. Requires prior approval by the General Assembly before any tolls may be imposed or collected for the use of any component of the Interstate System.</p>		
<p>HB 225 - Albo (42) Interstate System components; approvals of tolls on I-395.</p>	<p>12/29/2015 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101375D) Summary: Tolls for use of Interstate System components. Requires approval of the General Assembly prior to the imposition and collection of tolls for the use of Interstate 395. The bill contains a technical amendment. The bill contains an emergency clause.</p>		
<p>HB 370 - Poindexter (9) Elections; run-off elections for statewide offices and United States Senate.</p>	<p>1/6/2016 House: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>

Bold – Indicates BOS formal action
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Bills	General Assembly Actions	Date of BOS Position
<p>[Oppose] (16102393D)</p> <p>Summary: Elections; run-off elections. Provides that no candidate shall be deemed to have been elected at a general election to any statewide office or to the United States Senate unless such candidate receives more than 50 percent of the total votes cast for that office. The bill requires that when no candidate for an office receives more than 50 percent of the total votes cast at the general election for that office, a run-off election between the candidates receiving the highest and next-highest number of votes for that office shall be held. However, no run-off election shall be held if the total number of write-in votes cast for an office and the total number of votes cast for the candidate receiving the highest number of votes for an office together equal more than 50 percent of the total votes cast for that office. The bill requires run-off elections to be held on the fourth Tuesday following the date of the certification of the results of the general election or, if a recount is conducted after the general election, on the fourth Tuesday following the date of the certification of the results of the recount, unless the fourth Tuesday falls on a legal holiday, in which case the run-off election will be held on the sixth Tuesday. The bill provides that in all other elections, including a general election of electors for the President and Vice-President of the United States, the person having the highest number of votes for an office shall be deemed to have been elected to such office and shall receive the certificate of election. Under current law, except in the case of a recount, the person having the highest number of votes cast at any election is deemed to have been elected to that office.</p>		
<p>HB 380 - Marshall (13) Interstate 66; tolls prohibited from Haymarket to Interstate 495.</p>	<p>1/6/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101826D)</p> <p>Summary: Tolls for use of Interstate 66. Prohibits the imposition or collection of any toll on Interstate 66 from Haymarket to Interstate 495.</p>		
<p>HB 495 - Simon (53) Synthetic turf; three-year moratorium on installation at schools and parks.</p>	<p>1/8/2016 House: Referred to Committee on Education</p>	<p>[1/29/2016]</p>
<p>[Amend] (16100846D) - Amend to remove moratorium on installation of synthetic turf while a comprehensive study is conducted.</p> <p>Summary: Three-year moratorium on installation of synthetic turf that contains recycled crumb rubber from waste tires at schools and recreational parks. Places a three-year moratorium on the installation of synthetic turf that contains recycled crumb rubber from waste tires within the boundaries of a public or private elementary or secondary school, public or private preschool, or recreational park by any (i) public or private elementary or secondary school, (ii) public or private preschool, or (iii) local governing body. The bill also requires the Virginia Department of Health, in coordination with the Virginia Department of Conservation and Recreation and the Virginia Department of Education, to analyze the potential adverse health effects of synthetic turf that contains recycled crumb rubber from waste tires and report its findings to the General Assembly no later than July 1, 2017.</p>		

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 [] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
HB 545 - Watts (39) License tax, local; staffing firm deductions.	1/9/2016 House: Referred to Committee on Finance	[1/29/2016]
<p>[Oppose] (16102363D) Summary: Local license tax; staffing firms. Provides that a staffing firm may deduct from otherwise taxable gross receipts salaries, wages, and other benefits it pays to independent contractors hired to provide professional employer organization services or temporary help services on behalf of or for the benefit of the staffing firm's clients.</p>		
HB 594 - Marshall (13) Traffic or motor vehicle laws; enforcement of laws, marked law-enforcement vehicles.	1/11/2016 House: Referred to Committee on Transportation 1/19/2016 House: Referred from Transportation by voice vote 1/19/2016 House: Referred to Committee on Militia, Police and Public Safety	[1/29/2016]
<p>[Oppose] (16103547D) Summary: Enforcement of traffic or motor vehicle laws; marked law-enforcement vehicles. Requires that any law-enforcement vehicle used by an officer for enforcing traffic or motor vehicle laws be (i) marked in some distinctive manner that identifies the law-enforcement agency employing such officer and (ii) equipped with warning lights. The bill provides exceptions for an officer who (a) stops at the scene of an accident or to assist a disabled motor vehicle, (b) has probable cause to believe the operator of a motor vehicle has committed a felony or is driving under the influence, or (iii) stops the operator of a motor vehicle who the officer reasonably believes constitutes a risk of causing imminent and serious bodily injury to any person.</p>		
HB 631 - Bell (87) Tolling on Interstate 66.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16102609D) - See also HB 1 (LeMunyon). Summary: Prohibits tolls on existing components of Interstate 66 east of mile marker 67. The bill contains a technical amendment.</p>		
HB 712 - Marshall (13) Interstate 66; tolls prohibited from Haymarket to Interstate 495.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16100730D) Summary: Interstate 66. Prohibits the imposition or collection of any toll on Interstate 66 from Haymarket to Interstate 495 and requires the same portion of Interstate 66 to include not less than four lanes in each direction.</p>		
HB 713 - Marshall (13) Interstate 66; advisory referendum on collection of tolls.	1/11/2016 House: Referred to Committee on Privileges and Elections	[1/29/2016]
<p>[Oppose] (16103503D)</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Voter referendum; tolling on I-66. Provides for an advisory referendum in each county and city in Planning District 8 on the questions of whether tolls should be imposed and collected on Interstate 66 inside the Capital Beltway and whether tolls should be imposed and collected on Interstate 66 outside the Capital Beltway. The results of the referendum would be advisory only and are intended to demonstrate the preference of the qualified voters in those counties and cities that would be affected by tolling on Interstate 66.</p>		
<p>HB 715 - LeMunyon (67) Interstate 66; requirements that VDOT must satisfy prior to change in HOV-2 designation.</p>	<p>1/11/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16100367D) Summary: HOV designation in Planning District 8. Applies the minimum requirements that the Department of Transportation (the Department) must satisfy prior to a change in HOV-2 designation to a more restrictive designation on Interstate 66 to all interstate highways in Planning District 8. The bill adds to the criteria on which the Commonwealth Transportation Board must base its decision whether the change in designation has been screened and evaluated by the Department in accordance with its responsibilities for analysis of transportation projects in the Northern Virginia Transportation District.</p>		
<p>HB 717 - LeMunyon (67) Transportation projects; evaluation of in Northern Virginia.</p>	<p>1/11/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16100543D) Summary: Evaluation of significant transportation projects in Northern Virginia. Directs the Department of Transportation to complete evaluations of certain significant transportation projects in the Northern Virginia Transportation District by December 31, 2016.</p>		
<p>HB 720 - LeMunyon (67) Transportation projects in Planning District 8; public hearings.</p>	<p>1/11/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16103849D) Summary: Department of Transportation; transportation projects in Planning District 8. Requires the Department of Transportation (VDOT) or the Department of Rail and Public Transportation to hold a public hearing regarding any transportation project valued in excess of \$10 million in Planning District 8 at the conclusion of the project's preliminary design phase but before the detailed design phase begins and requires VDOT to evaluate such projects and make public the results of such evaluations not less than 14 days prior to such hearing.</p>		

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 [] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
HB 721 - LeMunyon (67) Toll Facilities Revolving Account; statewide prioritization process.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
[Oppose] (16101248D) Summary: Requires funds allocated from the Toll Facilities Revolving Account to be evaluated using the statewide prioritization process.		
HB 722 - LeMunyon (67) Tolls; prohibits imposition or collection of tolls on certain highways in Planning District 8.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
[Oppose] (16101113D) Summary: Tolling on highway systems. Prohibits the imposition or collection of tolls on primary, secondary, or urban highways in Planning District 8 not tolled as of January 1, 2016.		
HB 723 - LeMunyon (67) NOVA; transfer of powers and duties to NOVA Authority.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
[Oppose] (16101990D) - Board has historically opposed. Summary: Northern Virginia Transportation Commission; Northern Virginia Transportation Authority. Transfers the powers and duties of the Northern Virginia Transportation Commission to the Northern Virginia Transportation Authority.		
HB 724 - LeMunyon (67) Northern Virginia Transportation Commission; quorum and voting procedures.	1/11/2016 House: Referred to Committee on Transportation 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)	[1/29/2016]
[Oppose] (16101437D) Summary: Quorum and action by the Northern Virginia Transportation Commission. Provides quorum and voting procedures for the Northern Virginia Transportation Commission that are analogous to those followed by the Northern Virginia Transportation Authority.		
HB 725 - LeMunyon (67)	1/11/2016 House: Referred to Committee on Transportation 1/26/2016 House: Reported from Transportation with amendment	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
Northern Virginia Transportation Commission; membership.	(21-Y 0-N) 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)	
<p>[Oppose] (16101103D) Summary: Allows the governing body of each participating county and city in the Northern Virginia Transportation Commission (NVTC) to appoint commissioners to the NVTC who are not members of the governing body.</p>		
HB 726 - LeMunyon (67) Northern Virginia Excess Toll Revenue Fund; created.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16100314D) Summary: Northern Virginia Excess Toll Revenue Fund. Establishes the Northern Virginia Excess Toll Revenue Fund into which all moneys collected by a toll facility in Planning District 8 that exceed amounts necessary for the design, development, operation, maintenance, or financing of the highway where the toll is collected will be deposited. Moneys in the Northern Virginia Excess Toll Revenue Fund will be distributed to the Northern Virginia Transportation Authority and used for alleviating highway congestion.</p>		
HB 730 - LeMunyon (67) Commuter parking; lot signage in Planning District 8.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16102700D) Summary: Commuter parking lot signage. Requires that signage in commuter parking lots owned by the Virginia Department of Transportation in Planning District 8 clearly indicate that parking in such lots is only for commuters using mass transit or who are car pool riders.</p>		
HB 732 - LeMunyon (67) State and local transportation planning; review of proposed rezoning, impact on roads.	1/11/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16102707D) Summary: State and local transportation planning. Provides that in Planning District 8 (Northern Virginia) the Department of Transportation's review of a proposed rezoning shall consider the transportation impact of the proposed rezoning on all interstate, primary, and secondary roads within a five-mile radius of the proposed rezoning.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 770 - Gilbert (15) Conditional zoning; provisions applicable to all proffers.	1/12/2016 House: Referred to Committee on Counties, Cities and Towns 1/29/2016 House: Reported from Counties, Cities and Towns with substitute (19-Y 2-N)	[1/29/2016]
<p>[Oppose] (16103862D) - See also SB 549 (Obenshain). Summary: Conditional zoning. Provides that no locality shall (i) request or accept any unreasonable proffer in connection with a rezoning or a proffer condition amendment as a condition of approval of a new residential development or new residential use or (ii) deny any rezoning application, including an application for amendment to an existing proffer, for a new residential development or new residential use where such denial is based on an applicant's failure or refusal to submit, or remain subject to, an unreasonable proffer. A proffer shall be deemed unreasonable unless it addresses an impact that is specifically and uniquely attributable to a proposed new residential development or other new residential use applied for. An off-site proffer shall be deemed unreasonable pursuant to the above unless it addresses an impact to an off-site public facility, such that, (a) the new residential development or new residential use creates a need, or an identifiable portion of a need, for one or more public facility improvements in excess of existing public facility capacity at the time of the rezoning or proffer condition amendment, and (b) each such new residential development or new residential use applied for receives a direct and material benefit from a proffer made with respect to any such public facility improvements. In any action in which a locality has denied a rezoning or an amendment to an existing proffer and the aggrieved applicant proves by a preponderance of the evidence that it refused or failed to submit, or remain subject to, an unreasonable proffer that it has proven was suggested, requested, or required, formally or informally, by the locality, the court shall presume, absent clear and convincing evidence to the contrary, that such refusal or failure was the controlling basis for the denial. The bill also provides that certain conditional rezoning proffers related to building materials, finishes, methods of construction, or design features on a new residential development are prohibited.</p>		
HB 774 - Gilbert (15) Conditions of release; pretrial services agency.	1/12/2016 House: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Oppose] (16102820D) - Board has historically opposed. Summary: Provides that no person arrested for a felony or misdemeanor may be released into the custody of a pretrial services agency without a secured bond unless he is determined by a court to be indigent.</p>		
HB 776 - Gilbert (15) Conditions of release; pretrial services agency.	1/12/2016 House: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Oppose] (16102826D) Summary: Provides that a person may be released into the custody of a pretrial services agency only if he has been arrested (i) for a felony or certain misdemeanors involving acts or threats of violence, sexual offenses, or driving under the influence or (ii) if he has been determined to be indigent and incapable of executing a secure bond, for any other misdemeanor.</p>		
HB 787 - Adams (16) Construction activities; acquisition of nutrient credits.	1/12/2016 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources	[1/29/2016]
[Oppose] (16100968D)		

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Bills	General Assembly Actions	Date of BOS Position
<p>Summary: Acquisition of nutrient credits for construction activities. Allows persons applying for a stormwater permit to acquire nutrient credits for construction activities from credit providers located outside the tributary where the construction activity is occurring. Currently, the acquisition of such credits is generally limited to the same or adjacent eight-digit hydrologic code as defined by the U.S. Geological Survey.</p>		
<p><u>HB 812</u> - Peace (97) Limited Residential Lodging Act; established, penalty.</p>	<p>1/12/2016 House: Referred to Committee on General Laws 1/28/2016 House: Reported from General Laws with substitute (18-Y 3-N)</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16103926D) - See also SB 416 (Vogel). Summary: Limited Residential Lodging Act; penalty. Establishes the Limited Residential Lodging Act (the Act), which allows property owners to rent out their homes or portions thereof for charge for periods of less than 30 consecutive days or do so through a hosting platform, under certain circumstances. The hosting platform may register with the Department of Taxation, in which case the hosting platform is responsible for the collection and remittance of all applicable taxes on behalf of the property owner. The bill defines "limited residential lodging," "booking transaction," and "hosting platform" and provides for penalties for violations of the Act.</p>		
<p><u>HB 836</u> - Cline (24) VIEW; substance abuse screening and assessment of public assistance applicants and recipients.</p>	<p>1/12/2016 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>[1/29/2016]</p>
<p>[Oppose Unless Amended] (16102825D) - Oppose unless amended to provide that added costs for additional drug testing will be paid by the state; Board has historically opposed similar bills unless amended 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.</p>		
<p><u>HB 841</u> - Webert (18) Interstate 66; prohibits tolls on any component.</p>	<p>1/12/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101320D) Summary: Tolling additional capacity and designations of HOV and HOT lanes on Interstate 66. Prohibits tolls on any component of Interstate 66 outside the Capital Beltway existing prior to July 1, 2016. The bill provides that if additional lanes are added to an interstate highway, those additional lanes may be tolled. The bill prohibits HOV-2 lanes of Interstate 66 from being converted to HOV-3 lanes or a more restrictive designation and prohibits a HOT lane occupancy requirement of more than two. The bill allows vehicles bearing clean special fuel vehicle license plates to use HOT lanes; such vehicles may currently use HOV lanes. The bill contains a technical amendment.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 853 - Cline (24) Traffic lights; use of photo-monitoring systems.	1/12/2016 House: Referred to Committee on Militia, Police and Public Safety 1/29/2016 House: Passed by indefinitely in Militia, Police and Public Safety (12-Y 9-N)	[1/29/2016]
<p>[Oppose] (16102829D) - 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>		
HB 879 - Hugo (40) Alcoholic beverage control; farm wineries and limited brewery licenses, land zoned agricultural.	1/12/2016 House: Referred to Committee on General Laws	[1/29/2016]
<p>[Amend] (16102102D) - Amend to allow local regulation and to clarify the applicable local zoning districts. Summary: Alcoholic beverage control; farm wineries and limited brewery licenses; land zoned agricultural. Clarifies that for farm wineries or limited breweries "on land zoned agricultural" means land zoned as an agricultural district or classification and does not include any other zoning classification or designation that permits agricultural uses. The bill provides that it does not apply to any farm winery or limited brewery holding a valid license granted by the Alcoholic Beverage Control Board before July 1, 2016.</p>		
HB 883 - Habeeb (8) Telecommunications towers; in accordance with comprehensive plan.	1/12/2016 House: Referred to Committee on Counties, Cities and Towns	[1/29/2016]
<p>[Oppose] (16102883D) Summary: Comprehensive plan; telecommunications towers. Provides that a proposed telecommunications tower shall be deemed to be substantially in accord with the comprehensive plan and planning commission approval shall not be required if the proposed telecommunications tower is located in a zoning district that allows such telecommunications towers by right.</p>		
HB 901 - Marshall (13) Northern Virginia Transportation Authority; use of certain revenues.	1/12/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16100729D) Summary: Use of certain revenues by the Northern Virginia Transportation Authority. Requires that 50% of the funds the Northern Virginia Transportation Authority has remaining after distribution to localities be used for bus rapid transit on Interstate 66 or expansion of Virginia Railway Express that benefit the Interstate 66 corridor from Haymarket to Interstate 495, or Interstate 66 construction outside the Capital Beltway until July 1, 2031.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 916 - Bulova (37) Interstate 66; prohibits imposition or collection of tolls on any component.	1/12/2016 House: Referred to Committee on Transportation	[1/29/2016]
[Oppose] (16102207D) Summary: Tolling on interstate highways. Prohibits the imposition or collection of tolls on any component of Interstate 66 existing prior to July 1, 2016.		
HB 949 - Keam (35) Northern Virginia Transportation Authority (NVTa); membership composition.	1/12/2016 House: Referred to Committee on Transportation	[1/29/2016]
[Oppose] (16103101D) - Board has historically opposed. See also SB 113 (Petersen). Summary: Increases from 17 to 18 the membership of the NVTa and provides that the additional non-legislative citizen member represent towns that receive funds for urban highway systems.		
HB 960 - Carr (69) Fines under certain local ordinances; payment to local school division and Literary Fund.	1/12/2016 House: Referred to Committee on Appropriations	[1/29/2016]
[Oppose] (16101595D) - Potential loss of revenue. Summary: Fines under certain local ordinances paid to local school division and Literary Fund. Provides that fines imposed under certain local ordinances dealing with DUI, disposition of children in juvenile and domestic relations district courts, and appropriate provisions of Title 46.2 (Motor Vehicles) of the Code of Virginia, when those ordinances incorporate Code of Virginia provisions, are to be paid in the following proportions: 50 percent to the school division of the locality in which the fines were imposed and 50 percent into the state treasury to the credit of the Literary Fund.		
HB 977 - Lopez (49) State waters; unlawful discharge of deleterious substance into waters.	1/12/2016 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources	[1/29/2016]
[Amend] (16102493D) - Amend to remove reduced notification time due to potential impossibility. See also SB 581 (McEachin). Summary: Discharge of deleterious substance into state waters; notice. Requires any person who unlawfully discharges any deleterious substance into state waters to notify the State Water Control Board (the Board), the Department of Environmental Quality (the Department), or the coordinator of emergency services of the affected locality within 12 hours. Current law allows such a person 24 hours to give notice. The bill also requires that written notice follow to the Board, in addition to the Department, and specifies that the required report of potentially detrimental discharges by the Board or the Department to local newspapers, television stations, and radio stations be provided to such media outlets as soon as practicable after receiving it.		

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Bills	General Assembly Actions	Date of BOS Position
HB 1043 - Rasoul (11) Reckless driving; raises threshold for speeding.	1/13/2016 House: Referred to Committee for Courts of Justice 1/29/2016 House: Subcommittee recommends laying on the table by voice vote	[1/29/2016]
<p>[Oppose] (16102108D) - Board has historically opposed. Summary: Speeding; reckless driving. Raises the threshold for per se reckless driving for speeding from driving in excess of 80 miles per hour to driving in excess of 85 miles per hour. The threshold for per se reckless driving for speeding for driving at or more than 20 miles per hour in excess of the speed limit remains unchanged.</p>		
HB 1121 - Anderson (51) Absentee voting; verification of signatures by officers of elections.	1/13/2016 House: Referred to Committee on Privileges and Elections	[1/29/2016]
<p>[Oppose] (16103099D) Summary: Absentee voting; signature requirement; verification of signatures by officers of elections. Requires the officers of elections to compare the signature on an absentee ballot envelope with the signature on that voter's voter registration application. Three officers, including one representative of each political party, are required to agree that the signatures match in order for the absentee ballot to be accepted. If less than three agree, the ballot is given provisional status and the electoral board makes the final determination of its validity. Notice by certified mail is required to be given to the voter. The bill also requires absentee ballot applications to be signed by the applicant's own handwriting or by electronic means, if such electronic signature is created by using a cursor, stylus, or similar device moved by the applicant to capture his signature. Any application signed by any other means shall be rejected.</p>		
HB 1164 - Morris (64) Local stormwater utility; waiver of charges for church or religious body.	1/14/2016 House: Referred to Committee on Counties, Cities and Towns	[1/29/2016]
<p>[Oppose] (16103512D) - Board has historically opposed. Stormwater management is a shared responsibility for all members of the community. Waiving charges for some entities will require others to bear a disproportionate burden of the costs. Summary: Local stormwater utility; waiver of charges; religious body. Requires any locality establishing a stormwater management utility to waive charges for real estate exclusively occupied or used by a church or religious body for religious worship or for the residence of its minister.</p>		
HB 1243 - Marshall (13) Interstate 66; referendum for tolling.	1/19/2016 House: Referred to Committee on Privileges and Elections	[1/29/2016]
<p>[Oppose] (16104445D) Summary: Referendum for tolling Interstate 66. Requires that localities in Planning District 8 that are located wholly or partially inside the Capital Beltway have voter approval by referendum before the imposition and collection of tolls for the use of Interstate 66 inside the Capital Beltway.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 1244 - Marshall (13) Interstate 66; referendum for tolling.</p>	<p>1/19/2016 House: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16104460D) Summary: Referendum for tolling Interstate 66. Requires that localities in Planning District 8 that are located wholly or partially outside the Capital Beltway have voter approval by referendum before the imposition and collection of tolls for the use of Interstate 66 outside the Capital Beltway.</p>		
<p>HB 1268 - Taylor (85) Limited Residential Lodging and Short-term Rental Lodging Act; established, penalty.</p>	<p>1/20/2016 House: Referred to Committee on General Laws</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16104250D) - See also SB 751 (DeSteph). Summary: Limited Residential Lodging and Short-term Rental Lodging Act; penalty. Establishes the Limited Residential Lodging and Short-term Rental Lodging Act (the Act), which allows (i) property owners to rent out their homes or portions thereof for a charge for periods of less than 30 consecutive days or (ii) short-term rentals of residential or commercial units; both of which may be transacted through a hosting platform, under certain circumstances. The bill requires an operator of either limited residential lodging or short-term rental lodging to register with the Department of Taxation. The hosting platform may register with the Department of Taxation, in which case the hosting platform is responsible for the collection and remittance of all applicable taxes on behalf of the property owner. The bill provides for the amount of license tax on such operators. The bill provides that any local ordinance requiring the use of the special exception, special use, or conditional use permit for short-term rental lodging contain specific provisions relating to noise, trash or recycling collection, and the posting of emergency information. The bill defines "limited residential lodging," "booking transaction," "hosting platform," "short-term lodger," "short-term lodging operator," and "short-term rental lodging," and provides for penalties for violations of the Act.</p>		
<p>HB 1293 - Hugo (40) Employee grievance procedure, local; impartial panel hearing, etc.</p>	<p>1/21/2016 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16104131D) - Board has historically opposed. Summary: Local employee grievance procedure. Provides that qualifying grievances shall advance to either an impartial panel hearing or a hearing before an administrative hearing officer as agreed upon by both parties, as set forth in the locality's grievance procedure; however, if both parties cannot come to an agreement, an impartial panel shall be used. The bill contains technical amendments.</p>		
<p>HB 1374 - Bulova (37) Interstate 66; Commonwealth Transportation Board may impose tolls to use.</p>	<p>1/22/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
<p>[Oppose] (16103824D) Summary: Tolls for use of Interstate 66. Provides that the Commonwealth Transportation Board may impose tolls for the use of Interstate 66 from Interstate 495 to Route 29 in Rosslyn only if such tolls are collected at the same time Interstate 66 eastbound is being widened from the Dulles Connector Road to Ballston.</p>		
<p>HB 1382 - Keam (35) Real property tax; tax on commercial and industrial property in certain localities.</p>	<p>1/22/2016 House: Referred to Committee on Finance</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16103084D) - Board has historically opposed. Summary: Real property tax on commercial and industrial property. Requires counties to appropriate 30 percent of the revenue from the special tax on commercial and industrial property attributable to property located within any town that constructs and maintains its streets to such town, unless the county and town agree otherwise.</p>		
<p>HJ 50 - Webert (18) Composite Index of Local Ability to Pay; DOE to study effect of local use value assessment</p>	<p>12/28/2015 House: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101687D) - Board has historically opposed. Rather than modifying individual components of the LCI formula, a comprehensive approach should be taken, including addressing factors relating to cost of living. Summary: Study; Department of Education; effect of local use value assessment of certain real estate on the Composite Index of Local Ability to Pay; report. Requests the Department of Education to (i) determine, for each of the 95 localities that have adopted ordinances to provide for the use value assessment and taxation of certain real estate, the use value of all applicable (a) real estate devoted to agricultural use, (b) real estate devoted to horticultural use, (c) real estate devoted to forest use, and (d) real estate devoted to open-space use, as those terms are defined in the Code of Virginia, and (ii) recalculate the Composite Index of Local Ability to Pay for each locality after taking into consideration such use values.</p>		
<p>HJ 110 - LeMunyon (67) Interstate 66; Secretary of Transportation to study tolling alternatives.</p>	<p>1/11/2016 House: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16102491D) Summary: Study; Secretary of Transportation; tolling alternatives on Interstate 66; report. Requests the Secretary of Transportation to study alternatives to add vehicle capacity to Interstate 66 inside the Capital Beltway.</p>		
<p>HJ 123 - Hugo (40) Constitutional</p>	<p>1/12/2016 House: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
amendment; real property tax exemption.	1/29/2016 House: Reported from Privileges and Elections (21-Y 0-N)	
<p>[Amend] (16101303D) - Amend to provide state funding for this initiative. Summary: Constitutional amendment (second resolution); real property tax exemption. Provides that the General Assembly may provide for a local option to exempt from taxation the real property that is the primary residence of the surviving spouse of any law-enforcement officer, firefighter, search and rescue personnel, or emergency medical services personnel killed in the line of duty. Such tax exemption may not be claimed by a surviving spouse who has remarried.</p>		
SB 113 - Petersen (34) Northern Virginia Transportation Authority; membership composition.	12/28/2015 Senate: Referred to Committee on Rules	[1/29/2016]
<p>[Oppose] (16100883D) - Board has historically opposed. See also HB 949 (Keam). Summary: Northern Virginia Transportation Authority (NVTA); membership composition. Increases from 17 to 18 the membership of the NVTA and provides that the additional nonlegislative citizen member represent towns that receive funds for urban highway systems.</p>		
SB 234 - Petersen (34) Interstate 66; tolls on existing components east of mile marker 67 prohibited.	1/6/2016 Senate: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16100868D) Summary: Tolling on Interstate 66. Prohibits tolls on existing components of Interstate 66 east of mile marker 67. The bill provides that if additional lanes are added after January 1, 2017, toll revenues from use of the additional lanes shall be used only for the construction and maintenance of such additional lanes.</p>		
SB 277 - Wexton (33) Northern Virginia Transportation Commission; increases membership.	1/7/2016 Senate: Referred to Committee on Rules 1/29/2016 Senate: Rereferred to Transportation	[1/29/2016]
<p>[Oppose] (16102452D) - Membership should be addressed holistically instead of piecemeal. See also HB 181 (Minchew). Summary: Northern Virginia Transportation Commission; membership. Increases the membership of the Northern Virginia Transportation Commission from 14 to 15 by increasing the members from Loudoun County from one to two.</p>		
SB 288 - DeSteph, Jr. (8) Conflict of Interests	1/7/2016 Senate: Referred to Committee on Rules	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
Act, State and Local Government; advisory opinions for local officers.		
<p>[Oppose] (16101519D) Summary: State and Local Government Conflict of Interests Act; advisory opinions for local officers and employees. Removes the provision that allows a county, city, or town attorney to issue to a local officer or employee an advisory opinion that would shield that officer or employee from future prosecution for knowing violations of the State and Local Government Conflict of Interests Act. An advisory opinion issued by the attorney for the Commonwealth or the Virginia Conflict of Interest and Ethics Advisory Council will still shield the officer or employee from such prosecution. The bill provides that an advisory opinion issued to a local officer or employee by his county, city, or town attorney may be introduced at a trial for a knowing violation as evidence that he did not knowingly violate the Act.</p>		
SB 365 - Chafin (38) Prioritization of statewide transportation projects; exceptions.	1/11/2016 Senate: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16102524D) Summary: Provides that projects on U.S. Route 460 and U.S. Route 121 are not subject to the prioritization process that the Commonwealth Transportation Board applies to projects eligible for state funding.</p>		
SB 405 - Vogel (27) Tolling additional capacity and designations of HOV and HOT lanes on Interstate 66.	1/12/2016 Senate: Referred to Committee on Transportation	[1/29/2016]
<p>[Oppose] (16103688D) Summary: Prohibits tolls on any component of Interstate 66 outside the Capital Beltway existing prior to July 1, 2016. The bill provides that if additional lanes are added to an interstate highway, those additional lanes may be tolled. The bill prohibits HOV-2 lanes of Interstate 66 from being converted to HOV-3 lanes or a more restrictive designation and prohibits a HOT lane occupancy requirement of more than two. The bill allows vehicles bearing clean special fuel vehicle license plates to use HOT lanes; such vehicles may currently use HOV lanes. The bill contains a technical amendment.</p>		
SB 413 - Barker (39) Northern Va. Transportation Authority; use of population estimates in connection with decisions.	1/12/2016 Senate: Referred to Committee on Transportation 1/27/2016 Senate: Reported from Transportation (13-Y 0-N)	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
<p>[Oppose] (16102469D) - Oppose if amended to broaden intent. See also HB 190 (Bulova). Summary: Northern Virginia Transportation Authority. Provides that the population criterion required for decisions of the Northern Virginia Transportation Authority shall be the estimates, not the projections, made by the Weldon Cooper Center for Public Service of the University of Virginia and provides that the population estimates shall be adjusted once the estimates are available for July 1 of the fifth year after the decennial census. Under current law the population estimates are adjusted on July 1 of the fifth year, which requires them to use the previous year's data.</p>		
<p>SB 416 - Vogel (27) Limited Residential Lodging Act; established, records available only in response to written request.</p>	<p>1/12/2016 Senate: Referred to Committee for Courts of Justice 1/18/2016 Senate: Rereferred to General Laws and Technology 1/20/2016 Originating Committee: General Laws 1/25/2016 Senate: Reported from General Laws and Technology with substitute (12-Y 2-N) 1/25/2016 Senate: Rereferred to Finance</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101163D) - See also HB 812 (Peace). Summary: Limited Residential Lodging Act; penalty. Establishes the Limited Residential Lodging Act (the Act), which allows property owners to rent out their homes or portions thereof for charge for periods of less than 30 consecutive days or do so through a hosting platform, under certain circumstances. The hosting platform may register with the Department of Taxation, in which case the hosting platform is responsible for the collection and remittance of all applicable taxes on behalf of the property owner. The bill defines "limited residential lodging," "booking transaction," and "hosting platform" and provides for penalties for violations of the Act.</p>		
<p>SB 439 - Obenshain (26) Voter identification; information contained in electronic pollbook.</p>	<p>1/12/2016 Senate: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>
<p>[Oppose] (16101744D) - Board has historically opposed. Summary: Voter identification; photograph and identifying information contained in electronic pollbook; challenge of voter. Requires electronic pollbooks to contain a photograph and identifying information received by the Department of Elections from the Department of Motor Vehicles for each registered voter for whom the Department of Motor Vehicles has such a photograph and identifying information. The bill prohibits lists of voters furnished pursuant to current law from containing any voter's photograph or identifying physical information. The bill also provides that if the electronic pollbook contains the voter's photograph and identifying information, the officer of election is required to access that photograph and identifying information and the voter is not required to present one of the statutorily required forms of identification. However, the bill requires the officer of election to challenge the voter's vote if the voter does not appear to be the same person depicted in the photograph or in the pollbook. The bill has a delayed effective date of July 1, 2017.</p>		
<p>SB 468 - Wagner (7) Local stormwater utility; waiver of</p>	<p>1/12/2016 Senate: Referred to Committee on Local Government</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
charges to real property, retention of water on site.		
<p>[Oppose] (16101308D) Summary: Local stormwater utility; waiver of charges; retention of water on site. Provides that a locality establishing a stormwater utility or service charge system shall waive charges to any real property that retains its stormwater on site and thereby permanently produces no stormwater flow or pollutant loading.</p>		
<p>SB 469 - Wagner (7) Local stormwater utility; payment to best management practice (BMP) operator accepting runoff.</p>	1/12/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Oppose] (16101309D) Summary: Local stormwater utility; payment to BMP operator accepting runoff. Requires any locality that operates a local stormwater management program to pay the private operator of a nutrient-reducing best management practice (BMP) if it requires such operator to accept stormwater runoff from an upstream property. The BMP operator is to be paid 50 percent of the stormwater utility charge assessed to the upstream owner.</p>		
<p>SB 478 - Obenshain (26) Eminent domain; reimbursement of costs.</p>	1/12/2016 Senate: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Oppose] (16102425D) Summary: Provides that costs and fees may be awarded in condemnation actions where the amount the owner is awarded at trial as compensation for the taking of or damage to his property is 20 percent or more greater than the amount of the condemnor's initial written offer. Under current law, such costs and fees may be awarded if the amount awarded as compensation at trial is 30 percent or more greater than the petitioner's final offer. The bill removes an exception for meeting the requirements for payment of costs and fees for condemnation actions involving easements valued at less than \$10,000.</p>		
<p>SB 484 - DeSteph, Jr. (8) Stormwater management regulations; water quality and quantity design criteria.</p>	1/12/2016 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources	[1/29/2016]
<p>[Oppose] (16102418D) Summary: Stormwater management regulations; water quality and quantity design criteria; unenforceable unless amended. Prohibits the enforcement of any design criterion concerning water quality or quantity contained in Part II B of the stormwater management regulations until the State Water Control Board amends</p>		

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Bills	General Assembly Actions	Date of BOS Position
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the design criteria to bring them up to date, correct the errors they contain, and coordinate them with the rest of the stormwater management regulations. Until the regulations are reissued, the design criteria contained in Part II C shall apply instead.

SB 516 - McPike (29)
Tolls; use for additional lanes on interstate highways.

1/13/2016 Senate: Referred to Committee on Transportation

[1/29/2016]

[Oppose] (16101817D)

Summary: Tolling on interstate highways. Prohibits tolls on any component of interstate highways existing prior to July 1, 2016. The bill provides that if additional lanes are added to an interstate highway, those additional lanes may be tolled. The bill contains a technical amendment.

SB 549 - Obenshain (26)
Conditional zoning.

1/13/2016 Senate: Referred to Committee on Local Government

[1/29/2016]

[Oppose] (16103808D) - See also HB 770 (Gilbert).

Summary: Provides that no locality shall (i) request or accept any unreasonable proffer in connection with a rezoning or a proffer condition amendment as a condition of approval of a new residential development or new residential use or (ii) deny any rezoning application, including an application for amendment to an existing proffer, for a new residential development or new residential use where such denial is based on an applicant's failure or refusal to submit, or remain subject to, an unreasonable proffer. A proffer shall be deemed unreasonable unless it addresses an impact that is specifically and uniquely attributable to a proposed new residential development or other new residential use applied for. An off-site proffer shall be deemed unreasonable pursuant to the above unless it addresses an impact to an off-site public facility, such that, (a) the new residential development or new residential use creates a need, or an identifiable portion of a need, for one or more public facility improvements in excess of existing public facility capacity at the time of the rezoning or proffer condition amendment, and (b) each such new residential development or new residential use applied for receives a direct and material benefit from a proffer made with respect to any such public facility improvements. In any action in which a locality has denied a rezoning or an amendment to an existing proffer and the aggrieved applicant proves by a preponderance of the evidence that it refused or failed to submit, or remain subject to, an unreasonable proffer that it has proven was suggested, requested, or required, formally or informally, by the locality, the court shall presume, absent clear and convincing evidence to the contrary, that such refusal or failure was the controlling basis for the denial. The bill also provides that certain conditional rezoning proffers related to building materials, finishes, methods of construction, or design features on a new residential development are prohibited.

SB 581 - McEachin (9)
Discharge of deleterious substance into state waters; notice.

1/13/2016 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

[1/29/2016]

[Amend] (16102719D) - Amend to remove reduced notification time due to potential impossibility. See also HB 977 (Lopez).

Summary: Requires any person who unlawfully discharges any deleterious substance into state waters to notify

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the State Water Control Board (the Board), the Department of Environmental Quality (the Department), or the coordinator of emergency services of the affected locality within 12 hours. Current law allows such a person 24 hours to give notice. The bill also requires that written notice follow to the Board, in addition to the Department, and specifies that the required report of potentially detrimental discharges by the Board or the Department to local newspapers, television stations, and radio stations be provided to such media outlets as soon as practicable after receiving it.

SB 597 - Cosgrove (14)
Appeal of local tax assessments; confidentiality, trial by jury.

1/13/2016 Senate: Referred to Committee on Finance

[1/29/2016]

[Oppose] (16101076D)

Summary: Appeal of local tax assessments; confidentiality; trial by jury. Provides that an appeal to the circuit court for correction of an erroneous local tax assessment filed on or after July 1, 2016, may be conducted as a jury trial, at the discretion of the taxpayer, and prescribes the process for selecting jurors for such a proceeding. Additionally, the bill requires that prior to the release of confidential tax information in the course of such appeal, the court order the parties not to disclose such information to anyone not entitled to receive it and inform the parties that a violation of such an order is punishable as a Class 1 misdemeanor. Finally, the bill requires such a proceeding to follow the Uniform Pretrial Schedule Order provided in the Rules of Supreme Court unless the parties agree otherwise.

SB 751 - DeSteph, Jr. (8)
Limited Residential Lodging and Short-term Rental Lodging Act; penalty.

1/22/2016 Senate: Referred to Committee on Local Government

[1/29/2016]

[Oppose] (16104260D) - See also HB 1268 (Taylor).

Summary: Establishes the Limited Residential Lodging and Short-term Rental Lodging Act (the Act), which allows (i) property owners to rent out their homes or portions thereof for a charge for periods of less than 30 consecutive days or (ii) short-term rentals of residential or commercial units; both of which may be transacted through a hosting platform, under certain circumstances. The bill requires an operator of either limited residential lodging or short-term rental lodging to register with the Department of Taxation. The hosting platform may register with the Department of Taxation, in which case the hosting platform is responsible for the collection and remittance of all applicable taxes on behalf of the property owner. The bill provides for the amount of license tax on such operators. The bill provides that any local ordinance requiring the use of the special exception, special use, or conditional use permit for short-term rental lodging contain specific provisions relating to noise, trash or recycling collection, and the posting of emergency information. The bill defines "limited residential lodging," "booking transaction," "hosting platform," "short-term lodger," short-term lodging operator," and "short-term rental lodging," and provides for penalties for violations of the Act.

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Fairfax County Positions
(Support)

* * *

Bills	General Assembly Actions	Date of BOS Position
<p>HB 45 - Krizek (44) Payday loan offices and motor vehicle title loan offices; distance from casino facility.</p>	<p>11/24/2015 House: Referred to Committee on Commerce and Labor</p>	<p>[1/29/2016]</p>
<p>[Support] (16101091D) Summary: Prohibits the State Corporation Commission (SCC) from issuing a license for the operation of a payday lending office or motor vehicle title lending office if such office is within 20 miles of a casino facility located in any state. Casino facilities include Indian gaming operations conducted pursuant to the federal Indian Gaming Regulatory Act. The measure includes limitations on the SCC's authority to revoke or suspend an existing license when a violation of the 20-mile provision exists on July 1, 2016, or when a violation would be created by the opening of a casino facility after a license was issued.</p>		
<p>HB 96 - Lingamfelter (31) Problem-Solving Court Act; established, report.</p>	<p>12/14/2015 House: Referred to Committee for Courts of Justice 1/20/2016 Originating Committee: Courts of Justice</p>	<p>[1/29/2016]</p>
<p>[Support] (16101603D) - Board has historically supported. Summary: Problem-Solving Courts; established. Establishes the Problem-Solving Court Act (the Act). The bill allows the establishment of problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service, mental illness, or societal reentry. The bill establishes a state problem-solving court docket advisory committee and requires localities intending to establish such courts to establish local advisory committees. The Supreme Court of Virginia is given administrative oversight for the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (Â¿ 18.2-254.1).</p>		
<p>HB 109 - Lingamfelter (31) Secondary state highway system; maintenance or improvement of components within county.</p>	<p>12/15/2015 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Support] (16100755D) Summary: Program Recognition of Maintenance Priorities in Transportation. Allows counties that have not withdrawn from the state secondary highway system to submit requests for maintenance and improvement of components of the state secondary highway system to the Department of Transportation (VDOT) and requires VDOT to take such requests into consideration when establishing priority in expending funds allocated for maintenance or improvement of the state secondary highway system. The bill requires the Department of Transportation and the Virginia Information and Technology Agency to develop a website on which (i) such counties may electronically submit such requests and (ii) the Commonwealth's secondary state highway maintenance and improvement plan is available to the public.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 118 - Albo (42) Urban county executive form of government; animal protection police officer.</p>	<p>12/16/2015 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources</p>	<p>[1/29/2016]</p>
<p>[Support w/ Amend.] (16101373D) - Support with amendment to address technical issue with legislation. Summary: Amends the form of government applicable to Fairfax County by providing that the division of police may include an animal protection police officer who shall have all of the powers of an animal control officer conferred by general law. In addition, the animal protection police officer and his deputies shall have all of the powers vested in law-enforcement officers, provided that they have met the minimum qualifications and have been certified.</p>		
<p>HB 168 - LaRock (33) Passing stopped school buses; mailing of summons.</p>	<p>12/23/2015 House: Referred to Committee on Transportation 1/26/2016 House: Referred from Transportation by voice vote 1/26/2016 House: Referred to Committee for Courts of Justice</p>	<p>[1/29/2016]</p>
<p>[Support] (16103068D) Summary: Provides that a locality that has authorized by ordinance the installation and operation of a video-monitoring system on school buses for recording violations of unlawfully passing a stopped school bus may execute a summons for such violation by mailing a copy of the summons to the owner of a vehicle that unlawfully passed a stopped school bus.</p>		
<p>HB 203 - Lingamfelter (31) Extended Foster Care Services and Support Program; established.</p>	<p>12/28/2015 House: Referred to Committee on Health, Welfare and Institutions 1/28/2016 House: Reported from Health, Welfare and Institutions with substitute (22-Y 0-N) 1/28/2016 House: Referred to Committee on Appropriations</p>	<p>[1/29/2016]</p>
<p>[Support] (16104060D-H1) Summary: Extended foster care services and support. Creates the Extended Foster Care Services and Support Program to provide foster care services and support, including foster care maintenance payments, to qualifying individuals age 18 to 21 who were formerly in the custody of a local board of social services.</p>		
<p>HB 223 - Stolle (83) Courthouse and courtroom security; assessment.</p>	<p>12/29/2015 House: Referred to Committee for Courts of Justice 1/27/2016 House: Reported from Courts of Justice (15-Y 7-N) 1/27/2016 House: Referred to Committee on Appropriations</p>	<p>[1/29/2016]</p>
<p>[Support] (16101144D) - Board has historically supported. See also SB 50 (Howell). Summary: Increases from \$10 to \$20 the maximum amount a local governing body may assess against a convicted defendant as part of the costs in a criminal or traffic case in district or circuit court to fund courthouse and courtroom security.</p>		
<p>HB 237 - Lingamfelter (31)</p>	<p>12/29/2015 House: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
Absentee voting by electronic means; overseas military voters.		
<p>[Support] (16100759D) - Support concept; implementation issues need to be resolved. Summary: Provides that a person qualified to vote by absentee ballot because of his status as a member of a uniformed service on active duty may choose to receive and return his absentee ballot by electronic means. The bill requires the State Board of Elections to develop standards for the secure transmission and return, storage, and processing of these ballots, including methods for authentication and the encryption of ballots. The bill has a delayed effective date of January 1, 2017.</p>		
<p>HB 313 - Orrock, Sr. (54) Immunizations; adds type of health professionals who may administer.</p>	<p>1/5/2016 House: Referred to Committee on Health, Welfare and Institutions 1/21/2016 House: Reported from Health, Welfare and Institutions with amendments (21-Y 1-N) 1/27/2016 House: VOTE: PASSAGE (99-Y 0-N) 1/28/2016 Senate: Referred to Committee on Education and Health</p>	[1/29/2016]
<p>[Support] (16101493D-E) Summary: Administration of immunizations. Adds physician assistants, nurse practitioners, and licensed practical nurses to the types of health professionals who may administer vaccinations to children and may provide to the person who presents the child for immunizations a certificate stating that such immunizations have been administered. Under current law, physicians and registered nurses are authorized to administer vaccinations and provide such certificates.</p>		
<p>HB 329 - Villanueva (21) Amber lights, flashing; allows publicly owner or operated transit buses to use.</p>	<p>1/5/2016 House: Referred to Committee on Transportation 1/21/2016 House: Reported from Transportation (20-Y 0-N) 1/27/2016 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N) 1/28/2016 Senate: Referred to Committee on Transportation</p>	[1/29/2016]
<p>[Support] (16102601D) Summary: Amber lights on public transit buses. Allows publicly owned or operated transit buses to use flashing amber lights.</p>		
<p>HB 354 - Greason (32) Lyme disease; prevention pilot program.</p>	<p>1/5/2016 House: Referred to Committee on Health, Welfare and Institutions 1/28/2016 House: Reported from Health, Welfare and Institutions with substitute (22-Y 0-N)</p>	[1/29/2016]
<p>[Support] (16104466D-H1) Summary: Directs the Department of Health to conduct a two-year point of disease Lyme disease prevention pilot program.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 369 - Bell (20) State Executive Council for Children's Services; state and local advisory team; membership.	1/5/2016 House: Referred to Committee on General Laws 1/26/2016 House: Reported from General Laws (21-Y 0-N)	[1/29/2016]
<p>[Support] (16101738D) Summary: Adds to the membership of the State Executive Council for Children's Services (the Council)(i) the chairman of the state and local advisory team and (ii) a representative who has previously received services through the Children's Services Act, to be appointed by the Governor with recommendations from certain entities. The bill also adds to the membership of the state and local advisory team a representative who has previously received services through the Children's Services Act, to be appointed by the Council with recommendations from certain entities.</p>		
HB 391 - Krizek (44) Motor vehicle title loan offices; distance from military base.	1/6/2016 House: Referred to Committee on Commerce and Labor	[1/29/2016]
<p>[Support] (16100125D) Summary: Prohibits the State Corporation Commission from issuing a license for the operation of a motor vehicle title loan office if such office is within 10 miles of a military base.</p>		
HB 461 - Anderson (51) Handheld personal communications devices; use while driving, penalty.	1/8/2016 House: Referred to Committee on Militia, Police and Public Safety 1/15/2016 House: Referred from Militia, Police and Public Safety by voice vote 1/15/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Support] (16100911D) Summary: Use of handheld personal communications devices while driving; penalty. Expands the prohibition on manually entering multiple letters or text in a handheld communications device while operating a motor vehicle to also prohibit the manual selection of multiple icons and removes the condition that such manual entry is prohibited only if performed as a means of communicating with another person. The bill prohibits the operator of a motor vehicle from reading any information displayed on the device; current law prohibits reading an email or text message. The bill provides that this prohibition does not apply to reading any information displayed through the use of a global position system for the purposes of navigation. The bill eliminates the current exemption from the prohibition on using a handheld personal communications device while operating a motor vehicle when the vehicle is stopped or not moving; the current exemption from the prohibition when the vehicle is parked is not affected.</p>		
HB 464 - Hope (47) Behavioral Health and Developmental Services Trust Fund; use of funds.	1/8/2016 House: Referred to Committee on Appropriations	[1/29/2016]

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[Support] (16103534D)

Summary: Provides that the proceeds from the sale of vacant buildings and land resulting from the closure or downsizing of any state training center that are deposited in the Behavioral Health and Developmental Services Trust Fund shall be used only for the purpose of providing community-based services to individuals with intellectual and developmental disabilities.

HB 474 - Filler-Corn (41)
Child-care providers; criminal history background checks.

1/8/2016 House: Referred to Committee on Health, Welfare and Institutions

[1/29/2016]

[Support] (16103491D)

Summary: Secretary of Health and Human Resources; task force to study requirements for criminal history background checks for child-care providers; report. Directs the Secretary of Health and Human Resources to convene a task force composed of child-care providers and other stakeholders to review requirements for certain categories of child-care providers, including those exempt from licensure pursuant to \hat{A}_i 63.2-1715, and to develop recommendations to promote the health, safety, and development of children in child-care settings. The task force shall submit a report on its activities, findings, and conclusions to the Governor and the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Rehabilitation and Social Services by November 1, 2016.

HB 500 - Filler-Corn (41)
Child care providers; criminal history background checks.

1/8/2016 House: Referred to Committee on Health, Welfare and Institutions

[1/29/2016]

[Support] (16103492D) - See also SB 601 (Wexton).

Summary: Requires all applicants for licensure as a family day system, registration as a family day home, and approval as a family day home by a family day system, all child day centers that are exempt from licensure by the Department of Social Services, and all child day centers and family day homes that enter into a contract with the Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant, as well as all applicants for employment, employees, applicants to volunteer, and volunteers at such child day centers, family day homes, and family day systems, to undergo fingerprint-based national criminal history background checks beginning July 1, 2017. The bill also requires individuals currently employed by or serving as volunteers at a licensed child day center, family day home, or family day system, child day center exempt from licensure pursuant to \hat{A}_i 63.2-1716, registered family day home, family day home approved by a family day system, or child day center or family day home that enters into a contract with the Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant to undergo a national background check to be completed by July 1, 2017. In addition, every (i) person who is licensed as a child day center, family day home, or family day system, registered as a family day home, or approved as a family day home by a family day system; (ii) agent of a person who is licensed as a child day center, family day home, or family day system, registered as a family day home, or approved as a family day home by a family day system or who will be involved in the day-to-day operations of the child day center, family day home, or family day

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<p>system or who is or will be alone with, in control of, or supervising one or more children in a child day center, family day home, or family day system; and (iii) adult living in a licensed child day center or family day home, registered family day home, or family day home approved by a family day system, shall undergo a national background check to be completed by July 1, 2017.</p>		
<p>HB 532 - Murphy (34) Composite index of local ability to pay; additional factors to be considered.</p>	<p>1/9/2016 House: Referred to Committee on Education</p>	<p>[1/29/2016]</p>
<p>[Support] (16101018D) Summary: Composite index of local ability to pay; additional factors. Requires the state and local funding share formula, the composite index of local ability to pay, to take into consideration the population of the relevant locality, the number of enrolled English-language learners, and the number of enrolled students who are eligible to receive free or reduced-price lunch.</p>		
<p>HB 544 - Watts (39) Retail sales and transient occupancy taxes; taxes on room rentals.</p>	<p>1/9/2016 House: Referred to Committee on Finance</p>	<p>[1/29/2016]</p>
<p>[Support] (16102062D) Summary: Retail sales and transient occupancy taxes on room rentals. Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill would require the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room.</p>		
<p>HB 546 - Watts (39) Certain counties; additional powers.</p>	<p>1/9/2016 House: Referred to Committee on Finance</p>	<p>[1/29/2016]</p>
<p>[Support] (16102064D) - Support concept of equalizing taxing authority between counties and cities, although the County has historically opposed any legislation that would require the transfer of secondary road construction and maintenance responsibilities to counties. Summary: Additional powers of certain counties. Grants counties with a population density greater than 2,000 persons per square mile certain powers related to taxation, borrowing and payments for highway maintenance. Such powers currently are generally granted to cities and towns.</p>		
<p>HB 629 - Hodges (98) Prescription drugs; pharmacies may participate in voluntary</p>	<p>1/11/2016 House: Referred to Committee on Health, Welfare and Institutions 1/26/2016 House: Reported from Health, Welfare and Institutions with amendments (22-Y 0-N)</p>	<p>[1/29/2016]</p>

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drug disposal programs.	1/29/2016 House: Read third time and passed House BLOCK VOTE (97-Y 0-N) 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)	
<p>[Support] (16102708D-E)</p> <p>Summary: Prescription drug disposal. Provides that pharmacies may participate in voluntary drug disposal programs, provided that such programs are operated in accordance with state and federal law, and requires the Board of Pharmacy to maintain a list of such pharmacies on a website maintained by the Board. The bill also provides that a pharmacy that participates in a drug disposal program shall not be liable for any theft, robbery, or other criminal act related to its participation in the pharmacy drug disposal program or the collection, storage, or destruction of prescription drugs collected through such pharmacy drug disposal program, provided that the pharmacy practice site is acting in good faith and in accordance with applicable state and federal law and regulations.</p>		
<p>HB 634 - Bell (87) Payday loan offices and motor vehicle title loan offices; distance from military installation.</p>	1/11/2016 House: Referred to Committee on Commerce and Labor	[1/29/2016]
<p>[Support] (16102668D)</p> <p>Summary: Payday loan offices and motor vehicle titleloan offices; distance from military installation. Prohibits the State Corporation Commission (SCC) from issuing a license for the operation of a payday lending office or motor vehicle title lending office if such office is within five miles of a military installation. The measure includes limitations on the SCC's authority to revoke or suspend an existing license when a violation of the five-mile provision exists on July 1, 2016, or when a violation would be created by the opening of a military installation after a license was issued.</p>		
<p>HB 647 - Sullivan, Jr. (48) Tree conservation; locality to post signs on private property that is proposed to be redeveloped.</p>	1/11/2016 House: Referred to Committee on Counties, Cities and Towns	[1/29/2016]
<p>[Support w/ Amend.] (16103958D) - Support with amendment to clarify that an infill lot grading plan can be approved by a county agency. See also SB 361 (Favola).</p> <p>Summary: Tree conservation ordinance. Provides that the ordinance may allow a locality to post signs on private property that is proposed to be redeveloped with a single family home that notifies the public that an infill lot grading plan is pending for review before the governing body.</p>		
<p>HB 676 - Peace (97) Financial exploitation of adults; DARS work group to study.</p>	1/11/2016 House: Referred to Committee on Health, Welfare and Institutions 1/28/2016 House: Reported from Health, Welfare and Institutions with substitute (22-Y 0-N)	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
<p>[Support] (16104738D-H1) Summary: DARS; work group to study financial exploitation of adults in the Commonwealth. Directs the Commissioner of the Department for Aging and Rehabilitative Services to convene a work group composed of the Director of the Department for Planning and Budget or his designee, representatives of the Department of Social Services' Adult Protective Services unit and local department of social services' adult protective services units, law-enforcement agencies, and financial institutions in the Commonwealth to review founded cases of financial exploitation of adults and (i) determine the cost of financial exploitation of adults in the Commonwealth and (ii) develop recommendations for improving the ability of financial institutions to identify financial exploitation of adults, the process by which financial institutions report suspected financial exploitation of adults, and interactions between financial institutions and local adult protective services units investigating reports of suspected financial exploitation of adults. The work group shall also develop recommendations for a plan to educate adults regarding financial exploitation, including common methods of exploitation and warning signs that exploitation may be occurring, and shall report to the Governor and the General Assembly regarding its activities and recommendations by December 1, 2016.</p>		
<p>HB 727 - LeMunyon (67) Northern Virginia Transportation Authority; decision-making procedure.</p>	<p>1/11/2016 House: Referred to Committee on Transportation 1/26/2016 House: Reported from Transportation with amendment (21-Y 0-N) 1/29/2016 House: Read third time and passed House BLOCK VOTE (97-Y 0-N) 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>[1/29/2016]</p>
<p>[Support] (16102294D) - Support as amended in House Transportation Subcommittee #3. Summary: Requires the Northern Virginia Transportation Authority to make certain information concerning projects in its regional transportation plan publicly available at least 30 days prior to any decision for the expenditure of funds to create or improve a transportation facility.</p>		
<p>HB 734 - Hope (47) Noxious weeds; advisory committee to evaluate risks of a plant.</p>	<p>1/12/2016 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/20/2016 House: Reported from Agriculture, Chesapeake and Natural Resources (22-Y 0-N) 1/26/2016 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 1/26/2016 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N) 1/27/2016 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources</p>	<p>[1/29/2016]</p>
<p>[Support] (16102674D) Summary: Noxious weeds. Establishes an advisory committee to evaluate the risks of a plant or part thereof that is being considered for designation as a noxious weed. The bill requires the advisory committee to assess the plant's (i) impact on water bodies, other plants, livestock, land, public health, the environment, and the economy and (ii) current and potential in-state commercial viability. The bill exempts from the definition of noxious weed any plant whose in-state production is commercially viable.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 764 - Yost (12) Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program, created.</p>	<p>1/12/2016 House: Referred to Committee on Health, Welfare and Institutions 1/26/2016 House: Reported from Health, Welfare and Institutions with amendments (22-Y 0-N) 1/26/2016 House: Referred to Committee on Appropriations</p>	<p>[1/29/2016]</p>
<p>[Support] (16102766D) - See also SB 535 (Deeds). Summary: Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program. Establishes the Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program to provide student loan repayment grants to eligible behavioral health practitioners who agree to a 12-month employment obligation with a community services board, behavioral health authority, or Department of Behavioral Health and Developmental Services facility or with an entity that has entered into a contract with a community services board, behavioral health authority or Department of Behavioral Health and Developmental Services facility to provide behavioral health services. Grants may be up to \$10,000 per recipient per year, and the Department of Behavioral Health and Developmental Services may award up to 250 grants per year.</p>		
<p>HB 828 - Torian (52) TANF eligibility; drug-related felonies.</p>	<p>1/12/2016 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>[1/29/2016]</p>
<p>[Support] (16103602D) - Board has historically supported. Summary: Provides that a person who is otherwise eligible to receive Temporary Assistance for Needy Families benefits shall not be denied such benefits solely because he has been convicted of a felony offense of possession of a controlled substance, provided that he is not using illegal drugs, complies with all obligations imposed by the criminal court and the Department of Social Services, and is actively engaged in or has completed substance abuse treatment.</p>		
<p>HB 945 - Wilt (26) Annexation; extends current moratorium on city annexations and county immunity actions.</p>	<p>1/12/2016 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[1/29/2016]</p>
<p>[Support] (16103789D) - Board has historically supported. See also SB 309 (Hanger). Summary: Annexation. Extends the current moratorium on city annexations and county immunity actions by 10 years to 2028. Provisions that would trigger the early expiration of the moratorium if the General Assembly fails to appropriate certain amounts for local law-enforcement expenditures are exempted through the 2026-2028 biennium. The Commission on Local Government is directed to evaluate the structure of cities and counties in the Commonwealth and the impact of annexation upon localities. In doing so, the Commission shall consider alternatives to the current moratorium on annexation by cities. The Commission shall issue its findings and recommended policy changes to the General Assembly no later than December 1, 2025.</p>		
<p>HB 992 - Lopez (49) TANF eligibility; drug-related felonies.</p>	<p>1/12/2016 House: Referred to Committee on Health, Welfare and Institutions</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
<p>[Support] (16103802D) - 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 (TANF) shall not be denied assistance solely because he has been convicted of a felony offense of possession of a controlled substance, provided that he complies with all obligations imposed by the court and the Department of Social Services, is actively engaged in or has completed a substance abuse treatment program, and participates in drug screenings. The bill provides that a person who fails or refuses to participate in periodic drug testing or who tests positive for the use of illegal substances shall be ineligible to receive TANF benefits for a period of 12 months; however, such person is given one opportunity during the 12-month period to comply with the testing requirement and be reinstated to eligibility for TANF benefits.</p>		
<p>HB 1004 - Levine (45) Provisional voting; voter photograph taken at polling place.</p>	<p>1/13/2016 House: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>
<p>[Support] (16103105D) - Support concept of enabling provisional voters to meet voter ID requirements on Election Day rather than supplying a form of identification to the electoral board after Election Day. Support the state Department of Elections working with localities to develop a procedure to allow voter ID requirements to be met by provisional voters. Amend to retain current procedure for provisional voting to provide identification as an option for voters until an alternative is fully developed. Summary: Provides that a voter who does not have one of the forms of identification required by law shall be permitted to vote provisionally, in which case he shall have his photograph taken by an officer of election. That photograph shall be transmitted to the electoral board, and no further action by the voter is required. If the electoral board determines that the voter was a qualified voter in the precinct in which he cast the provisional vote and confirms that a photograph of him taken by an officer of election has been received, the voter's provisional vote is required to be counted.</p>		
<p>HB 1008 - Levine (45) Motor vehicle fuels; sales tax in certain transportation districts, price floor.</p>	<p>1/13/2016 House: Referred to Committee on Finance</p>	<p>[1/29/2016]</p>
<p>[Support] (16101983D) Summary: Motor vehicle fuels sales tax in certain transportation districts; price floor. Places a floor on the 2.1 percent tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by ensuring that the average sales price be no less than the statewide average sales price on February 20, 2013, which is the date used as a floor on the statewide motor vehicle fuels sales tax.</p>		
<p>HB 1067 - Jones (76) Bonds; tolls on I-66.</p>	<p>1/13/2016 House: Referred to Committee on Appropriations</p>	<p>[1/29/2016]</p>
<p>[Support] (16103031D) - See also SB 60 (Hanger). Summary: Authorizes the Treasury Board to issue bonds pursuant to Article X, Section 9 (c) of the Constitution of Virginia in an amount up to \$1.5 billion plus financing costs to finance the costs of acquiring, constructing, and equipping dynamically tolled lanes on a portion of Interstate 66. Issuance of the bonds is</p>		

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Bills	General Assembly Actions	Date of BOS Position
contingent on the Transportation Public-Private Partnership Advisory Committee, prior to January 1, 2018, finding that the issuance is necessary due to the inability of private parties to meet the term sheet published by the Department of Transportation in September 2015 pursuant to the procurement initiated under the Public-Private Transportation Act of 1995.		
HB 1085 - Bulova (37) Stormwater Local Assistance Fund; established.	1/13/2016 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources	[1/29/2016]
[Support] (16102371D) Summary: Stormwater Local Assistance Fund. Establishes the Stormwater Local Assistance Fund to provide matching grants to local governments for the planning, design, and implementation of stormwater best management practices that address cost efficiency and commitments related to reducing water quality pollutant loads.		
HB 1125 - Loupassi (68) Number of judges; general district court; 25th Judicial District.	1/13/2016 House: Referred to Committee for Courts of Justice 1/27/2016 House: Reported from Courts of Justice (22-Y 0-N) 1/27/2016 House: Referred to Committee on Appropriations	[1/29/2016]
[Support] (16102150D) - See also SB 57 (Howell). Summary: Adds a fourth judge to the maximum number allowed in the 25th Judicial District, general district court (Alleghany, Augusta, Bath, Botetourt, Buena Vista, Covington, Craig, Highland, Lexington, Rockbridge, Staunton, and Waynesboro) and adds one juvenile and domestic relations district court judge to the 19th Judicial District (Fairfax, Fairfax County). This is a recommendation of the Committee on District Courts.		
HB 1140 - Ransone (99) Subdivision plats; approval before recordation.	1/13/2016 House: Referred to Committee on Counties, Cities and Towns	[1/29/2016]
[Support] (16100838D) Summary: Prohibits a circuit court clerk from recording a subdivision plat unless the plat is approved by the local planning commission and meets other requirements.		
HB 1144 - Cole (88) Local taxes; interest on refunds.	1/13/2016 House: Referred to Committee on Finance	[1/29/2016]
[Support] (16100738D) Summary: Permits localities to not pay interest on tax refunds caused by erroneous assessments that are due to the failure of taxpayers to file timely tax returns.		
HB 1216 - Aird (63) Elections; absentee	1/18/2016 House: Referred to Committee on Privileges and Elections	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
voting by persons age 65 or older.		
<p>[Support] (16102488D) - Board has historically supported. See also SB 188 (Miller). Summary: Entitles persons who will be age 65 or older on the date of an election for which an absentee ballot is requested to vote absentee.</p>		
<p>HB 1260 - Hodges (98) Declaration of local emergency; increases time in which localities call a session.</p>	<p>1/20/2016 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[1/29/2016]</p>
<p>[Support] (16103664D) Summary: Declaration of local emergency. Increases from 14 days to 45 days the time in which a local governing body shall call a special session, if a regularly scheduled session is not held, in order to confirm the declaration of a local emergency.</p>		
<p>HB 1337 - James (80) Local fiscal stress; task force appointed by Governor to review state mandates imposed on locality.</p>	<p>1/21/2016 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[1/29/2016]</p>
<p>[Support] (16103020D) Summary: Local fiscal stress. Provides that a task force appointed by the Governor to review state mandates imposed on localities and to recommend temporary suspension or permanent repeal of such mandates, in making its recommendations, shall consider the measure for Fiscal Stress published by the Commission on Local Government of the Department of Housing and Community Development and the impact of such fiscal stress upon the ability of certain localities to meet state mandates. In addition to its other responsibilities, the task force shall consider and recommend possible state incentives to encourage those localities that are designated by the Commission on Local Government as having above average fiscal stress to take actions or adopt procedures that may help alleviate such fiscal stress.</p>		
<p>HB 1346 - Villanueva (21) Commonwealth Transportation Board; regional membership.</p>	<p>1/21/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Support] (16103803D) - See also SB 471 (Wagner). Summary: Increases from 17 to 19 the membership of the Commonwealth Transportation Board by the addition of two nonlegislative citizen members: one from the Hampton Roads Transportation Accountability Commission and one from the Northern Virginia Transportation Authority. The terms of the new nonlegislative citizen members begin July 1, 2016.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HJ 124 - Hugo (40) Unaccompanied alien minors; reimbursement to Fairfax County for cost.</p>	<p>1/12/2016 House: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>
<p>[Support] (16102152D) - Support concept; the County's federal legislative package includes support for federal funding for federally-connected children, including reimbursement for costs associated with unaccompanied minors placed in Fairfax County through the Office of Refugee Resettlement, and full funding of the federal Impact Aid program. Summary: Memorializing Congress regarding unaccompanied alien minors in Fairfax County. Memorializes the Congress of the United States to reimburse Fairfax County for the cost of resettling and providing services to unaccompanied alien minors.</p>		
<p>HJ 136 - Sickles (43) United States Constitution; ratifies Equal Rights Amendment that was proposed by Congress in 1972.</p>	<p>1/13/2016 House: Referred to Committee on Privileges and Elections</p>	<p>[1/29/2016]</p>
<p>[Support] (16101109D) - Board has historically supported. See also SJ 1 (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. The joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.</p>		
<p>HJ 149 - Sickles (43) Motor vehicle title loans; Bureau of Financial Institution of State Corporation Commission to study.</p>	<p>1/13/2016 House: Referred to Committee on Commerce and Labor</p>	<p>[1/29/2016]</p>
<p>[Support] (16101587D) Summary: Study; reasonableness of interest rates on motor vehicle title loans; report. Requests the Bureau of Financial Institutions of the State Corporation Commission to study the reasonableness of interest rates on motor vehicle title loans, including the profitability of such loans and how such rates and profit levels compare with those for alternative types of loans. The Bureau is directed to report its findings to the Governor and the General Assembly by the 2017 Regular Session of the General Assembly.</p>		
<p>SB 26 - Reeves (17) Problem-Solving Docket Act; established, report.</p>	<p>12/10/2015 Senate: Referred to Committee for Courts of Justice</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
<p>[Support] (16100297D) - Board has historically supported. Summary: Problem-Solving Dockets; established. Establishes, by the Problem-Solving Docket Act (the Act), problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service, mental illness, or societal reentry. The bill establishes a state problem-solving docket advisory committee and requires localities intending to establish such dockets to establish local problem-solving docket advisory committees. The bill gives the Supreme Court of Virginia administrative oversight of the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (Â¿ 18.2-254.1).</p>		
<p>SB 50 - Howell (32) Courthouse and courtroom security; assessment.</p>	<p>12/16/2015 Senate: Referred to Committee for Courts of Justice 1/18/2016 Senate: Reported from Courts of Justice (10-Y 5-N) 1/18/2016 Senate: Rereferred to Finance</p>	<p>[1/29/2016]</p>
<p>[Support] (16101096D) - Board has historically supported. See also HB 223 (Stolle). Summary: Increases from \$10 to \$20 the maximum amount a local governing body may assess against a convicted defendant as part of the costs in a criminal or traffic case in district or circuit court to fund courthouse and courtroom security.</p>		
<p>SB 56 - Locke (2) Grass, weeds, and other foreign growth; local cutting ordinances include overgrown shrubs and trees.</p>	<p>12/16/2015 Senate: Referred to Committee on Local Government 1/19/2016 Senate: Reported from Local Government with amendments (12-Y 1-N)</p>	<p>[1/29/2016]</p>
<p>[Support] (16101344D-E) Summary: Cutting of grass, weeds, and other foreign growth. Provides that in local grass cutting ordinances as applied to vacant developed property, foreign growth includes overgrown shrubs and trees.</p>		
<p>SB 57 - Howell (32) Judges; increases number in 19th and 25th Judicial Districts.</p>	<p>12/16/2015 Senate: Referred to Committee for Courts of Justice 1/18/2016 Senate: Reported from Courts of Justice with substitute (10-Y 5-N) 1/18/2016 Senate: Rereferred to Finance</p>	<p>[1/29/2016]</p>
<p>[Support] (16104448D-S1) - See also HB 1125 (Loupassi). Summary: Number of district court judges. Increases from seven to eight the number of juvenile and domestic relations district court judges in the 19th Judicial District (Fairfax, Fairfax County) and increases from three to four the number of general district court judges in the 25th Judicial District (Covington, Lexington, Staunton, Buena Vista, Waynesboro, Highland, Augusta, Rockbridge, Bath, Alleghany, Botetourt, and Craig). This bill is a recommendation of the Committee on District Courts.</p>		
<p>SB 60 - Hanger, Jr. (24) Commonwealth of Virginia Transform I-66 Corridor Outside the</p>	<p>12/17/2015 Senate: Referred to Committee on Finance</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
Beltway Bond Act of 2016; created.		
<p>[Support] (16103324D) - See also HB 1067 (Jones). Summary: Bonds; tolls on I-66. Authorizes the Treasury Board to issue bonds pursuant to Article X, Section 9 (c) of the Constitution of Virginia in an amount up to \$1.5 billion plus financing costs to finance the costs of acquiring, constructing, and equipping dynamically tolled lanes on a portion of Interstate 66. Issuance of the bonds is contingent on the Transportation Public-Private Partnership Advisory Committee, prior to January 1, 2018, finding that the issuance is necessary due to the inability of private parties to meet the term sheet published by the Department of Transportation in September 2015 pursuant to the procurement initiated under the Public-Private Transportation Act of 1995.</p>		
<u>SB 106</u> - Dance (16) Absentee voting; no-excuse, in-person.	12/28/2015 Senate: Referred to Committee on Privileges and Elections 1/26/2016 Senate: Reported from Privileges and Elections (7-Y 6-N)	[1/29/2016]
<p>[Support] (16101476D) - Board has historically supported. Summary: Elections; absentee voting; no-excuse, in-person. Allows qualified voters to vote absentee in person without providing an excuse for not being able to vote in person on election day. The bill retains the statutory list of specific reasons allowing a voter to cast an absentee ballot by mail.</p>		
<u>SB 120</u> - Carrico, Sr. (40) Passing stopped school buses; mailing of summons.	12/28/2015 Senate: Referred to Committee on Transportation 1/20/2016 Senate: Reported from Transportation with substitute (10-Y 1-N 1-A) 1/20/2016 Senate: Rereferred to Courts of Justice	[1/29/2016]
<p>[Support] (16104540D-S1) Summary: Passing stopped school buses; mailing of summons; rebutting presumption. Provides that a locality that has authorized by ordinance the installation and operation of a video-monitoring system on school buses for recording violations of unlawfully passing a stopped school bus may execute a summons for such violation by mailing a copy of the summons to the owner of a vehicle that unlawfully passed a stopped school bus. The bill also provides a means by which the existing presumption that the registered owner of the vehicle was the vehicle operator at the time of the violation can be rebutted and requires that this information be included with the mailing of the summons. The bill gives the summoned person 30 business days from the mailing of the summons to inspect information collected by a video-monitoring system in connection with the violation.</p>		
<u>SB 188</u> - Miller (1) Elections; absentee voting by persons age 65 or older.	1/4/2016 Senate: Referred to Committee on Privileges and Elections 1/26/2016 Senate: Reported from Privileges and Elections with substitute (12-Y 1-N)	[1/29/2016]
<p>[Support] (16104805D-S1) - Board has historically supported. See also HB 1216 (Aird). Summary: Entitles persons who will be age 65 or older on the date of an election for which an absentee ballot is requested to vote absentee.</p>		

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Bills	General Assembly Actions	Date of BOS Position
SB 258 - Surovell (36) Commonwealth Transportation Board; voting weighted by population.	1/6/2016 Senate: Referred to Committee on Transportation	[1/29/2016]
<p>[Support] (16100159D) - Board has historically supported. Summary: CTB; voting weighted by population. Provides that the votes of the nine nonlegislative citizen members of the Commonwealth Transportation Board who represent the nine highway construction districts shall be weighted on the basis of the population of each member's district as a percentage of the total population of the Commonwealth.</p>		
SB 292 - Hanger, Jr. (24) Sediment reduction credits.	1/7/2016 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/28/2016 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (15-Y 0-N)	[1/29/2016]
<p>[Support] (16101611D) Summary: Authorizes Municipal Separate Storm Sewer Systems (MS4) permittees to acquire and use sediment reduction credits as part of a compliance strategy for implementing the Chesapeake Bay TMDL. Currently, MS4s have similar authority for nitrogen and phosphorous; the bill adds a third pollutant, sediment.</p>		
SB 299 - Ebbin (30) Amber lights, flashing; allows publicly owned or operated transit buses to use.	1/8/2016 Senate: Referred to Committee on Transportation 1/20/2016 Senate: Reported from Transportation with amendment (12-Y 0-N)	[1/29/2016]
<p>[Support] (16100712D-E) Summary: Amber lights on public transit buses. Allows publicly owned or operated transit buses to use flashing amber lights.</p>		
SB 309 - Hanger, Jr. (24) Annexation.	1/8/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Support] (16103788D) - Board has historically supported. See also HB 945 (Wilt)> Summary: Extends the current moratorium on city annexations and county immunity actions by 10 years to 2028. Provisions that would trigger the early expiration of the moratorium if the General Assembly fails to appropriate certain amounts for local law-enforcement expenditures are exempted through the 2026-2028 biennium. The Commission on Local Government is directed to evaluate the structure of cities and counties in the Commonwealth and the impact of annexation upon localities. In doing so, the Commission shall consider alternatives to the current moratorium on annexation by cities. The Commission shall issue its findings and recommended policy changes to the General Assembly no later than December 1, 2025.</p>		
SB 317 - Alexander (5) Veterans Docket Act; established, report.	1/8/2016 Senate: Referred to Committee for Courts of Justice	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
<p>[Support] (16101974D) - Board has historically supported. Summary: Veterans Dockets; established. Establishes, by the Veterans Docket Act (the Act), problem-solving courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have special conditions and needs based on military service. The bill establishes a state veterans docket advisory committee and requires localities intending to establish such dockets to establish local veterans docket advisory committees. The bill gives the Supreme Court of Virginia administrative oversight of the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (Â¿ 18.2-254.1).</p>		
<p>SB 361 - Favola (31) Tree conservation; locality to post signs on private property that is proposed to be redeveloped.</p>	<p>1/11/2016 Senate: Referred to Committee on Local Government 1/19/2016 Senate: Reported from Local Government with substitute (7-Y 3-N)</p>	<p>[1/29/2016]</p>
<p>[Support w/ Amend.] (16104480D-S1) - Support with amendment to clarify that an infill lot grading plan can be approved by a county agency. See also HB 647 (Sullivan). Summary: Tree conservation ordinance. Provides that the ordinance may allow a locality to post signs on private property that is proposed to be redeveloped with a single family home that notifies the public that an infill lot grading plan is pending for review before the governing body.</p>		
<p>SB 380 - Vogel (27) Behavioral Health Docket Act; established, report.</p>	<p>1/11/2016 Senate: Referred to Committee for Courts of Justice</p>	<p>[1/29/2016]</p>
<p>[Support] (16103760D) - Board has historically supported. Summary: Behavioral Health Dockets; established. Establishes, by the Behavioral Health Docket Act (the Act), behavioral health courts as specialized court dockets within the existing structure of Virginia's court system, offering judicial monitoring of intensive treatment and supervision of offenders who have mental illness and co-occurring substance abuse issues. The bill establishes a state behavioral health docket advisory committee and requires localities intending to establish such dockets to establish local behavioral health docket advisory committees. The bill gives the Supreme Court of Virginia administrative oversight of the implementation of the Act. The Act is modeled on the Drug Treatment Court Act (Â¿ 18.2-254.1).</p>		
<p>SB 436 - Favola (31) Fostering Futures program; established.</p>	<p>1/12/2016 Senate: Referred to Committee on Rehabilitation and Social Services</p>	<p>[1/29/2016]</p>
<p>[Support] (16101846D) Summary: Fostering Futures program. Establishes the Foster Futures program to provide services and support to individuals between the ages of 18 and 21 who were formerly in foster care as a minor and are transitioning to full adulthood and self-sufficiency.</p>		
<p>SB 471 - Wagner (7) Commonwealth Transportation Board;</p>	<p>1/12/2016 Senate: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
increases regional membership.		
<p>[Support] (16101332D) - See also HB 1346 (Villanueva). Summary: Commonwealth Transportation Board; regional membership. Increases from 17 to 19 the membership of the Commonwealth Transportation Board by the addition of two nonlegislative citizen members: one from the Hampton Roads Transportation Accountability Commission and one from the Northern Virginia Transportation Authority. The terms of the new nonlegislative citizen members begin July 1, 2016.</p>		
<p>SB 477 - Wagner (7) Motor vehicle fuels; sales tax in certain transportation districts, price floor.</p>	1/12/2016 Senate: Referred to Committee on Finance	[1/29/2016]
<p>[Support] (16103951D) Summary: Motor vehicle fuels sales tax in certain transportation districts; price floor. Places a floor on the 2.1 percent tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by ensuring that the tax is not imposed on a sales price less than the statewide average sales price on February 20, 2013, which is the date used as a floor on the statewide motor vehicle fuels sales tax.</p>		
<p>SB 490 - DeSteph, Jr. (8) Uniform Military and Overseas Voters Act; applying for and casting military-overseas ballots.</p>	1/12/2016 Senate: Referred to Committee on Privileges and Elections	[1/29/2016]
<p>[Support] (16103934D) - Support concept; implementation issues need to be resolved. Summary: Provides that any active duty member of a uniformed service who has been called to duty for deployment to a combat zone shall be permitted to use his digital signature associated with his Common Access Card issued by the U.S. Department of Defense to sign his application for a military-overseas ballot, the statement of voter accompanying his cast military-overseas ballot, and any other related documents. The bill also requires the system through which a covered voter may apply for and receive voter registration materials, military-overseas ballots, and other information to be capable of accepting the submission of voted military-overseas ballots cast by active duty member of a uniformed service who has been called to duty for deployment to a combat zone.</p>		
<p>SB 535 - Deeds (25) Virginia Behavioral Health Practitioner Student Loan Repayment Fund and Program.</p>	1/13/2016 Senate: Referred to Committee on Education and Health 1/21/2016 Senate: Reported from Education and Health (15-Y 0-N) 1/21/2016 Senate: Rereferred to Finance	[1/29/2016]
<p>[Support] (16100825D) - See also HB 764 (Yost). Summary: Establishes the Virginia Behavioral Health Practitioner Student Loan Repayment Fund and</p>		

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Bills	General Assembly Actions	Date of BOS Position
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Program to provide student loan repayment grants to eligible behavioral health practitioners who agree to a 12-month employment obligation with a community services board, behavioral health authority, or Department of Behavioral Health and Developmental Services facility or with an entity that has entered into a contract with a community services board, behavioral health authority or Department of Behavioral Health and Developmental Services facility to provide behavioral health services. Grants may be up to \$10,000 per recipient per year, and the Department of Behavioral Health and Developmental Services may award up to 250 grants per year.

<p>SB 601 - Wexton (33) Child care providers; criminal history background checks.</p>	<p>1/13/2016 Senate: Referred to Committee on Rehabilitation and Social Services 1/29/2016 Senate: Reported from Rehabilitation and Social Services with amendments (14-Y 0-N) 1/29/2016 Senate: Rereferred to Finance</p>	<p>[1/29/2016]</p>
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[Support] (16103633D) - See also HB 500 (Filler-Corn).
Summary: Requires all applicants for licensure as a family day system, registration as a family day home, and approval as a family day home by a family day system, all child day centers that are exempt from licensure by the Department of Social Services, and all child day centers and family day homes that enter into a contract with the Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant, as well as all applicants for employment, employees, applicants to volunteer, and volunteers at such child day centers, family day homes, and family day systems, to undergo fingerprint-based national criminal history background checks beginning July 1, 2017. The bill also requires individuals currently employed by or serving as volunteers at a licensed child day center, family day home, or family day system, child day center exempt from licensure pursuant to Â¿ 63.2-1716, registered family day home, family day home approved by a family day system, or child day center or family day home that enters into a contract with the Department of Social Services or a local department of social services to provide child care services funded by the Child Care and Development Block Grant to undergo a national background check to be completed by July 1, 2017. In addition, every (i) person who is licensed as a child day center, family day home, or family day system, registered as a family day home, or approved as a family day home by a family day system; (ii) agent of a person who is licensed as a child day center, family day home, or family day system, registered as a family day home, or approved as a family day home by a family day system or who will be involved in the day-to-day operations of the child day center, family day home, or family day system or who is or will be alone with, in control of, or supervising one or more children in a child day center, family day home, or family day system; and (iii) adult living in a licensed child day center or family day home, registered family day home, or family day home approved by a family day system, shall undergo a national background check to be completed by July 1, 2017.

<p>SB 603 - Howell (32) Absentee voting; no-excuse in-person available 21 days prior to election.</p>	<p>1/13/2016 Senate: Referred to Committee on Privileges and Elections 1/26/2016 Senate: Reported from Privileges and Elections (12-Y 1-N)</p>	<p>[1/29/2016]</p>
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[Support] (16103418D)
Summary: Allows for any registered voter to vote by absentee ballot in person in any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot. The bill makes absentee voting in person available beginning the twenty-first day prior to the election and ending at 5:00 p.m. on the Saturday immediately preceding the election. The bill retains the current provisions for voting an absentee ballot by mail, including the application requirement and the list of statutory reasons.

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Bills	General Assembly Actions	Date of BOS Position
SB 644 - Alexander (5) Battery; public transportation operators; penalty.	1/18/2016 Senate: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Support] (16103746D) Summary: Provides that the punishment for battery of a person who is the operator of a vehicle operated by a public transportation service who is engaged in the performance of his duties is a Class 1 misdemeanor, including a term of confinement of 15 days in jail, two days of which shall be a mandatory minimum term of confinement.</p>		
SB 681 - Vogel (27) Annexation moratorium; extends for city annexations and county immunity actions.	1/20/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Support] (16104027D) - Board has historically supported. Summary: Annexation moratorium. Extends the current moratorium on city annexations and county immunity actions by two years to 2020. Provisions that would trigger the early expiration of the moratorium if the General Assembly fails to appropriate certain amounts for local law-enforcement expenditures are exempted through the 2016-2018 biennium.</p>		
SB 778 - Barker (39) Use of handheld personal communications devices while driving; penalty.	1/25/2016 Senate: Referred to Committee on Transportation	[1/29/2016]
<p>[Support] (16104156D) Summary: Expands the prohibition on manually entering multiple letters or text in a handheld communications device while operating a motor vehicle to also prohibit the manual selection of multiple icons and removes the condition that such manual entry is prohibited only if performed as a means of communicating with another person. The bill prohibits the operator of a motor vehicle from reading any information displayed on the device; current law prohibits reading an email or text message. The bill provides that this prohibition does not apply to reading any information displayed through the use of a global positioning system for the purposes of navigation.</p>		
SJ 1 - Surovell (36) United States Constitution; ratifying the Equal Rights Amendment.	11/22/2015 Senate: Referred to Committee on Privileges and Elections 1/19/2016 Senate: Reported from Privileges and Elections with substitute (7-Y 6-N)	[1/29/2016]
<p>[Support] (16100133D) - Board has historically supported. See also HJ 136 (Sickles). Summary: United States Constitution; Equal Rights Amendment. Ratifies the Equal Rights Amendment to the</p>		

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Bills	General Assembly Actions	Date of BOS Position
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United States Constitution that was proposed by Congress in 1972. The joint resolution advocates the position that the 1972 Equal Rights Amendment remains viable and may be ratified notwithstanding the expiration of the 10-year ratification period set out in the resolving clause, as amended, in the proposal adopted by Congress.

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Fairfax County Positions
(Monitor)

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 66 - Byron (22) New Economy Industry Credential Assistance Training Grants; grants for earning training credentials.</p>	<p>12/4/2015 House: Referred to Committee on Education</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16101082D) - Monitor legislation; support associated funding in Governor's budget. Summary: Grants for earning workforce training credentials; New Economy Industry Credential Assistance Training Grants. Establishes a grant program that would pay grants to certain individuals who complete eight hours of community service and who subsequently complete a noncredit workforce training program and earn the related credential in a high-demand field. The grant, in an aggregate amount of \$2,000, would be limited to payment of tuition charged for the training program, the cost of any required textbooks, and the cost of any examination required to earn the credential. The noncredit workforce training program must be provided or sponsored by (i) a Virginia community college, (ii) a private institution certified to operate in Virginia by the State Council of Higher Education for Virginia that has elected to participate in the grant program, or (iii) the Institute for Advanced Learning and Research, New College Institute, Roanoke Higher Education Center, Southern Virginia Higher Education Center, Southwest Virginia Higher Education Center, or Eastern Virginia Medical School. Individuals would apply for grants directly to the school that provided or sponsored the workforce training program. The bill requires the Virginia Board of Workforce Development to maintain on its website a list of high-demand fields and industry certifications that qualify as credentials. The bill has a delayed effective date of January 1, 2017.</p>		
<p>HB 141 - Marshall (13) Government Data Collection and Dissemination Practices Act; license plate readers.</p>	<p>12/21/2015 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16100776D) - Board has historically monitored. Retention period in bill may be insufficient. Summary: Codifies an opinion of the Attorney General regarding the Government Data Collection and Dissemination Practices Act by limiting the ability of law-enforcement and regulatory agencies to use license plate readers to collect and maintain personal information on individuals where a warrant has not been issued and there is no reasonable suspicion of criminal activity by the individuals. The bill provides that information collected by a license plate reader without a warrant shall only be retained for seven days and shall only be used for the investigation of a crime or a report of a missing person. The bill also prohibits an agency from acquiring personal information collected from license plate readers from a third-party private vendor if the agency would not have been permitted to collect or retain the information on its own.</p>		
<p>HB 213 - LeMunyon (67) Motor vehicle inspection; exceptions to inspection requirement.</p>	<p>12/28/2015 House: Referred to Committee on Transportation 1/21/2016 House: Reported from Transportation (20-Y 0-N) 1/27/2016 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N) 1/28/2016 Senate: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>

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Bills	General Assembly Actions	Date of BOS Position
<p>[Monitor] (16100509D) Summary: Exceptions to motor vehicle inspection requirement. Exempts from the motor vehicle inspection requirement vehicles that are parked in the designated parking area of an official inspection station. The bill contains technical amendments.</p>		
<p>HB 301 - Herring (46) Justifiable homicide; reporting requirement of State Police.</p>	<p>1/4/2016 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16102619D) Summary: Justifiable homicide; reporting requirement. Requires the State Police to include justifiable homicides involving a law-enforcement officer in the annual Crime in Virginia report. The bill requires any law-enforcement or public safety officer required to report such homicides to receive training concerning such reporting requirement.</p>		
<p>HB 308 - Morris (64) Virginia Freedom of Information Act; use of government email accounts required.</p>	<p>1/4/2016 House: Referred to Committee on General Laws</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16101186D) Summary: Requires that any person elected, reelected, appointed or reappointed to any public body not excepted from FOIA must use only official government-provided email accounts to conduct public business. The bill also provides that public officers, appointees, and employees shall use only official government-provided email accounts to conduct public business. However, if a public officer, appointee, or employee inadvertently uses a nongovernment email account to conduct public business, then the email and email address shall be forwarded to the appropriate official for retention as designated by the public body. The bill contains a technical amendment.</p>		
<p>HB 367 - Davis (84) Nonconforming uses; unlawful use of subject property, etc.</p>	<p>1/5/2016 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16102442D) Summary: Nonconforming uses. Provides that a locality may by ordinance provide that an otherwise unlawful use of a subject property shall be a lawful nonconforming use if (i) the land use on a subject property has operated continuously for at least 15 years, (ii) there have been no building code or other local code violations or complaints arising out of the land use from neighboring property owners or other impacted parties, and (iii) all local taxes related to the property and business have been paid in a timely manner.</p>		
<p>HB 412 - Kilgore (1) Aircraft, certain; local regulation.</p>	<p>1/7/2016 House: Referred to Committee for Courts of Justice</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16101685D) Summary: Local regulation of certain aircraft. Provides that no locality may regulate the use of privately owned, unmanned, autonomous aircraft within its boundaries. The provisions of the bill expire on July 1, 2019.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 479 - Kory (38) Water pollution; signage notice to public.	1/8/2016 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources	[1/29/2016]
<p>[Monitor] (16101024D) Summary: Posting notice of possible water pollution. Requires a locality, upon receipt of notification from the Department of Environmental Quality that a water quality violation has occurred that poses an imminent threat to the health, safety, or welfare of the public, to post signage at public access points to affected waters warning residents that the water body may be polluted.</p>		
HB 636 - Marshall, III (14) Clerk of circuit court; recordation of certain deeds.	1/11/2016 House: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Monitor] (16102854D) Summary: Provides that the governing body of a county or city may by ordinance require the clerk of the circuit court not to accept any deed transferring real property for recordation unless the locality has certified that no delinquent county or city taxes, fines, or similar charges or taxes are a lien on the property described in the deed. The ordinance shall provide that the clerk of the circuit court shall accept without certification certain deeds submitted for recordation under the supervision of a closing attorney.</p>		
HB 650 - Marshall (13) Local government; mandatory provisions of a subdivision ordinance, notice to homeowner associations.	1/11/2016 House: Referred to Committee on Counties, Cities and Towns	[1/29/2016]
<p>[Monitor] (16103677D) Summary: Local government; mandatory provisions of a subdivision ordinance; notice to homeowner associations. Requires a locality to include in its subdivision ordinance a provision requiring a developer of property to give written notice to incorporated property owners' associations within a planned unit development at such time as prescribed in the ordinance under certain circumstances.</p>		
HB 665 - Howell (28) Employee Retirement Security & Pension Reform, Commission on; established, report, sunset provision.	1/11/2016 House: Referred to Committee on Rules	[1/29/2016]
<p>[Monitor] (16103269D) Summary: Creates the Commission on Employee Retirement Security and Pension Reform in the legislative branch to study and make recommendations relating to the financial soundness of retirement plans covering state and local government employees; the suitability of retirement plans offered or maintained for current state and local government employees and the attributes of retirement plans that will be suitable for future employees; the impact on state and local governments of the anticipated retirement of experienced employees between 2016 and 2026 and strategies for replacing such employees; and the elements of compensation and benefits packages that are essential to attracting and retaining a highly productive state and local government workforce.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 731 - LeMunyon (67) Members of transportation district commissions; compensation.</p>	<p>1/11/2016 House: Referred to Committee on Transportation 1/26/2016 House: Reported from Transportation with substitute (21-Y 0-N) 1/29/2016 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16100791D) Summary: Allows the Northern Virginia Transportation Commission to reimburse its members appointed to the board of directors of the Washington Metropolitan Area Transit Authority for expenses incurred and compensate them in the amount of \$200 per day for attending WMATA meetings.</p>		
<p>HB 792 - James (80) Virginia Pathway to Middle Class: Noncredit Workforce Credentials Act; established, report.</p>	<p>1/12/2016 House: Referred to Committee on Commerce and Labor</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16102554D) - Monitor legislation; support associated funding in Governor's budget. See also HB 1206 (Greason) and SB 575 (Ruff). Summary: Comprehensive community colleges; noncredit workforce credentials; Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Act. Establishes the Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Program (Program), to be administered by the Virginia Community College System (System). The bill requires the System to approve (i) a plan and funding formula to support capacity building for and development and expansion of noncredit workforce credential programs at comprehensive community colleges that prepare students for in-demand noncredit workforce credentials that are aligned with the knowledge and skill sets that are required for the available occupations in each region, (ii) a plan for providing financial incentives to comprehensive community colleges that demonstrate exceptional performance or improvement in the development and expansion of such noncredit workforce credential programs, and (iii) a plan and timeline for assessing the impact of a pilot set of noncredit workforce credentials on short-term and long-term job attainment and wages. The bill requires the System to submit a report to the General Assembly and the Virginia Board of Workforce Development no later than January 1 of each year with certain data from the previous fiscal year on noncredit workforce credential attainment by students at comprehensive community colleges.</p>		
<p>HB 800 - Morris (64) Virginia Freedom of Information Act; audio recording of closed meetings required.</p>	<p>1/12/2016 House: Referred to Committee on General Laws</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16101188D) Summary: Virginia Freedom of Information Act (FOIA); audio recording of closed meetings required. Provides that a public body shall (i) make an audio recording of the entirety of every meeting that is closed to the public; (ii) use a means of recording that fully captures and can clearly reproduce all statements made during a closed meeting; and (iii) preserve the recording for a period of no less than two years. The bill provides that a recording made shall not be subject to the disclosure provisions of FOIA, but its production may be compelled, and the recording used as evidence, in a proceeding to enforce the provisions of FOIA.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 998 - Levine (45) Law-enforcement agencies, local; body-worn cameras.	1/13/2016 House: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Monitor] (16102838D) - See also HB 1327 (Davis).</p> <p>Summary: Local law-enforcement agencies; body-worn cameras. Requires localities to adopt and establish a written policy for the operation of a body-worn camera system that conforms to the model policy established by the Department of Criminal Justice Services (the Department) prior to purchasing or deploying a body-worn camera system. The bill requires such policy to provide that (i) recorded individuals have a right to view and make copies of any audiovisual recording in which they are depicted; (ii) recordings be destroyed within 60 days unless certain exceptions apply; and (iii) the locality deploying the system review the recordings on a periodic basis to determine whether persons wearing the body-worn cameras are acting inappropriately or exhibiting bias. The bill provides that the Commonwealth shall reimburse each locality up to one-half of the costs of any body-worn camera system, provided that the locality has adopted and established a written policy that has been approved by the Department. The bill requires the Department to establish a model policy for the operation of body-worn camera systems and establish procedures for the reimbursement of counties and cities that purchase a body-worn camera system.</p>		
HB 1069 - Jones (76) Tolls; period of nonpayment, limitations on tolling, notification of toll violations.	1/13/2016 House: Referred to Committee on Transportation	[1/29/2016]
<p>[Monitor] (16103861D)</p> <p>Summary: Tolling civil penalties; period of nonpayment; limitations on tolling; notification of toll violations. The bill prohibits tolling any highway, bridge, or tunnel without approval of the General Assembly except in limited circumstances. The bill requires the Department of Transportation to allow E-ZPass account holders to provide an email or phone number and to electronically notify account holders of a toll violation and further requires toll operators to notify the Department of such toll violations. The bill amends the definition of high-occupancy toll (HOT) lanes to ensure that mass transit vehicles and commuter buses meet the high-occupancy requirement. The bill lengthens from 30 to 60 days the period following notification of an unpaid toll on HOT lanes after which, if the toll is still unpaid, the owner or operator of the vehicle is in violation. The bill decreases the civil penalties for an unpaid toll violation on the HOT lanes, making them equal to civil penalties for other toll violations, and allows the HOT lanes operator to offer reduced civil penalties if the owner of the vehicle pays within 14 days prior to the hearing date, which is also permitted for other toll operators. For violations on any toll road, the bill provides that for a first court appearance there are reduced civil penalties and places a cap of \$2,200 on civil penalties and administrative fees. Finally, the bill provides for a 10-day grace period for unpaid tolls and requires toll operators to attempt to process and collect unpaid tolls twice during such period.</p>		
HB 1143 - Lindsey (90) Body-worn cameras; required policies.	1/13/2016 House: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Monitor] (16104109D)</p> <p>Summary: Law-enforcement agencies; body-worn cameras; required policies. Requires localities to adopt and establish a written policy for the operation of a body-worn camera system that conforms to the model policy</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>established by the Department of Criminal Justice Services prior to purchasing or deploying a body-worn camera system. The bill requires such policy to provide that (i) recorded individuals have a right to review any audiovisual recording in which they are depicted; (ii) recordings be destroyed within 30 days unless certain exceptions apply; and (iii) the locality deploying the system review the recordings on a periodic basis to determine whether persons wearing the body-worn cameras are acting inappropriately or exhibiting bias.</p>		
<p>HB 1206 - Greason (32) Comprehensive community colleges; Noncredit Workforce Credentials Act.</p>	<p>1/18/2016 House: Referred to Committee on Education</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16104243D) - Monitor legislation; support associated funding in Governor's budget. See also HB 792 (James) and SB 575 (Ruff). Summary: Comprehensive community colleges; noncredit workforce credentials; Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Act. Establishes the Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Program (Program), to be administered by the Virginia Community College System (System). The bill requires the System to approve (i) a plan and funding formula to support capacity building for and development and expansion of noncredit workforce credential programs at comprehensive community colleges that prepare students for in-demand noncredit workforce credentials that are aligned with the knowledge and skill sets that are required for the available occupations in each region, (ii) a plan for providing financial incentives to comprehensive community colleges that demonstrate exceptional performance or improvement in the development and expansion of such noncredit workforce credential programs, and (iii) a plan and timeline for assessing the impact of a pilot set of noncredit workforce credentials on short-term and long-term job attainment and wages. The bill requires the System to submit a report to the General Assembly and the Virginia Board of Workforce Development no later than January 1 of each year with certain data from the previous fiscal year on noncredit workforce credential attainment by students at comprehensive community colleges.</p>		
<p>HB 1278 - Levine (45) Washington Metropolitan Area Transit Authority Compact of 1966; membership.</p>	<p>1/20/2016 House: Referred to Committee on Transportation</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16104205D) - See also SB 710 (Ebbin). Summary: Appointing authority for Board of Directors of Washington Metropolitan Area Transit Authority. Changes from the U.S. Administrator of General Services to the Secretary of the U.S. Department of Transportation the appointing authority for the two federal members of the Board of Directors of the Authority and their alternates. The change is made in the WMATA Compact found in Title 33.2 of the Code of Virginia in order to conform with federal law. The bill contains an emergency clause.</p>		
<p>HB 1327 - Davis (84) Local law-enforcement agencies; body-worn cameras.</p>	<p>1/21/2016 House: Referred to Committee for Courts of Justice</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16104389D) - See also HB 998 (Levine). Summary: Requires localities to adopt and establish a written policy for the operation of a body-worn camera</p>		

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Bills	General Assembly Actions	Date of BOS Position
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system that conforms to the model policy established by the Department of Criminal Justice Services (the Department) prior to purchasing or deploying a body-worn camera system. The bill requires such policy to provide that (i) recorded individuals have a right to view and make copies of any audiovisual recording in which they are depicted; (ii) recordings be destroyed within 60 days unless certain exceptions apply; and (iii) the locality deploying the system review the recordings on a periodic basis to determine whether persons wearing the body-worn cameras are acting inappropriately or exhibiting bias. The bill provides that the Commonwealth shall reimburse each locality up to one-half of the costs of any body-worn camera system, provided that the locality has adopted and established a written policy that has been approved by the Department. The bill requires the Department to establish a model policy for the operation of body-worn camera systems and establish procedures for the reimbursement of counties and cities that purchase a body-worn camera system.

<p>SB 87 - Garrett (22) Circuit court clerks; preservation of land records in paper form.</p>	<p>12/22/2015 Senate: Referred to Committee for Courts of Justice</p>	<p>[1/29/2016]</p>
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[Monitor] (16100681D)
Summary: Requires circuit court clerks to preserve in paper form all land records that are in their possession in paper form on July 1, 2016, and all land records filed in paper form on or after July 1, 2016, and to convert to and preserve in paper form all land records filed electronically on or after July 1, 2016.

<p>SB 111 - Petersen (34) Punitive damages; raises cap for any action accruing on or after July 1, 2016.</p>	<p>12/28/2015 Senate: Referred to Committee for Courts of Justice 1/27/2016 Senate: Reported from Courts of Justice (11-Y 4-N)</p>	<p>[1/29/2016]</p>
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[Monitor] (16101414D)
Summary: Punitive damages cap. Raises the punitive damages cap from \$350,000 to \$500,000 for any action accruing on or after July 1, 2016.

<p>SB 236 - Petersen (34) Government Data Collection & Dissemination Practices Act; collection & use of personal information.</p>	<p>1/6/2016 Senate: Referred to Committee on General Laws and Technology</p>	<p>[1/29/2016]</p>
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[Monitor] (16102870D) - Board has historically monitored. Retention period in bill may be insufficient.
Summary: Government Data Collection and Dissemination Practices Act; collection and use of personal information by law-enforcement agencies. Provides that, unless a criminal or administrative warrant has been issued, law-enforcement and regulatory agencies shall not use surveillance technology to collect or maintain personal information where such data is of unknown relevance and is not intended for prompt evaluation and potential use regarding suspected criminal activity or terrorism by any individual or organization. The bill authorizes law-enforcement agencies to collect information from license plate readers, provided that such information is held for no more than seven days and is not subject to any outside inquiries or internal usage, except in the investigation of a crime or a missing persons report. After seven days, such collected information must be purged from the system unless it is being utilized in an ongoing investigation. The bill also adds to the definition of "personal information," for the purposes of government data collection and dissemination

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Bills	General Assembly Actions	Date of BOS Position
practices, vehicle license plate numbers and information that affords a basis for inferring an individual's presence at any place.		
SB 414 - Barker (39) Land Bank Entities Act.	1/12/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Monitor] (16103380D)</p> <p>Summary: Authorizes the establishment of a land bank entity by any locality or two or more localities combined to assist in addressing vacant, abandoned, and tax-delinquent real properties. Under the bill, after a referendum has been held on the question of creating a land bank entity, the locality has the option of (i) creating an authority or a nonprofit, nonstock corporation or (ii) designating an existing nonprofit entity that is exempt from taxation under Â§ 501(c)(3) of the Internal Revenue Code and eligible to receive donations from a locality pursuant to Â§ 15.2-953 to carry out the functions of such land entity. The bill provides that land bank entities may acquire real property within participating localities or receive transfers and conveyances from the participating localities. Land bank entities are authorized to receive funding through grants and loans from participating localities, the Commonwealth, the federal government, and other public and private sources. In addition, the bill authorizes a locality to deem paid in full all accumulated taxes, penalties, interest, and other costs on any tax-delinquent property in exchange for conveyance of the property by the owner to a land bank entity. The bill also authorizes a participating locality to remit to the land bank entity up to 50 percent of the real property taxes collected on real property conveyed by a land bank entity for up to 10 years after the conveyance. This bill is a recommendation of the Virginia Housing Commission.</p>		
SB 426 - Vogel (27) Virginia Community Impact Authority and Fund; created, report.	1/12/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Monitor] (16100552D)</p> <p>Summary: Virginia Community Impact Authority and Fund. Establishes the Virginia Community Impact Authority with the authority to (i) provide grants, investments, and loans to support job training programs, health care delivery systems, and affordable housing programs and initiatives; (ii) provide start-up capital and loans to assist private enterprises; (iii) provide grants to local community impact funds; (iv) support clean and energy-efficient programs and initiatives; and (v) support other initiatives that are determined by the Authority to have a meaningful community impact. The grants, investments, and loans are to be made from the Virginia Community Impact Fund, established by the bill, which is to be funded by allocation of one percent of the total consideration paid by state public bodies in state procurement contracts valued at more than \$300,000.</p>		
SB 542 - Obenshain (26) Delinquent sewer charges; lien on property, unlimited time.	1/13/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Monitor] (16102424D)</p> <p>Summary: Delinquent sewer charges; lien; unlimited time. Allows a sewer authority that provides only sewer service to place a lien on the property receiving the service in the amount of any number of months of delinquent charges. Current law allows the placement of liens in the amount of up to three months of delinquent water and sewer charges.</p>		

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Bills	General Assembly Actions	Date of BOS Position
SB 543 - Obenshain (26) Inverse condemnation proceeding; reimbursement of owner's costs.	1/13/2016 Senate: Referred to Committee for Courts of Justice	[1/29/2016]
<p>[Monitor] (16102426D) Summary: Directs the court to reimburse a plaintiff for the costs of an inverse condemnation proceeding for "damaging" property if a judgment is entered for the plaintiff. Under current law, the court is directed to award costs only for the "taking" of property. The change made in this bill corresponds with the language of amendments to Article 1, Section 11 of the Constitution of Virginia, which became effective on January 1, 2013</p>		
SB 547 - Edwards (21) Water and sewer service; certain liens for delinquent charges.	1/13/2016 Senate: Referred to Committee on Local Government	[1/29/2016]
<p>[Monitor] (16103511D) Summary: Water and sewer service provided by locality. Provides that certain liens for the unpaid fees and charges of a lessee or tenant shall be placed only if the owner of the property has agreed in writing at the time service is initiated to be responsible for such unpaid fees and charges.</p>		
SB 575 - Ruff, Jr. (61) Comprehensive community colleges; noncredit workforce credentials.	1/13/2016 Senate: Referred to Committee on Education and Health	[1/29/2016]
<p>[Monitor] (16102555D) - Monitor legislation; support associated funding in Governor's budget. See also HB 792 (James) and HB 1206 (Greason). Summary: Comprehensive community colleges; noncredit workforce credentials; Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Act. Establishes the Virginia Pathway to the Middle Class: Noncredit Workforce Credentials Program (Program), to be administered by the Virginia Community College System (System). The bill requires the System to approve (i) a plan and funding formula to support capacity building for and development and expansion of noncredit workforce credential programs at comprehensive community colleges that prepare students for in-demand noncredit workforce credentials that are aligned with the knowledge and skill sets that are required for the available occupations in each region, (ii) a plan for providing financial incentives to comprehensive community colleges that demonstrate exceptional performance or improvement in the development and expansion of such noncredit workforce credential programs, and (iii) a plan and timeline for assessing the impact of a pilot set of noncredit workforce credentials on short-term and long-term job attainment and wages. The bill requires the System to submit a report to the General Assembly and the Virginia Board of Workforce Development no later than January 1 of each year with certain data from the previous fiscal year on noncredit workforce credential attainment by students at comprehensive community colleges.</p>		
SB 576 - Ruff, Jr. (61) Community College Workforce Training Grant Program; established, Fund created.	1/13/2016 Senate: Referred to Committee on Education and Health	[1/29/2016]

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Bills	General Assembly Actions	Date of BOS Position
<p>[Monitor] (16103188D) - Monitor legislation; support associated funding in Governor's budget. Summary: Community colleges; workforce training. Establishes the Community College Workforce Training Grant Program to provide a \$1,000 incentive payment to a community college for each student who (i) has successfully completed a noncredit workforce training program at the community college and (ii) subsequently obtains an industry-recognized certification or license in a high employer demand field in the region served by the community college, with such fields to be identified by the State Board for Community Colleges.</p>		
<p>SB 629 - Stanley, Jr. (20) Camping; special use permit.</p>	<p>1/15/2016 Senate: Referred to Committee on Local Government 1/26/2016 Senate: Reported from Local Government (12-Y 1-N)</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16103257D) Summary: Special use permit; camping in tent or recreational vehicle. Prohibits any locality from barring or requiring a special use permit for camping by a landowner and his family or nonpaying guests in a tent or recreational vehicle on the landowner's property for a total of no more than two months per year.</p>		
<p>SB 710 - Ebbin (30) Composition of the Washington Metropolitan Area Transit Authority Compact of 1966.</p>	<p>1/21/2016 Senate: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16104585D) - See also HB 1278 (Levine). Summary: Appointing authority for Board of Directors of Washington Metropolitan Area Transit Authority. Changes from the U.S. Administrator of General Services to the Secretary of the U.S. Department of Transportation the appointing authority for the two federal members of the Board of Directors of the Authority and their alternates. The change is made in the WMATA Compact found in Title 33.2 of the Code of Virginia in order to conform with federal law. The bill contains an emergency clause.</p>		
<p>SJ 84 - Surovell (36) Public transportation services; DRPT to evaluate study necessary to identify, etc.</p>	<p>1/13/2016 Senate: Referred to Committee on Rules</p>	<p>[1/29/2016]</p>
<p>[Monitor] (16102006D) Summary: Study; Department of Rail and Public Transportation; improved transportation services; report. Requests that the Department of Rail and Public Transportation (the Department) evaluate the level of study necessary to identify and advance potential public transportation services from the Franconia-Springfield Metro Station to Marine Corps Base Quantico in Prince William and Stafford Counties, including the feasibility of extending the Blue Line and other multimodal options such as bus rapid transit along Interstate 95 and U.S. Route 1. Following the evaluation, the Department shall proceed to the recommended level of study for improved public transportation services along the U.S. Route 1 corridor. The Department shall report on its findings and recommendations on the first day of the 2017 and 2018 Regular Sessions of the General Assembly.</p>		

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**BUDGET PROPOSALS FOR FY 2016 - FY 2018 DURING THE 2016
GENERAL ASSEMBLY SESSION
as of January 21, 2016**

Estimated Impact to Fairfax County - Increase Over Prior Fiscal Year

Direct County Impact	Governor	
	FY 2017	FY 2018
HB 599 Law Enforcement Funding	\$0.9	\$0.0
Address Salary Compression for Sheriff's Employees	\$0.3	\$0.3
2% Salary Increase for Constitutional Officers	\$0.0	\$0.4
TOTAL DIRECT COUNTY IMPACT	\$1.2	\$0.7
TOTAL OVER THE BIENNIUM	\$1.9	

Impact to the Fairfax County Public Schools (FCPS)
Proposed Budget

Governor McAuliffe's Budget: Based on FCPS' Proposed Budget, Governor McAuliffe's Budget includes \$6.1 million more in state aid than FCPS projected. (FCPS had projected no increase in state funding.)

**BUDGET PROPOSALS FOR FY 2016 - FY 2018 DURING THE 2016 GENERAL ASSEMBLY SESSION
as of January 21, 2016**

Budget Bill Item #	Issue	Fairfax County Impact
Compensation Board		
State-Supported Employee Compensation		
69	<u>Sheriffs</u> Governor McAuliffe's Budget: Provides \$3.6 million in FY 2017 and \$8.7 million in FY 2018 to address salary compression for sheriff's employees.	Results in additional salary reimbursement for Fairfax County of approximately \$290,000 in FY 2017 and \$580,000 in FY 2018.
475	<u>All Constitutional Officers</u> Governor McAuliffe's Budget: Provides 2% salary increase for all constitutional officers and employees effective August 1, 2017, contingent on a stable revenue forecast in FY 2018.	
67 of Caboose	<u>Inmate Per Diem Funding</u> Governor McAuliffe's Budget: Includes \$11.3 million in FY 2016 to address the increased cost of housing inmates. However, no additional funding was recommended for the projected growth in FY 2017 and FY 2018.	
Public Safety		
400	<u>State Aid to Localities with Police Departments (HB 599)</u> Governor McAuliffe's Budget: Provides \$6.7 million in FY 2017 and \$6.7 million in FY 2018. HB 599 has remained flat in recent years despite the statutory policy of growing payments at the rate of GF revenue growth.	Results in an increase of \$920,000 for Fairfax County in FY 2017 with level funding for FY 2018.
Central Appropriations		
468 of Caboose	<u>Reimbursement of Presidential Primary Expenses</u> Governor McAuliffe's Budget: Includes \$3.8 million in FY 2016 for reimbursement of presidential primary expenses.	The Office of Elections estimates that the County's cost for this year's presidential primary will be between \$650,000 to \$750,000. This proposal results in a reimbursement in the amount of \$400,000 in FY 2016.
Other Items of Interest		
301 of Caboose	<u>Water Quality Improvement Fund</u> Governor McAuliffe's Budget: Provides \$61.7 million of the FY 2015 surplus for the mandatory Water Quality Improvement Fund deposit.	TBD
	<u>Department of Justice Settlement Agreement Costs</u> Governor McAuliffe's Budget: Includes a total of \$14.6 million for facility closure costs and savings resulting from compliance with the Department of Justice settlement agreement. Reflects the estimated impact of closing the Northern Virginia Training Center in March 2016.	TBD

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**BUDGET PROPOSALS FOR FY 2016 - FY 2018 DURING THE 2016 GENERAL ASSEMBLY SESSION
as of January 21, 2016**

Budget Bill Item #	Issue	Fairfax County Impact
Human Services		
Housing		
108	Governor McAuliffe's Budget: Adds \$6 million GF in each year of the biennium to the Virginia Housing Trust Fund. Language is included to place priority on addressing homelessness among youth and families.	Support for increased appropriations to the Trust Fund is included in the County's Human Services Issue Paper.
Pre-K		
138	Governor McAuliffe's Budget: Provides \$3 million GF over the biennium to provide grants to incentivize local solutions for public-private delivery of pre-K services to at-risk children.	TBD.
Virginia Preschool Initiative		
139	Governor McAuliffe's Budget: Adds language on eligibility criteria to permit up to 15 percent of a division's slots to be filled based on locally-established eligibility criteria.	Likely positive. Changes to eligibility criteria included in budget language passed in 2015 would have limited the participation of some County children in VPI; this proposal provides some flexibility to meet local needs.
Medicaid Expansion		
306; 477	Governor McAuliffe's Budget: Directs DMAS to implement coverage for newly-eligible individuals under the Affordable Care Act by July 1, 2016, or as soon as feasible thereafter. To provide the state's share of the costs, DMAS is provided the authority to require payment of an assessment on private acute care hospitals; DMAS is to work with stakeholders to develop an assessment methodology; the assessment is not to exceed 3 percent of a hospital's annual net patient revenue.	Support for the expansion of Medicaid as envisioned by the Affordable Care Act is included in the County's Legislative Program.
Medicaid Waivers		
306; 313	Governor McAuliffe's Budget: Funds the implementation of three redesigned Medicaid waivers, including a 5.4 percent average rate increase. Also funds 16 new positions in the Department of Behavioral Health and Developmental Services (DBHDS) to work with Community Service Boards to assist in the transition of individuals into the new system.	TBD; full funding of this initiative will be critical to ensure that an appropriate level of services continues for individuals who are presently receiving those services in the community.
306	Governor McAuliffe's Budget: Provides funding for enhancements necessary to meet federal requirements to allow the state to apply for a waiver to expand substance abuse disorder treatment coverage.	TBD; likely positive. The Board supported the Commonwealth's efforts to redesign its substance use disorder treatment package in a letter to DMAS in fall 2015.
306	Governor McAuliffe's Budget: Provides funding to increase rates for personal care, respite care, and companion care by two percent in the EDCD and ID/DD waivers.	TBD; likely positive.
306	Governor McAuliffe's Budget: Provides authority for DMAS to limit overtime hours for attendants providing care under the Medicaid waivers' consumer-directed service option. This action is taken in response to federal regulations.	TBD
Early Intervention/Part C		
315	Governor McAuliffe's Budget: Provides \$1.7 million GF in FY 2017 and \$2.5 million GF in FY 2018 to address anticipated caseload growth in the Early Intervention/Part C program.	Likely positive; support for Early Intervention/Part C is included in the County's Human Services Issue Paper.

**BUDGET PROPOSALS FOR FY 2016 - FY 2018 DURING THE 2016 GENERAL ASSEMBLY SESSION
as of January 21, 2016**

Budget Bill Item #	Issue	Fairfax County Impact
	<u>Behavioral Health</u>	
315	Governor McAuliffe's Budget: Provides \$4.3 million GF in FY 2017 and \$5.3 million GF in FY 2018 for crisis stabilization services. This appropriation includes funding for two eight-bed therapeutic homes, in addition to funds for mobile crisis services, respite services for children; crisis coordinators in each region; and crisis specialists in mental health facilities to reduce unnecessary institutionalization.	TBD
315	Governor McAuliffe's Budget: Provides \$5.6 million over the biennium to expand rental assistance programs for individuals with ID/DD and \$800,000 over the biennium to provide ongoing support for the Rental Choice VA program, which offers assistance with housing costs to individuals with intellectual and developmental disabilities who are currently living in institutional or congregate residential settings to enable them to live more independently in safe, affordable housing in the community.	TBD
	<u>Northern Virginia Training Center (NVTC)</u>	
306	Governor McAuliffe's Budget: Adds a total of 855 new waiver slots to the ID and DD waiver programs over the biennium, as mandated by the DOJ settlement agreement; this total includes 180 slots for individuals transitioning out of facilities (90 each year).	TBD; likely positive.
306	Governor McAuliffe's Budget: Funds 100 reserve slots in the ID, DD, and Day Support waivers; among other purposes, reserve slots may be used for individuals transitioning from an Intermediate Care Facility or nursing facility to the community in compliance with the DOJ settlement.	TBD
313	Governor McAuliffe's Budget: Funds 19 positions in the Department of Behavioral Health and Developmental Services (DBHDS) to support DOJ settlement compliance.	TBD
314	Governor McAuliffe's Budget: Funds five additional positions in the Individual and Family Supports Program to link individuals on the ID/DD waitlists with available services and supports, pursuant to the Independent Reviewer's interpretation of the DOJ settlement.	TBD
314	Governor McAuliffe's Budget: Provides \$500,000 GF per year to transition individuals into the community who are not eligible for Medicaid.	TBD
315	Governor McAuliffe's Budget: Provides \$1.1 million GF over the biennium to support individuals leaving the training center. The funding will support needs that are not covered by Medicaid, including assistive technology, home and vehicle modifications, and specialized durable medical equipment.	TBD
333	Governor McAuliffe's Budget: Provides \$1.5 million GF over the biennium for publicly-appointed guardians for individuals with intellectual disabilities who have been determined to be incapacitated. Funding is intended to support individuals who are residing in training centers but do not have an assigned guardian; in order to move an individual from a training center, he/she must have an assigned decision maker.	TBD
	<u>Mental Health</u>	
315	Governor McAuliffe's Budget: Provides \$1.2 million over the biennium for post-booking diversion pilot programs for persons with mental illness.	TBD
315	Governor McAuliffe's Budget: Provides \$4.5 million over the biennium for services for the mentally ill, including discharge assistance planning funds to assist in placements from state hospitals to the community, and one position to monitor, evaluate, and prioritize individuals waiting for transfer to a state facility from local jails.	TBD
393	Governor McAuliffe's Budget: Provides \$4.4 million GF over the biennium for mental health services for offenders on probation or parole, and cognitive programming in pilot local or regional jails for offenders who will be released from jail to probation supervision.	TBD
398	Governor McAuliffe's Budget: Provides \$5 million over the biennium for pilot programs in local and regional jails for inmates with mental illness.	TBD

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**BUDGET PROPOSALS FOR FY 2016 - FY 2018 DURING THE 2016 GENERAL ASSEMBLY SESSION
as of January 21, 2016**

Budget Bill Item #	Issue	Fairfax County Impact
	<u>Foster Care/Adoption Assistance</u>	
285; 346	Governor McAuliffe's Budget: Includes support for the Fostering Futures Initiative, which implements a provision in the federal Fostering Connections Act that permits an extension to age 21 of foster care supports and services to youth who turn 18 in foster care. The Governor's budget removes \$512,000 GF in FY 2017 and \$1.5 million GF in FY 2018 from the Children's Services Act and includes \$1 million GF/\$1 million NGF in FY 2017 and \$3 million GF/\$2.9 million NGF in FY 2018 in the Department of Social Services appropriation.	Positive; support for this initiative is included in the County's Human Services Issue Paper.
285; 346	Governor McAuliffe's Budget: Includes \$428,000 GF each year of the biennium in CSA for a two percent increase for non-IV-E foster care payments. Also includes \$826,000 GF/\$586,000 NGF each year of the biennium for VDSS to increase foster care and adoption rates by two percent.	TBD; positive.
	<u>Local Eligibility Workers</u>	
343	Governor McAuliffe's Budget: Provides \$1.4 million GF/\$4 million NGF in FY 2017 and \$2.2 million GF/\$6.4 million NGF in FY 2018 to provide additional resources for local workers to handle a portion of the increased volume of applications associated with an expansion of Medicaid.	TBD; likely positive.
	<u>Healthy Families</u>	
348	Governor McAuliffe's Budget: Increases funding for programs following the Healthy Families America home visiting model by \$6.75 million NGF (TANF funds) in each year of the biennium.	TBD; likely positive.

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**BUDGET PROPOSALS FOR FY 2016 - FY 2018 DURING THE 2016 GENERAL ASSEMBLY SESSION
as of January 21, 2016**

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Public Education	Fairfax County Public Schools Impact
<p>Direct Aid to Public Education</p> <p>Recalculation of Local Composite Index for 2016-2018</p> <p>Governor McAuliffe's Budget: The Local Composite Index (LCI) is calculated every two years for the state's biennium budget. Counties and cities with a lower composite index receive more state funding, while those with a higher index receive less funding. The recalculation of the LCI results in additional state funding of \$25.2 million in the first year and \$25.3 million in the second year (this funding benefits localities with declining LCIs).</p>	<p>FCPS composite index went up from 0.6804 to 0.6844 for the new biennium.</p>
<p>Update Costs of the Standards of Quality (SOQ), Sales Tax and Basic Aid</p> <p>Governor McAuliffe's Budget: Provides \$183.2 million in FY 2017 and \$214.9 million in FY 2018 to fully fund the biennial rebenchmarking of K-12 SOQ costs. These increases do not reflect changes in policy but adjust the cost of continuing current programs with the required data revisions.</p> <p>Updates Sales Tax revenue projections, increasing state funding by \$31.3 million in FY 2017 and \$53.3 million in FY 2018.</p>	<p>TBD</p>
<p>Update Lottery Proceeds</p> <p>Governor McAuliffe's Budget: Total Lottery proceeds are projected to increase by \$9.6 million to \$541.2 million in each year of the biennium.</p>	<p>TBD</p>
<p>Salary Increase in FY 2018</p> <p>Governor McAuliffe's Budget: Provides \$83.3 million in FY 2018 for the state's share of 2% salary increase for instructional and support positions, effective July 10, 2017. This is contingent on a stable revenue forecast in FY 2018.</p>	<p>Impact is in FY 2018. Based on VDOE Superintendent's Memo, funding of \$7.6 million is included for the state share in FY 2018 for FCPS.</p>
<p>Virginia Retirement System (VRS) Contributions</p> <p>Governor McAuliffe's Budget: Increases state funding for fringe benefit rates by \$15.9 million in FY 2017 and \$71.0 million in FY 2018 based on: 1) VRS contribution rate of 14.66% for FY 2017 (up from 14.06% in FY 2016) and 16.32% in FY 2018; 2) retiree health care credit rate of 1.11% in FY 2017 and 1.23% in FY 2018; 3) employer rate for group life of 0.47% in FY 2017 and 0.52% in FY 2018.</p> <p>The rates are based on 90% of VRS actuarial rates in FY 2017 and 100% in FY 2018.</p>	<p>Impact is in FY 2018. The acceleration from FY 2019 to FY 2018 to 100% of the actuarial rate for VRS in FY 2018 will increase the employer rate for VRS, increasing FCPS expenditures.</p>
<p>Full Restoration of Cost-of-Competing (COCA)</p> <p>Governor McAuliffe's Budget: Provides \$40.6 million in FY 2018 to fully restore the cost-of-competing funding for support staff in Northern Virginia.</p>	<p>Impact is in FY 2018. Though FCPS would have to provide information about how much of that COCA funding would likely go to FCPS, in the past the County has received approximately 35 percent of the region's COCA funding (about \$14 million).</p>
<p>At-Risk Program</p> <p>Governor McAuliffe's Budget: Provides \$24.8 million in FY 2017 and \$24.9 million in FY 2018 to enhance funding for the At-Risk program, which provides funding to support the additional costs of educating at-risk students.</p>	<p>TBD</p>
<p>Additional Instructional Positions</p> <p>Governor McAuliffe's Budget: Provides \$42.7 million in FY 2017 and \$96.4 million in FY 2018 for the state's share of funding nearly 2,500 new teachers statewide. Maintenance of effort is required and funding cannot be used to support existing or central office positions.</p>	<p>Based on VDOE Superintendent's Memo, funding of \$3.0 million in FY 2017 and \$5.4 million in FY 2018 is included for FCPS. No local match is required for this program.</p>

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Impact to the Fairfax County Public Schools (FCPS) FY 2017 Proposed Budget
<p>Governor McAuliffe's Budget: Based on FCPS' FY 2017 Proposed Budget, Governor McAuliffe's Budget includes \$6.1 million more in state aid than FCPS projected. (FCPS had projected no increase in state funding.)</p>

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Budget Proposals for the 2014 - 2016 Biennium Caboose - Transportation

Budget Item #	Issue	Fairfax County Impact
	HB 2313 Regional Implementation	
447	Governor's Budget: includes the regional funds provided for in HB 2313, including \$614.2 million for distribution of Northern Virginia Transportation Authority Fund Revenues over the biennium, which is \$17.8 million more than originally projected.	Over the biennium, Fairfax County should receive approximately \$92 million to allocate for local projects approved by the Board of Supervisors, minus the respective shares provided to Vienna and Herndon (30% funding returned to localities). NVTA will allocate approximately \$430 million, of which approximately \$215 million should benefit the County (70% funding retained by NVTA). Fairfax County should benefit from approximately \$8.9 million of the increase.
	I-95 Transit/Transportation Demand Management (TDM)	
439	Governor's Budget: retains language directing the allocation of funding from the Mass Transit Fund to implement transit and transportation demand management improvements identified in the I-95 corridor, including direct transit capital and operating costs and TDM activities.	Fairfax County has worked with the Commonwealth to fund the purchase and operations of five buses on this corridor.
	Highway Maintenance and Construction	
444	Governor's Budget: increases overall funding for Highway System Acquisition and Construction by \$337 million for the biennium. Within that account, dedicated and statewide construction increases by \$41.7 million; interstate construction increases by \$57.9 million, primary construction increases by \$178.2 million, secondary construction increases by \$30.1 million, and urban construction increases by \$27.9 million.	Many of these funds are expected to be subject to the new HB 2 prioritization process, so the impact to Fairfax County is currently unclear.
445	Governor's Budget: increases funding for Highway System Maintenance and Operations by \$15.8 million for the biennium; with a \$40.6 million increase for Interstates, an \$85.4 million increase for primaries, a \$81.8 million decrease for secondaries, and a \$27.3 million decrease for Transportation Operations Services.	Using historical estimates, an estimated additional \$2.7 million may be available for maintenance within Northern Virginia.

Budget Proposals for the 2016-2018 Biennium - Transportation

Budget Item #	Issue	Fairfax County Impact
	HB 2313 Regional Implementation	
277	Governor's Budget: retains language authorizing the Department of Taxation to request and receive a treasury loan to fund the necessary start-up costs associated with the regional taxes imposed by HB 2313. The treasury loan will be repaid by the tax revenues. Additionally, the Department is authorized to retain sufficient revenues to recover its costs incurred administering these taxes.	Funds retained by Taxation could be used, instead, on regional projects. As Fairfax County is expected to benefit from approximately half of the Northern Virginia regional funds, approximately half of the NVTA funds retained by Taxation could be allocated to projects within the County. As such, Taxation should ensure that their expenses are reasonable. Between October 2013 and January 2015, \$933,627 was retained by Taxation. No funds have been retained since that time.

**Budget
Item #**

	Issue	Fairfax County Impact
456	<p>Governor's Budget: includes the regional funds provided for in HB 2313, including \$672.8 million for distribution of Northern Virginia Transportation Authority Fund Revenues over the biennium, which is an additional \$58.6 million increase from the FY2016 budget.</p>	<p>Over the biennium, Fairfax County should receive approximately \$100 million to allocate for local projects approved by the Board of Supervisors, minus the respective shares provided to Vienna and Herndon (30% funding returned to localities). NVTA will allocate approximately \$470 million, of which approximately \$235 million should benefit the County (70% funding retained by NVTA). Fairfax County should benefit from approximately \$29 million of the increase.</p>
	<p>Local Project Funding Governor's Budget: removes language directing the Secretary of Transportation to report to the General Assembly by December 1, 2014, on methods to provide assistance for local transportation projects. The recommendations must consider geographic equity, as well as the needs of local governments, transit agencies, and metropolitan planning organizations.</p>	<p>To date, the report has not been released. It is currently unclear how the changes to roadway funding formulas provided for in HB 1887 (2015) will affect this issue.</p>
438	<p>Dulles Airport Funding Governor's Budget: includes language providing \$50 million for the Metropolitan Washington Airports Authority to reduce the passenger cost per enplanement at Dulles International Airport to help attract and retain air carriers. The funding will be provided from the Highway Maintenance and Operations Fund, which is expected to increase by \$255 million over the biennium.</p> <p>Governor's Budget: removes language requiring sound walls to be constructed along residential property from the beginning of the Dulles Toll Road to I-66.</p> <p>Governor's Budget: removes language prohibiting the state from providing an incentive in their scoring favoring entities entering into project labor agreements.</p>	<p>The County may not directly benefit from these funds, but the funds could help improve the competitiveness of Dulles, which is consistent with the Board's Federal Legislative Strategy.</p> <p>The implementation of this project is underway.</p> <p>Since Dulles Rail Phase II is under contract, the removal of this language has no impact on the project. Existing statutory language addresses this issue.</p>
448	<p>Mass Transit Funding Governor's Budget: increases funding for Financial Assistance for Public Transportation for FY 2016 biennium by \$49.6 million, with \$8 million more available for Operating Assistance and \$6.5 million more available for Capital Assistance.</p>	<p>Fairfax County will receive approximately the same amount of funds received in years past, for funds allocated through the old formula. Any new funds, allocated through the formula created by SB 1140 (2013), will be based on performance metrics and the proposed capital programs for the County and its transit systems. As a result, it is unclear what portion of the increase will be ultimately allocated to Fairfax County.</p>
448	<p>Vanpool Service Expansion Governor's Budget: provides \$3.9 million for the expansion of vanpool service.</p>	<p>This may help to create additional vanpools in Fairfax County.</p>

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Budget Item #	Issue	Fairfax County Impact
448	<p>Washington Metropolitan Area Transit Authority (WMATA)</p> <p>Governor's Budget: retains language requiring WMATA to submit quarterly reports to the Department of Rail and Public Transportation Director, the Chairs of the House and Senate Transportation Committees, and the Chairs of the House Appropriations and Senate Finance Committees on actions taken to address recommendations of the USDOT's 2014 Systems Review. The language also requires WMATA to provide a copy of the audited financial statements and plans to remedy any deficiencies.</p>	<p>WMATA continues to provide the reports, as required.</p>
	<p>Air Quality Monitoring - 95 HOT Lane NB Terminus</p> <p>Governor's Budget: no longer includes language dedicating funding for air quality monitoring at the I-395 express lanes terminus.</p>	<p>There is no fiscal impact to the County. The previous provision may have been associated with the air quality monitoring requested by the Overlook neighborhood in Fairfax County. This may no longer be needed now that the Express Lanes are open.</p>
1	<p>Highway Maintenance and Construction</p> <p>Governor's Budget: funds previously provided to primary, secondary, and urban construction formulas prior to FY 2010 that are not committed and expected to be expended by January 1, 2018, may be consolidated to fund and advance priority projects within the respective district or locality. If any funds remain, the funds will be deallocated and transferred to the State of Good Repair (SOGR) unless such funds are allocated to a fully funded and active project.</p>	<p>Since there have been no new secondary road funds since 2010, funds the County received through that program have already been allocated to projects. The only funds that may be at risk are approximately \$300,000 in unpaved road funds, which is not sufficient to complete a paving project on the few unpaved roads in the County.</p>
453	<p>Governor's Budget: increases Highway Construction Programs overall funding by \$64.5 million above the FY 2016 budget. Within that account, \$20.2 million is provided for State of Good Repair; \$150.9 for the High Priority Projects Program; \$150.9 million for the Construction District Grant Programs; \$2.1 billion for Specialized State and Federal Programs; and \$1.3 billion is available for Legacy Construction Formula Programs. Of the Specialized State and Federal Programs: \$180 million is for the Regional Surface Transportation Program (RSTP); \$106 million is for the Highway Safety Improvement Program (HSIP); \$131.6 million is for the Congestion Mitigation and Air Quality (CMAQ) Program; \$250 million is for Revenue Sharing; \$37.7 million is for the Transportation Alternatives Program (TAP); \$6.9 million is for the Virginia Transportation Infrastructure Bank; and \$3.5 million is for the Transportation Partnership Opportunity Fund.</p> <p>Governor's Budget: includes language noting that the proceeds from the lease or sale of surplus and residue property will be applied to the State of Good Repair Program. The proceeds were previously directed to the system and locality where the property was located.</p> <p>Governor's Budget: provides \$31.1 million in funds remaining from Transportation Partnership Opportunity Fund (TPOF) funds authorized in the 2007-2008 budget to road improvements at military installations and improvements at interstate rest areas.</p>	<p>Many of these funds are subject to the new HB 1887 formula and HB 2 prioritization process, so the impact to Fairfax County is currently unclear. However, the decrease in Revenue Sharing funding (it received approximately \$185 million in FY 2016) could be detrimental to the County, which regularly applies for, and receives, the \$10 million maximum award. RSTP, HSIP, CMAQ, and TAP funds are similar to what was allocated in previous years.</p> <p>Impacts to the County are currently being researched.</p> <p>Depending on how the funding is allocated, the County may benefit from this transfer. However, the impact is currently unclear.</p>

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Item #

Issue	Fairfax County Impact
<p>Governor's Budget: states that the State of Good Repair (SOGR) funding will not be subject to the distribution requirements set forth in HB 1887 (2015). Additionally, before the funds are provided to state of good repair projects, \$12 million will be provided for improvements to interstate rest areas.</p>	<p>Impacts to the County are currently unknown, as decisions will be made by the CTB. However, Northern Virginia was expected to receive approximately 10.6% of SOGR funds (approximately \$2.1 million). Additionally, there are currently only 2 rest areas in Northern Virginia, neither of which is in Fairfax County.</p>
<p>454 Governor's Budget: excluding the \$50 million provided to Dulles International Airport, increases funding for Highway System Maintenance and Operations by \$205.2 million for the biennium from the FY2016 budget; with \$46 million more for Interstates, \$122.2 million more for primaries, and \$50.4 million more for secondaries, and \$17.4 million more for Transportation Operations Services.</p>	<p>Using historical estimates, an estimated additional \$34.9 million may be available for maintenance within Northern Virginia.</p>

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Key House and Senate Member Budget Amendments for Fairfax County 2016 General Assembly

Support

Cost of Competing Adjustment for Support Positions

House: Item 139 #7h (Bell, J.)

Provides \$32.8 million the first year and also adds an additional \$40.6 million the second year to the proposed \$40.6 million in the introduced budget for a Cost of Competing Adjustment (COCA) supplement for SOQ-funded support positions.

House: Item 139 #20h (Albo)

Senate: Item 139 #5s (Howell)/#25s (Black)

Provides funding in the first year for the state's share of costs for COCA for SOQ-funded support positions. The entire Fairfax County delegation signed on as co-patrons for the amendments sponsored by Delegate Albo and Senator Howell.

School Funding Formula

House: Item 139 #2h (Carr)

Provides \$69.3 million the first year and \$71.6 million the second year from the General Fund to increase the number of assistant principals such that the funding ratio is 1 assistant principal per 400 students in membership. *(Amendment requested by VACo/VML.)*

House: Item 139 #8h (Kory)

Senate: Item 139 #26s (Favola)

Provides \$15.4 million the first year and \$16.5 million the second year from the General Fund to increase the number of English-as-a-Second Language (ESL) teachers funded from 17 to 22 per 1,000 ESL students. These ESL teachers are in addition to the teachers already funded through the Basic Aid formula.

Senate: Item 139 #6s (Howell)/#14s (Vogel)

Increases the state appropriation for English as a Second Language students by \$10 million in each year of the biennium to recognize the additional personnel and finance resources required in order for ESL students to pass Standards of Learning tests. *(Amendments requested by VACo/VML.)*

House: Item 139 #17h (Hester)

Provides \$156 million each year from the General Fund to provide a new SOQ funding formula ratio for teacher aides of 15 aides per 1,000 students, with an average salary of \$17,108 per aide. *(Amendment requested by VACo/VML.)*

House: Item 139 #19h (Plum)

Provides \$40 million each year from the General Fund to fund a proposed Standards of Quality (SOQ) funding formula change which would exclude the use of zeroes in the linear weighted average calculation of the support non-personal costs for the purpose of calculating prevailing costs included in the SOQ. The state made this technical change to the formula several years ago, which has the effect of lowering what the state pays for K-12. *(Amendment requested by VACo/VML.)*

Study of School Funding

House: Item 33 #3h (Watts)

Directs JLARC to examine and conduct an update of its 2002 Review of Elementary and Secondary School Funding. The study shall identify and evaluate opportunities to improve the efficiency and effectiveness of public education in the Commonwealth, and make recommendations to such effect. JLARC shall complete its study and submit a final report by December 15, 2016.

Senate: Item 1 #7s (Locke)

Establishes a two-year joint legislative subcommittee on Standards of Quality funding. The goals and objectives of the Joint Subcommittee will be to consider increasing accountability, flexibility, innovation, financial stability, and clarification of the state's role and policy relating to providing high-quality educational opportunities for all of Virginia's children. As part of its work, the joint Subcommittee shall focus on how other states pay for public education, specifically those states using a foundation program with add-ons for English as a Second Language, special education, economically-disadvantaged at-risk children, and gifted children. The Subcommittee shall also focus on the respective funding responsibilities of state and local governments to pay for public education.

Judgeships

House: Item 42 #1h (Sickles)

Senate: Item 42 #1s (Surovell)/#3s (Howell)/#7s (Petersen)

Expresses the intent of the General Assembly to fund an additional position for the 19th Circuit Court. Currently, the Code of Virginia authorizes 15 judges for this Circuit, but only 14 are currently funded.

House: Item 44 #1h (Hugo)/#2h (Sickles)

Senate: Item 44 #1s (Howell)/#2s (Petersen)/#3s (Surovell)

Expresses the intent of the General Assembly to fund an additional position for the 19th District Juvenile and Domestic Relations Court. Currently, the Code of Virginia authorizes 15 judges for this Circuit, but only 14 are currently funded.

Jail Per Diems

House: Item 70 #1h (Lingamfelter)

Provides for the total estimated cost to the General Fund of per diem payments to local and regional jails in both years of the biennium.

Senate: Item 70 #1s (Barker)

Provides \$11.3 million in the first year from the General Fund for the state's share of local and state responsible inmates.

State Support for Locally-Administered Health Departments

Senate: Item 295 #1s (Howell)

Restores funding in each year of the biennium for the only two locally-administered health departments (Fairfax County and Arlington County). In FY 2016, funding for these health departments was reduced as part of savings strategies in the Governor's budget. This funding would restore those reductions.

Senate: Item 290 #1s (Howell) (FY 2016 "caboose" budget)

Restores funding in FY 2016 for Fairfax County and Arlington County health departments.

Comprehensive Services Act

House: Item 285 #1h (Peace)/#4h (Hester)

Senate: Item 285 #1s (Vogel)/#4s (Locke)/#5s (Favola)

Provides \$1.1 million each year from the General Fund for local administrative costs of providing oversight, accountability and administration for the Children's Services Act (CSA). Local administrative duties include implementing the mandatory assessment tool and process, developing service plans for children, managing expenditures, collecting input and outcome data by child, negotiating rates and contracts with vendors, and maximizing the use of federal funds. *(Amendments requested by VACo/VML.)*

House: Item 285 #2h (Peace)

Senate: Item 285 #2s (Vogel)/#6s (Hanger)/#7s (Favola)

Provides \$10.7 million each year from the General Fund to fund the educational costs for students placed in psychiatric or residential treatment facilities for non-educational reasons. *(Amendments requested by VACo/VML.)*

House: Item 285 #3h (Heretick)

Senate: Item 285 #3s (Barker)

Provides \$28.5 million each year from the General Fund to remove the local match required in the Children's Services Act program for children placed in residential treatment centers and for certain foster care case management costs. Currently, localities are required to pay a portion of the non-federal Medicaid match for children eligible for Medicaid reimbursed services. *(Amendments requested by VACo/VML.)*

Northern Virginia Training Center

House: Item 312 #1h (Filler-Corn)

Senate: Item 312 #1s (Howell)/#2s (Favola)

Assures that the revenues from the sale of state training center properties are used only to facilitate transition of individuals with intellectual disabilities from state training centers to community-based services, and to serve the transitional or crisis-driven needs of others with intellectual and developmental disabilities (I/DD) using community-based services. The amendments will keep the funds in the region where a training center closed.

Temporary Assistance to Needy Families

House: Item 342 #1h (Krizek)

Senate: Item 342 #1s (Marsden)

Increases the cash benefit for the Temporary Assistance to Needy Families (TANF) program by 10 percent each year.

House: Item 342 #5h (Kory)

Directs Department of Social Services to annually review and adjust the Temporary Assistance to Needy Families (TANF) benefit payments to recipients by the percentage change in the Consumer Price Index.

Community Action Agencies

House: Item 348 #3h (Garrett)/#4h (Kilgore)

Senate: Item 348 #3s (Lucas)/#4s (Carrico)/#5s (Edwards)

Provides \$3 million each year in federal Temporary Assistance for Needy Families (TANF) block grant funds for Community Action Agencies.

Domestic Violence and Sexual Assault

House: Item 398 #6h (Peace)

Senate: Item 398 #7s (Howell)

Provides an additional \$4 million over the biennium to increase support for sexual assault crisis centers that provide services to victims of sexual violence.

House: Item 398 #12h (Peace)

Provides \$500,000 from the General Fund each year to local sexual and domestic violence agencies to match new federal funding made available through the Victims of Crime Act.

Stormwater

House: Item 370 #1h (Lopez)

Provides \$50 million each year to the Stormwater Local Assistance Fund administered by the Department of Environmental Quality.

House: Item 370 #2h (Lindsey)

Provides \$50 million in the first year to the Stormwater Local Assistance Fund administered by the Department of Environmental Quality. (*Amendment requested by VACo/VML.*)

House: Item C-47 #5h (Landes)

Senate: Item C-47 #12s (Hanger)

Provides \$100 million in bond proceeds over the biennium for the Stormwater Local Assistance Fund.

HB 599

House: Item 400 #1h (Lingamfelter)

Provides \$18.3 million GF in FY 2017 and \$36.6 million GF in FY 2018.

House: Item 400 #2h (Ingram)

Provides \$20 million GF in each year of the biennium.

Senate: Item 400 #1s (Wagner)

Provides \$36.6 million GF in each year of the biennium.

Virginia Railway Express

House: Item 436 #4h (Dudenhefer)

Senate: Item 436 #8s (Reeves)

Directs the CTB to review the long range plan and financial analysis of the Virginia Railway Express, and evaluate the impact of its services on the I-66, I-95 and I-395 corridors.

Revenue Sharing

House: Item 453 #6h (Knight)

Senate: Item 453 #16s (Wagner)

Directs VDOT to maintain the revenue sharing program at FY 2016 levels.

Elections Administration

Senate: Item 86 #7s (Vogel)

Provides \$7.1 million in FY 2018 from the General Fund to supplant federally-funded Help America Vote Act (HAVA) grant proceeds, which have been used to fund the agency's general operations, as recommended by the State Board of Elections and requested by the Department of Elections.

Oppose

I-66 Outside the Beltway

House: Item 436 #1h (Webert)

Senate: Item 436 #2s (Vogel)

Prohibits the use of any general or nongeneral transportation funds to convert any existing or new travel lanes of I-66 east of mile marker 40 (Haymarket/Route 15) to high occupancy toll (HOT) lanes.

House: Item 436 #2h (Webert)

Senate: Item 436 #5s (Vogel)

Prohibits the use of any general or nongeneral transportation funds to convert any existing or new travel lanes of I-66 east of mile marker 40 (Haymarket/Route 15) to high occupancy toll (HOT) lanes unless HOV and clean fuel vehicles are authorized to utilize the HOT lanes free of charge.

House: Item 4-5.03 #3h (Marshall, R.G.)

Prohibits the use of any state, federal or regional funds appropriated in the budget to facilitate the development of tolled lanes on I-66 from the Capital Beltway to Haymarket.

Dulles Airport

House: Item 438 #1h (Marshall, R.G.) and Item 453 #7h (Marshall, R.G.)

Eliminates the Governor's proposal to provide \$25 million each year from the Priority Transportation Fund to the Metropolitan Washington Airports Authority to reduce the per passenger enplanement costs at Dulles Airport, and redirects these funds to the expansion of I-66 eastbound from I-495 to the Route 29 exit in Arlington County.

Board Discussion (companion bills on agenda)

Blue Line Transit Study

House: Item 448 #1h (Torian)

Senate: Item 448 #2s (Surovell)

Directs the Department of Rail and Public Transportation to study the extension of transit service from the Franconia-Springfield Metro Station to Marine Corps Base Quantico in Prince William and Stafford Counties, including the feasibility of extending the Blue Line of the Metro Rail and other multimodal options (such as bus rapid transit), along I-95 and U.S. Route 1 and to report on its findings to the General Assembly transportation and money committees.

I-66 Inside the Beltway

House: Item 4-5.03 #1h (Marshall, R.G.)/#2h (LeMunyon)

Prohibits the use of any state, federal or regional funds appropriated in this Act to facilitate the development of tolled lanes on the existing lanes of I-66 inside the Capital Beltway. Tolling on newly constructed lanes would still be permissible.

Senate: Item 4-5.03 #1s (Wexton)

Prohibits the use of any state, federal or regional funds appropriated in this Act to facilitate the development of tolled lanes on the existing lanes of I-66 inside the Capital Beltway. Tolling on newly constructed lanes would still be permissible.