

## Current Status of City Package Bills January 13, 2014

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### **HB 7 Restoration of civil right to vote; person convicted of nonviolent felony, eligibility to register.**

*Patron:* Habeeb

*Summary as introduced:*

**Restoration of civil right to vote.** Provides for the automatic restoration of the civil right to be eligible to register to vote to persons convicted of nonviolent felonies (excepting felony drug and election fraud crimes) upon completion of sentence, including any term of probation or parole, and the payment of all restitution, fines, costs, and fees assessed as a result of the felony conviction.

11/18/13 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

### **HB 37 Absentee voting; persons 65 years of age or older added to list to vote by absentee ballot, etc.**

*Patrons:* Kory and Simon

*Summary as introduced:*

**Elections; absentee voting by persons 65 years of age or older.** Adds to the list of persons entitled to vote by absentee ballot those persons who are 65 years of age or older on or before the day of the election for which an absentee ballot is sought. The bill requires the application for absentee ballot from such persons to include proof of age in a form specified by the State Board of Elections.

12/02/13 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

### **HB 40 Motor fuels tax rates; repeals provision that will increase tax, etc.**

*Patron:* Marshall, R.G.

*Summary as introduced:*

**Motor fuels tax rates.** Repeals the provision in the 2013 transportation funding bill (HB 2013) that will increase the motor fuels tax if the United States Congress has not enacted legislation granting the Commonwealth the authority to compel remote sellers to collect state and local retail sales and use tax for sales made in the Commonwealth by January 1, 2015.

12/02/13 House: Referred to Committee on Finance

**Notes:** City position: oppose

### **HB 59 Tuition, in-state; student eligibility, Deferred Action for Childhood Arrivals.**

*Patrons:* Kory; Senator: Howell

*Summary as introduced:*

**In-state tuition; Deferred Action for Childhood Arrivals.** Declares a student eligible for in-state tuition if (i) he has attended a public or private high school in the Commonwealth for at least three years; (ii) he has graduated from a public or private high school in the Commonwealth or has received a General Education Development (GED) certificate in the Commonwealth; (iii)

he has registered as an entering student or is enrolled in a public institution of higher education in the Commonwealth; (iv) he has provided an I-797 Approval Notice stating that he has been approved for Deferred Action for Childhood Arrivals by the U.S. Department of Homeland Security; and (v) he has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of enrollment.

12/05/13 House: Referred to Committee on Education

**Notes:** City position: support

**HB 68 Transportation funding; date change on certain scheduled increases in sales and use tax revenue.**

*Patron:* Marshall, D.W.

*Summary as introduced:*

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

12/06/13 House: Referred to Committee on Finance

**Notes:** City position: oppose

**HB 75 Absentee voting; allows qualified voters to vote absentee in person without an excuse.**

*Patrons:* Simon, Brink, Dance, Filler-Corn, Futrell, Hope, Kory, Krupicka, Morrissey, Plum, Surovell and Watts; *Senators:* Ebbin, Favola and Howell

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

12/09/13 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

**HB 88 Tuition, in-state; student eligibility, Deferred Action for Childhood Arrivals.**

*Patrons:* Lopez, Plum and Simon

*Summary as introduced:*

**In-state tuition; Deferred Action for Childhood Arrivals.** Declares a student eligible for in-state tuition if (i) he has attended a public or private high school in the Commonwealth for at least three years; (ii) he has graduated from a public or private high school in the Commonwealth or has received a General Education Development (GED) certificate in the Commonwealth; (iii) he has registered as an entering student or is enrolled in a public institution of higher education in the Commonwealth; (iv) he has provided documentation that he has been approved for Deferred Action for Childhood Arrivals by the U.S. Department of Homeland Security; and (v)

he has submitted evidence that he, or in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis, has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of enrollment.

12/11/13 House: Referred to Committee on Education

**Notes:** City position: support

**HB 113 Opportunity Educational Institution; abolished.**

*Patrons:* Marshall, R.G. and Kory

*Summary as introduced:*

**Separation of powers; Opportunity Educational Institution abolished.** Abolishes the Opportunity Educational Institution.

12/16/13 House: Referred to Committee on Education

01/10/14 House: Assigned Education sub: Education Reform

**Notes:** City position: support

**HB 117 Paper and plastic bags; imposes tax of five cents on disposable bags used by purchasers, etc.**

*Patron:* Morrissey

*Summary as introduced:*

**Paper and plastic bag tax.** Imposes a tax of five cents (\$0.05) beginning on July 1, 2015, on disposable paper bags and disposable plastic bags used by purchasers to carry tangible personal property purchased in grocery stores, convenience stores, or drug stores. The following would be exempt from the tax: durable, reusable plastic bags; plastic bags used to carry ice cream, meat, fish, poultry, leftover restaurant food, newspapers, and dry cleaning; paper and plastic bags used to carry alcoholic beverages or prescription drugs; and multiple plastic bags sold in packages and intended for use as garbage, pet waste, or leaf removal bags. Retailers are allowed to retain one cent (\$0.01) of the five-cent (\$0.05) tax or two cents (\$0.02) if the retailer has a customer bag credit program. Failure to collect and remit the tax will result in fines of \$250, \$500, and \$1,000 for the first, second, and third and subsequent offenses, respectively. The revenues from the tax would be deposited into the Virginia Water Quality Improvement Fund.

The bill also authorizes each county and city by ordinance to impose a tax on disposable paper bags and disposable plastic bags at the same rate and under the same terms and conditions as the state tax. Revenues from the local tax would be collected by the Tax Commissioner and distributed monthly to the county or city imposing the tax. Each county or city adopting an ordinance to impose the tax would be required to provide a certified copy of the ordinance to the Tax Commissioner at least six months prior to the date the tax is to become effective.

12/17/13 House: Referred to Committee on Finance

**Notes:** City position: support

**HB 119 Absentee voting; allows qualified voters to vote absentee in person without an excuse.**

*Patron:* Dance

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

12/18/13 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

**HB 270 Alcoholic beverage control; certain licensees to provide information to consumer.**

*Patrons:* Bulova and Peace

*Summary as introduced:*

**Alcoholic beverage control; certain licensees to provide information to consumer while on the premises of licensed retailers.** Allows any winery, farm winery, or wine wholesaler licensee to provide to adult customers of licensed retail establishments information about wine being consumed on such premises.

12/30/13 House: Referred to Committee on General Laws

01/10/14 House: Assigned GL sub: Subcommittee #3

**Notes:** City position: support

**HB 277 Pedestrians; crossing highways.**

*Patron:* Krupicka

*Summary as introduced:*

**Pedestrians crossing highways.** Clarifies the duties of vehicles to stop to allow pedestrians to cross highways at marked crosswalks.

12/31/13 House: Referred to Committee on Transportation

01/10/14 House: Assigned Transportation sub: Subcommittee #2

**Notes:** City position: support

**HB 328 Charter; City of Alexandria.**

*Patron:* Krupicka

*Summary as introduced:*

**Charter; City of Alexandria.** Shifts dates related to the election of the council and the school board to reflect the City's change to November elections. The bill provides that the city attorney may be the legal advisor to the school board with the concurrence of both the council and the school board.

01/02/14 House: Referred to Committee on Counties, Cities and Towns

01/09/14 House: Assigned CC & T sub: #1

**Notes:** City position: support

**HB 371 License tax, local; tax on net income of businesses.**

*Patron:* Head

*Summary as introduced:*

**Local license tax.** Requires that beginning with the 2015 license year, the optional local license (BPOL) tax would be imposed on the Virginia taxable income of corporations and the net income of sole proprietorships and pass-through entities. Under current law, the optional BPOL tax is imposed on the gross receipts or gross revenues of businesses.

01/03/14 House: Prefiled and ordered printed; offered 01/08/14 14102439D

01/03/14 House: Referred to Committee on Finance

**Notes:** City position: oppose

**HB 556 Restoration of civil right to vote; felon eligible to vote upon completion of sentence.**

*Patron:* Carr

*Summary as introduced:*

**Restoration of civil rights.** Provides for the automatic restoration of a felon's civil right to be eligible to vote upon the completion of his sentence, including any term of probation or parole, and the payment of all restitution, fines, costs, and fees assessed as a result of the felony conviction. The bill has a contingent effective date of January 1, 2017, provided that the voters approve an amendment to Section 1 of Article II of the Constitution of Virginia at the 2015 November election.

01/06/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**HB 600 Condominium Act; conversion condominiums, special provisions.**

*Patron:* Herring

*Summary as introduced:*

**Condominium Act; conversion condominiums; special provisions.** Extends to tenants with one or more minor children who live within 150 percent of the federal poverty guidelines the right to continue to occupy their apartment or unit or at least one of equal size and overall quality under a lease agreement, even though their apartment or unit will be converted to a condominium. Under current law, the locality must enact an ordinance to afford these rights, and currently such rights are available to elderly or disabled tenants.

01/07/14 House: Referred to Committee on General Laws

01/10/14 House: Assigned GL sub: Subcommittee #1

**Notes:** City position: support

**HB 601 Elections; no-excuse in-person absentee voting.**

*Patron:* Herring

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

01/07/14 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

**HB 622 Elections; no-excuse in-person absentee voting.**

*Patron:* Mason

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

01/07/14 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

### **HB 692 Elections; no-excuse in-person absentee voting.**

*Patron:* Torian

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

01/07/14 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

### **HB 747 In-state tuition; Deferred Action for Childhood Arrivals.**

*Patrons:* Rust and Plum

*Summary as introduced:*

**In-state tuition; Deferred Action for Childhood Arrivals.** Declares a student eligible for in-state tuition if (i) he has attended a public or private high school in the Commonwealth for at least three years; (ii) he has graduated from a public or private high school in the Commonwealth or has received a General Education Development (GED) certificate in the Commonwealth; (iii) he has registered as an entering student or is enrolled in a public institution of higher education in the Commonwealth; (iv) he has provided an I-797 Approval Notice stating that he has been approved for Deferred Action for Childhood Arrivals by the U.S. Department of Homeland Security; and (v) he has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of enrollment.

01/07/14 House: Referred to Committee on Education

**Notes:** City position: support

### **HB 761 Fare enforcement inspectors.**

*Patron:* Rust

*Summary as introduced:*

**Fare enforcement inspectors.** Provides for the appointment of fare enforcement inspectors to enforce payment of fares for use of mass transit facilities. The bill also provides that failure of a transit user to produce proof of fare payment constitutes a Class 4 misdemeanor.

01/07/14 House: Referred to Committee on Transportation

**Notes:** City position: support

### **HB 800 Elections; no-excuse in-person absentee voting.**

*Patrons:* Lopez and Plum

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

01/07/14 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

### **HB 802 Elections; absentee voting.**

*Patrons:* Lopez and Plum

*Summary as introduced:*

**Elections; absentee voting.** Provides that persons age 65 or older on the day of an election for which an absentee ballot is requested are entitled to vote absentee.

01/07/14 House: Referred to Committee on Privileges and Elections

01/10/14 House: Assigned P & E sub: Elections Subcommittee

**Notes:** City position: support

### **HB 816 Virginia Fair Housing Law; unlawful discriminatory housing practices.**

*Patrons:* Lopez and Plum

*Summary as introduced:*

**Virginia Fair Housing Law; unlawful discriminatory housing practices.** Adds lawful source of income to the list on the basis of which it is unlawful to discriminate in fair housing practices. Defines lawful source of income as any income used by a person to pay for the purchase or lease of a dwelling, including (i) public assistance, (ii) any manner of gross income, (iii) federal supplemental security income benefits, (iv) child support, and (v) any federal, state, or local housing assistance, regardless of whether the funds are paid directly to the person or to a landlord or other third party for the benefit of the person. Also authorizes any locality to enact an ordinance in accordance with the Virginia Fair Housing Law, provided such ordinance includes protections against discrimination that are at least as protective as those provided by the law.

01/07/14 House: Referred to Committee on General Laws

01/10/14 House: Assigned GL sub: Subcommittee #1

**Notes:** City position: support

### **HB 906 Net energy metering by municipalities and multifamily customer-generators.**

*Patron:* Krupicka

*Summary as introduced:*

**Net energy metering by municipalities and multifamily customer-generators.** Authorizes municipal renewable energy net metering projects. Participating municipalities are authorized to aggregate the electric energy load of their governmental buildings, facilities, and any other governmental operations requiring the consumption of electric energy for the purpose of net energy metering from a renewable energy generating facility. To be eligible, the generation facility for the municipal renewable energy net metering project shall use as its sole energy source solar power, wind power, or aerobic or anaerobic digester gas and landfill gas; not have an aggregate generation capacity of more than five megawatts unless a utility elects a higher capacity; be located on land owned, leased, or operated by the municipality; be interconnected and operated in parallel with an electric utility's transmission and distribution facilities; and be

used primarily to provide energy to metered accounts of the municipality. The aggregated municipal net metered accounts may be served by multiple meters that are located at separate sites. The measure also requires the State Corporation Commission, by July 1, 2015, to establish a program of multifamily net energy metering, which will allow a customer or customers that operate a renewable energy generating facility in a condominium, apartment complex, or homeowners association served by a common distribution circuit to be an eligible multifamily net metering customer-generator. The generation facility for multifamily net metering shall use as its total source of fuel renewable energy; not have an aggregate generation capacity of more than 500 kilowatts; be located on land owned or controlled by the eligible condominium, apartment complex, or homeowners association or on customers' property within the condominium, apartment complex, or homeowners association; be interconnected and operated in parallel with an electric utility's transmission and distribution facilities; and be used primarily to provide energy to metered accounts of the eligible multifamily net metering customer-generator. Each eligible multifamily net metering customer-generator shall own the energy transmitted by the renewable energy system until drawn from the grid at each eligible multifamily net metering customer-generator's residence. Eligible multifamily net metering customer-generators are exempt from the monthly standby charge assessed on other eligible customer-generators.

01/08/14 House: Referred to Committee on Commerce and Labor

**Notes:** City position: support

**HB 946 Workers' compensation; fee schedule for medical care services; limitations.**

*Patron:* Hugo

*Summary as introduced:*

**Workers' compensation; fee schedule for medical care services; limitations; prompt payment.** Limits the pecuniary liability of an employer for medical, surgical, and hospital services provided on or after October 1, 2015, pursuant to the Virginia Workers' Compensation Act to the maximum amount that may be paid pursuant to fee schedules established by the Workers' Compensation Commission, unless a contract provides otherwise. The Commission is directed to promulgate regulations establishing medical care fee schedules governing all medical care services rendered pursuant to the Act. The regulations implementing the schedules shall become effective on October 1, 2015. The bill requires the medical care fee schedule regulations to (i) initially be based on Medicare, (ii) utilize Medicare coding and reimbursement rules, (iii) be comprehensive in scope, and (iv) address fees of physicians and surgeons, hospitals, ambulatory surgical centers, ancillary services provided by other health care facilities and providers, and pharmacy and pharmaceutical services. The measure provides that certain initial fee schedule regulations shall apply uniform conversion factors of up to 150 percent of Medicare base reimbursement rates in determining reimbursement levels. The Commission is directed annually to review and revise the fee schedules, provided that if revisions address changes in inflation, the increase is capped at three percent per year. The Commission shall have an independent, peer-reviewed study conducted every two years. The measure prohibits bringing a claim for payment of charges for services rendered under the Act by a health care provider more than one year from the later of the date of service for which payment is sought or the date a medical award covering such service becomes final. Finally, the bill requires an insurer or self-insured employer, effective October 1, 2015, to either pay a medical bill or deny payment of the



bill within 60 days of receiving a bill and supporting medical documentation. If the Commission finds that the self-insured employer or insurer unreasonably denied payment, it shall order payment for the services and award interest if the employee has paid for the services.

01/08/14 House: Referred to Committee on Commerce and Labor

**Notes:** City position: support

### **HJ 3 Constitutional amendment; marriage (first reference).**

*Patrons:* Morrissey, Kory and Simon

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes the repeal of the constitutional amendment dealing with marriage that was approved at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

11/18/13 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

### **HJ 11 Constitutional amendment; marriage (first reference).**

*Patrons:* Surovell and Plum

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes the repeal of the constitutional amendment dealing with marriage that was approved by referendum at the November 2006 election. That amendment: (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

12/04/13 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

### **HJ 21 Constitutional amendment; restoration of civil rights for persons convicted of nonviolent felonies.**

*Patron:* Dance

*Summary as introduced:*

**Constitutional amendment; qualifications to vote; restoration of civil rights.** Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of nonviolent felonies who have completed service of their sentences, including any period or condition of parole, probation, or suspension of sentence, subject to the conditions, requirements,

and definitions set forth in that law. At present the Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law for nonviolent felons.

12/18/13 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

### **HJ 25 Constitutional amendment; restoration of voting rights.**

*Patron:* Farrell

*Summary as introduced:*

**Constitutional amendment (first resolution); restoration of voting rights.** Provides for the automatic restoration of voting rights to persons convicted of nonviolent felonies (excepting felony drug and election fraud crimes) upon completion of sentence, including any term of probation or parole, and payment in full of any restitution, fines, costs, and fees. The amendment further provides that persons convicted of violent felonies, felony drug crimes, or election fraud crimes may have their voting rights restored by the Governor or other appropriate authority.

12/23/13 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

### **HJ 48 Constitutional amendment (first resolution); restoration of voting rights.**

*Patron:* Howell, A.T. (by request)

*Summary as introduced:*

**Constitutional amendment(first resolution); restoration of voting rights.** Provides for the automatic restoration of voting rights to persons convicted of nonviolent felonies except felony drug and election fraud crimes upon completion of sentence, including any term of probation or parole. The resolution further provides that persons convicted of violent felonies, felony drug crimes, or election fraud crimes may have their voting rights restored by the Governor upon completion of sentence, including any term of probation or parole, and authorizes the General Assembly to provide by law for the restoration of voting rights to such persons. The restoration of rights pursuant to these provisions has no effect on the right to possess firearms.

01/03/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

### **HJ 58 Constitutional amendment (first resolution); marriage.**

*Patron:* Krupicka

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes to replace the language of the constitutional amendment dealing with marriage that was approved at the November 2006 election with new language that provides that "the freedom to choose to marry another person resides with the individual, and cannot be infringed upon by this Commonwealth, except on the basis of age, kinship, or marital status, as prescribed by law." The new language also requires Virginia to recognize any marriage between two persons performed in any other state or jurisdiction that

would be lawful in the Commonwealth and specifies that a minister or civil celebrant authorized to perform marriages in the Commonwealth does not infringe upon the rights guaranteed by the Constitution if that individual refuses to perform the marriage of any persons.

01/06/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

#### **HJ 67 Constitutional amendment (first resolution); marriage.**

*Patron:* Plum

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes the repeal of the constitutional amendment dealing with marriage that was approved at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

01/06/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

#### **HJ 70 Constitutional amendment (first resolution); restoration of civil rights.**

*Patron:* Carr

*Summary as introduced:*

**Constitutional amendment (first resolution); restoration of civil rights.** Authorizes the General Assembly to provide by general law for the restoration of civil rights for persons convicted of felonies who have completed service of their sentence, including any period or condition of probation, parole, or suspension of sentence. Currently the Constitution provides for restoration of rights by the Governor. The proposed amendment retains the right of the Governor to restore civil rights and adds the alternative for restoration of rights pursuant to general law.

01/06/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

#### **HJ 77 Constitutional amendment (first resolution); marriage.**

*Patron:* Herring

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes the repeal of the constitutional amendment dealing with marriage that was approved at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

01/07/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**HJ 78 Constitutional amendment; qualifications to vote; restoration of civil rights.**

*Patron:* Herring

*Summary as introduced:*

**Constitutional amendment; qualifications to vote; restoration of civil rights.** Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of nonviolent felonies who have completed service of their sentences subject to the conditions, requirements, and definitions set forth in that law. The present Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law for nonviolent felons.

01/07/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**HJ 97 Constitutional amendment; qualifications to vote; restoration of civil rights.**

*Patron:* Lopez

*Summary as introduced:*

**Constitutional amendment; qualifications to vote; restoration of civil rights.** Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of nonviolent felonies who have completed service of their sentences subject to the conditions, requirements, and definitions set forth in that law. The present Constitution provides for restoration of rights by the Governor. The amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law for nonviolent felons.

01/07/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**HJ 107 Constitutional amendment (first resolution); restoration of civil rights.**

*Patron:* Torian

*Summary as introduced:*

**Constitutional amendment; restoration of civil rights.** Provides that no person convicted of a felony shall be qualified to vote unless he has served his full sentence and been released back to civil society. The proposed amendment deletes the present constitutional language that provides for restoration of civil rights by the Governor or other appropriate authority.

01/08/14 House: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**SB 3 Absentee voting; allows qualified voters to vote absentee in person without an excuse.**

*Patrons:* Howell; Delegate: Simon

*Summary as introduced:*

**Elections; no-excuse in-person absentee voting.** 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.

11/26/13 Senate: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**SB 16 Absentee voting; persons age 65 or older are entitled to vote absentee ballot.**

*Patron:* Miller

*Summary as introduced:*

**Elections; absentee voting.** Provides that persons age 65 or older on the day of an election for which an absentee ballot is requested are entitled to vote absentee.

12/05/13 Senate: Referred to Committee on Privileges and Elections

**Notes:** City package: support

**SB 129 Absentee voting; persons age 65 or older are entitled to vote absentee ballot.**

*Patron:* Favola

*Summary as introduced:*

**Elections; absentee voting.** Provides that persons age 65 or older on the day of an election for which an absentee ballot is requested are entitled to vote absentee.

12/30/13 Senate: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**SB 140 Absentee voting; persons age 65 or older are entitled to vote absentee ballot.**

*Patron:* Barker

*Summary as introduced:*

**Elections; absentee voting by persons 65 years of age or older.** Adds to the list of persons entitled to vote by absentee ballot those persons who are 65 years of age or older on or before the day of the election for which an absentee ballot is sought.

12/30/13 Senate: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**SB 157 Payday loans; permitted interest.**

*Patron:* Miller

*Summary as introduced:*

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

12/31/13 Senate: Referred to Committee on Commerce and Labor

01/09/14 Senate: Impact statement from SCC (SB157)

**Notes:** City position: support

**SB 164 Payday loans; permitted interest.**

*Patron:* Locke

*Summary as introduced:*

**Payday loans; permitted interest.** Repeals provisions of the Payday Loan Act that authorize

lenders to charge a loan fee or verification fee, thereby limiting permissible charges on payday loans to simple interest at a maximum annual rate of 36 percent.

12/31/13 Senate: Referred to Committee on Commerce and Labor

01/09/14 Senate: Impact statement from SCC (SB164)

**Notes:** City package: support

**SB 182 Absentee voting; persons age 65 or older are entitled to vote absentee ballot.**

*Patron:* McWaters

*Summary as introduced:*

**Elections; absentee voting.** Provides that persons age 65 or older on the day of an election for which an absentee ballot is requested are entitled to vote absentee.

01/02/14 Senate: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**SB 224 Alcoholic beverage control; certain licensees to provide information to consumer.**

*Patron:* Petersen

*Summary as introduced:*

**Alcoholic beverage control; certain licensees to provide information to consumer while on the premises of licensed retailers.** Allows any winery, farm winery, or wine wholesaler licensee to provide to adult customers of licensed retail establishments information about wine being consumed on such premises.

01/03/14 Senate: Referred to Committee on Rehabilitation and Social Services

01/10/14 Senate: Incorporated by Rehabilitation and Social Services (SB337-McWaters)

**Notes:** City position: support

**SB 249 In-state tuition; Deferred Action for Childhood Arrivals.**

*Patrons:* McEachin and Ebbin

*Summary as introduced:*

**In-state tuition; Deferred Action for Childhood Arrivals.** Establishes that a student shall be eligible for in-state tuition if (i) he has attended a public or private high school in the Commonwealth for at least three years; (ii) he has graduated from a public or private high school in the Commonwealth or has received a General Education Development (GED) certificate in the Commonwealth; (iii) he has registered as an entering student or is enrolled in a public institution of higher education in the Commonwealth; (iv) he has provided an I-797 Approval Notice stating that he has been approved for Deferred Action for Childhood Arrivals by the U.S. Department of Homeland Security; and (v) he has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to enrollment.

01/03/14 Senate: Referred to Committee on Education and Health

01/08/14 Senate: Assigned Education sub: Higher Education

**Notes:** City position: support

**SB 264 Fare enforcement inspectors; appointed to enforce fares for use of mass transit.**



*Patrons:* Ebbin and Saslaw

*Summary as introduced:*

**Fare enforcement inspectors.** Provides for the appointment of fare enforcement inspectors to enforce payment of fares for use of mass transit facilities. The bill also provides that failure of a transit user to produce proof of fare payment constitutes a Class 4 misdemeanor.

01/04/14 Senate: Referred to Committee on Transportation

**Notes:** City position: support

**SB 300 Alcoholic beverage control; certain licensees to provide information to consumer.**

*Patron:* Ebbin

*Summary as introduced:*

**Alcoholic beverage control; certain licensees to provide information to consumer while on the premises of licensed retailers.** Allows any winery, farm winery, or wine wholesaler licensee to provide to adult customers of licensed retail establishments information about wine being consumed on such premises.

01/06/14 Senate: Referred to Committee on Rehabilitation and Social Services

01/10/14 Senate: Incorporated by Rehabilitation and Social Services (SB337-McWaters)

**Notes:** City position: support

**SB 320 Paper and plastic bags, disposable; localities in Planning District 8 authorized to impose.**

*Patron:* Ebbin

*Summary as introduced:*

**Local paper and plastic bag tax.** Authorizes localities in Planning District 8 by ordinance to impose a tax on disposable paper bags and disposable plastic bags. Revenues from the local tax would be collected by the Tax Commissioner and distributed monthly to the county or city imposing the tax. The bill requires each county or city adopting an ordinance to impose the tax to provide a certified copy of the ordinance to the Tax Commissioner at least six months prior to the date the tax is to become effective.

01/06/14 Senate: Referred to Committee on Finance

**Notes:** City position: support

**SB 321 Charter; City of Alexandria.**

*Patron:* Ebbin

*Summary as introduced:*

**Charter; City of Alexandria.** Shifts dates related to the election of the council and the school board to reflect the City's change to November elections. The bill allows the city attorney to be the legal advisor to the school board with the concurrence of both the council and the school board.

01/06/14 Senate: Referred to Committee on Local Government

**Notes:** City position: support

**SB 327 In-state tuition; undocumented persons.**

*Patron:* Marsden

*Summary as introduced:*

**In-state tuition; undocumented persons.** Establishes that a student shall be eligible for in-state tuition if (i) he has attended a public or private high school in the Commonwealth for at least three years; (ii) he has graduated from a public or private high school in the Commonwealth or has received a General Education Development (GED) certificate in the Commonwealth; (iii) he has registered as an entering student or is enrolled in a public institution of higher education in the Commonwealth; (iv) has provided an affidavit to the institution stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he is eligible; and (v) he has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of enrollment.

01/06/14 Senate: Referred to Committee on Education and Health

01/08/14 Senate: Assigned Education sub: Higher Education

**Notes:** City position: support

**SB 337 Alcoholic beverage control; certain licensees to provide information to consumer.**

*Patrons:* McWaters, Ebbin and Petersen

*Summary as introduced:*

**Alcoholic beverage control; certain licensees to provide information to consumer while on the premises of licensed retailers.** Allows any winery, farm winery, or wine wholesaler licensee to provide to adult customers of licensed retail establishments information about wine being consumed on such premises.

01/07/14 Senate: Referred to Committee on Rehabilitation and Social Services

01/10/14 Senate: Reported from Rehabilitation and Social Services with substitute (13-Y 0-N)

**Notes:** City position: support

**SJ 1 Constitutional amendment; marriage (first reference).**

*Patrons:* McEachin and Ebbin; Delegate: Simon

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes the repeal of the constitutional amendment dealing with marriage that was approved at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

11/18/13 Senate: Referred to Committee on Privileges and Elections

**Notes:** City position: support

**SJ 5 Constitutional amendment; marriage (first reference).**

*Patrons:* Howell; Delegate: Simon

*Summary as introduced:*

**Constitutional amendment; marriage.** Proposes the repeal of the constitutional amendment dealing with marriage that was approved at the November 2006 election. That amendment to the Bill of Rights (i) defines marriage as "only a union between one man and one woman"; (ii) prohibits the Commonwealth and its political subdivisions from creating or recognizing "a legal status for relationships of unmarried individuals that intends to approximate the design, qualities, significance, or effects of marriage"; and (iii) prohibits the Commonwealth or its political subdivisions from creating or recognizing "another union, partnership, or other legal status to which is assigned the rights, benefits, obligations, qualities, or effects of marriage."

12/04/13 Senate: Referred to Committee on Privileges and Elections

**Notes:** City position: support