

Current Status of Bills on Which the City Has Taken a Position February 25, 2017

HB 1392 School security officers; carrying a firearm in performance of duties.

Chief patron: Lingamfelter

Summary as passed House:

School security officers; carrying a firearm in performance of duties. Authorizes a school security officer to carry a firearm in the performance of his duties if (i) he is a retired law-enforcement officer who retired or resigned in good standing, (ii) he has met the additional training and certification requirements of the Department of Criminal Justice Services (DCJS), (iii) the local school board solicits input from the chief law-enforcement officer of the locality regarding the qualifications of the officer, and (iv) the local school board grants him the authority to carry a firearm in the performance of his duties. The bill requires DCJS to establish additional firearms training and certification requirements for school security officers who carry a firearm in the performance of their duties. Existing law requires DCJS to establish minimum training and certification requirements for school security officers.

02/24/17 House: Passed House and Senate (HB1392ER)

City Position: oppose

HB 1404 Fire alarms; maliciously activating, penalty.

Chief patron: Cole

Summary as passed:

Activation of fire alarms; penalty. Removes the provision that a building must be for public use in order for the Class 1 misdemeanor for maliciously activating a fire alarm to apply. The bill authorizes any locality to provide by ordinance that a person convicted of maliciously activating a fire alarm shall be liable for the reasonable expense in responding to such a fire alarm. Current law allows such an ordinance to impose liability for the reasonable expense of an emergency response to an imitation version of a weapon of terrorism, fire bomb, other explosive device, bomb threat, or incitement of a bomb threat. The bill increases the maximum amount that a locality or volunteer emergency medical services agency may recover from \$1,000 to \$2,500.

02/20/17 Governor: Approved by Governor-Chapter 98 (effective 7/1/17)

City Position: support

HB 1406 Firearms; restoration of right to person convicted of a nonviolent felony to possess, etc.

Chief patron: Habeeb

Summary as introduced:

Restoration of right to possess, etc., a firearm. Provides that a person convicted of a felony, other than a violent felony, whose civil rights have been restored is not required to petition a circuit court for an order to possess, transport, or carry a firearm, ammunition for a firearm, or a stun weapon. The bill provides that such person's right to possess, transport, or carry such items is automatically restored upon the restoration of his civil rights.

02/07/17 House: Left in Courts of Justice

City Position: oppose

HB 1412 Weight limits; increases maximum gross weight of a motor vehicle eligible for an overload permit.

Chief patron: Cole

Summary as introduced:

Extensions of weight limits. Allows the owner of a motor vehicle with a gross weight of up to 90,000 pounds to obtain a permit to authorize the operation of such vehicle, provided that the vehicle can bridge the weight without any axle or group overweight allowance.

02/07/17 House: Left in Transportation

City Position: oppose

HB 1416 Line of Duty Act; payments to beneficiaries.

Chief patron: Helsel

Summary as introduced:

Line of Duty Act; payments to beneficiaries. Increases from \$100,000 to \$125,000 the sum payable out of the general fund to the beneficiary of a deceased law-enforcement officer or other person covered by the Line of Duty Act whose death occurred on or after January 1, 2006, while in the line of duty as the direct or proximate result of the performance of his duty.

02/08/17 House: Left in Appropriations City Position: support

City Position: support

HB 1417 School buses; requirements of drivers approaching or immediately preceding a bus.

Chief patron: Ware

Summary as introduced:

Requirements of drivers approaching or immediately preceding a school bus. Requires drivers both approaching and immediately preceding a school bus stopped for the purpose of taking on or discharging children, the elderly, or mentally or physically handicapped persons to stop and turn on hazard lights.

02/07/17 House: Left in Transportation

City Position: oppose

HB 1423 Potomac River Watershed; DEQ to identify owner of any CSO outfall.

Chief patron: Albo

Summary as introduced:

Department of Environmental Quality (DEQ); combined sewer overflow (CSO) outfalls; Potomac River Watershed. Directs DEQ to identify the owner of any combined sewer overflow outfall that discharges into the Potomac River Watershed and to determine what actions by the owner are necessary to bring the outfall into compliance with Virginia law, the federal Clean Water Act, and the Presumption Approach described in the CSO Control Policy of the U.S. Environmental Protection Agency (EPA). The bill requires any owner of such an outfall to bring it into compliance with the EPA policy by July 1, 2027. The bill does not apply to any outfall for which a higher level of control is necessary to comply with a TMDL.

02/07/17 House: Left in Agriculture, Chesapeake and Natural Resources

City Position: oppose

HB 1426 Emergency custody or involuntary admission process; alternative transportation model.

Chief patron: Garrett

Summary as passed House:

Emergency custody or involuntary admission process; alternative transportation model. Directs the Commissioner of Behavioral Health and Developmental Services and the Director of Criminal Justice Services, in conjunction with the relevant stakeholders, to develop a comprehensive model for the use of alternative transportation providers to provide safe and efficient transportation of individuals involved in the emergency custody or involuntary admission process as an alternative to transportation by law enforcement. The bill requires that the model be completed by October 1, 2017, and reported to the Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century, the House Committee for Courts of Justice, and the Senate Committee for Courts of Justice.

02/20/17 Governor: Approved by Governor-Chapter 94 (effective 7/1/17)

City Position: support

HB 1428 Absentee voting; photo identification required with application.

Chief patron: Fowler

Summary as passed House:

Absentee voting; photo identification required with application. Requires any voter submitting an application for an absentee ballot by mail or by electronic or telephonic transmission to a facsimile device to submit with his application a copy of one of the forms of identification acceptable under current law. The bill exempts military and overseas voters and persons with a disability from this requirement.

02/21/17 Passed House and Senate

City Position: oppose

HB 1432 Switchblade knife; exception to carry concealed.

Chief patron: Ware

Summary as passed House:

Carrying a switchblade knife; exception. Authorizes any person to carry a switchblade knife concealed when such knife is carried for the purpose of engaging in a lawful profession or lawful recreational activity the performance of which is aided by the use of a switchblade knife. The bill removes switchblade knives from the list of weapons the selling, bartering, giving, or furnishing of which is a Class 4 misdemeanor.

02/20/17 Governor: Vetoed by Governor

City Position: oppose

HB 1435 VIEW; pilot program for substance abuse screening and assessment.

Chief patron: Head

Summary as introduced:

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 (VIEW) 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, 2017, and a final report on the results of the pilot program to the Governor and the General Assembly no later than December 1, 2018.

02/08/17 House: Left in Appropriations

City Position: oppose

HB 1441 Incapacitated persons; expands class of victims of crime of financial exploitation.

Chief patron: Kory

Summary as introduced:

Financial exploitation of incapacitated persons; penalty. Expands the class of victims of the crime of financial exploitation of incapacitated persons to include persons incapacitated due to physical illness or disability, advanced age, or other causes. The current law applies only to victims who suffer from mental incapacity. The bill also allows for forfeiture of personal property used in connection with the crime.

02/07/17 House: Left in Courts of Justice

City Position: support

HB 1469 Authorization and training for persons designated to carry concealed handguns on school property.

Chief patron: Marshall, R.G.

Summary as introduced:

Authorization and training for persons designated to carry concealed handguns on school property. Permits a school board or an administrator of a private school to designate one or more employees of the school who may carry a concealed handgun on school property. Any person designated to carry a concealed handgun must be certified and trained by the Virginia Center for School and Campus Safety or the National Rifle Association in the storage, use, and handling of a concealed handgun. The bill also outlines the training requirements for designated persons to be established by the Department of Criminal Justice Services.

02/07/17 House: Left in Education

City Position: oppose

HB 1480 Mental health awareness training; emergency personnel.

Chief patron: Helsel

Summary as introduced:

Mental health awareness training; law-enforcement officers, firefighters, and emergency medical services personnel. Requires the Department of Behavioral Health and Developmental Services (DBHDS) to establish and administer a mental health awareness program for training persons in emergency services professions in recognizing potential mental health issues and assisting themselves and each other with mental health issues. The bill requires DBHDS to create and administer a process by which a program not created by DBHDS can be certified as a qualified mental health awareness program. The bill requires law-enforcement officers, emergency medical services personnel, and firefighters other than volunteer firefighters to participate in a mental health awareness program once every two years.

02/07/17 House: Left in Courts of Justice

City Position: support

HB 1481 Ordinances relating to fire departments and fire companies; operators of emergency vehicles.

Chief patron: Helsel

Summary as introduced:

Ordinances relating to fire departments and fire companies; operators of emergency vehicles; Emergency Vehicle Operator's Course. Requires that ordinances relating to the powers and duties of fire departments and fire companies contain the requirement that a member of a fire department or fire company who operates an emergency vehicle possess a valid motor vehicle operator's permit and complete an approved Emergency Vehicle Operator's Course or equivalent training course recognized by the Department of Fire Programs or the Office of Emergency Medical Services. The bill requires operators of emergency vehicles prior to July 1, 2017, to successfully complete such a course no later than July 1, 2020.

02/02/17 House: Stricken from docket by General Laws

City Position: support

HB 1488 Collection of delinquent local taxes; period of delinquency.

Chief patron: Albo

Summary as introduced:

Collection of delinquent local taxes; period of delinquency. Reduces from six months to three months the minimum period of time that a tax has been delinquent before a locality may refer the delinquency to an attorney, collection agency, or the sheriff for collection.

01/30/17 House: Stricken from docket by Finance

City Position: support

HB 1502 Communications sales and use tax; sales price.

Chief patron: Davis

Summary as introduced:

Communications sales and use tax; sales price. Provides that the sales price for the communications sales and use tax shall be reduced by any separately identified universal-service fund fees.

02/07/17 House: Left in Finance

City Position: oppose

HB 1513 Personal appearance by two-way electronic video and audio communication.

Chief patron: Farrell

Summary as introduced:

Personal appearance by two-way electronic video and audio communication. Requires any court to use two-way electronic video and audio communication, if available, in any pre-trial proceeding to determine bail or representation by counsel that would otherwise require the transportation of a person in order to appear in person before the court.

02/07/17 House: Left in Courts of Justice

City Position: support

HB 1519 Overweight permits; hauling Virginia-grown farm produce, validity.

Chief patron: Knight

Summary as passed House:

Overweight permits for hauling Virginia-grown farm produce; validity throughout the Commonwealth. Authorizes the Commissioner of the Department of Motor Vehicles to issue overweight permits that are valid statewide for vehicles hauling Virginia-grown farm produce from the point of origin to the first place of delivery. Under current law, such permits are valid only in Accomack and Northampton Counties.

02/20/17 Passed House and Senate

City Position: support

HB 1547 Historical African American cemeteries and graves.

Chief patron: McQuinn

Summary as introduced:

Historical African American cemeteries and graves. Directs the distribution of funds appropriated for such purpose to qualifying charitable organizations that preserve historical African American cemeteries established before 1900. The funding formula is \$5, or the average actual cost of routine maintenance, multiplied by the number of graves, monuments, and markers of African Americans who lived at any time between 1800 and 1900 and are interred in the cemetery. The bill lists two cemeteries, East End Cemetery in Henrico County and Evergreen Cemetery in the City of Richmond, that are to receive funds.

02/20/17 Passed House and Senate

City Position: support

HB 1565 Local tax and regulatory incentives; green development zones.

Chief patron: Webert

Summary as passed House:

Local tax and regulatory incentives; green development zones. Authorizes localities to create green development zones that provide certain tax incentives and regulatory flexibility for up to 10 years to a business operating in an energy-efficient building or to a business that produces products used to reduce negative impact on the environment.

02/17/17 Governor: Approved by Governor-Chapter 27 (effective 7/1/17)

City Position: support

HB 1567 Medicaid applications; information about advance directives.

Chief patron: Orrock

Summary as passed House:

Medicaid applications; information about advance directives. Requires all entities approved by the Board of Medical Assistance Services to receive applications and to determine eligibility for medical assistance to provide each applicant for medical assistance with information about advance directives pursuant to Article 8 (§ 54.1-2981 et seq.) of Chapter 29 of Title 54.1, including information about the purpose and benefits of advance directives and how the applicant may make an advance directive.

02/21/17 Governor: Approved by Governor-Chapter 106 (effective 7/1/17)

City Position: support

HB 1568 Child care providers; applicant criminal history background checks.

Chief patron: Orrock

Summary as passed House:

Child care providers; criminal history background check; penalty. Requires the following individuals to undergo a fingerprint-based national criminal history background check: (i) applicants for employment by, employees of, applicants to serve as volunteers with, and volunteers with any licensed family day system, child day center exempt from licensure pursuant to § 63.2-1716, registered family day home, or family day home approved by a family day system; (ii) applicants for licensure as a family day system, registration as a family day home, or approval as a family day home by a family day system, as well as their agents and any adult living in such family day home; and (iii) individuals who apply for or enter into a contract with the Department of Social Services under which a child day center, family day home, or child day program will provide child care services funded by the Child Care and Development Block Grant, as well as the applicant's current or prospective employees and volunteers, agents, and any adult living in the child day center or family day home. The bill also mandates that all background checks required pursuant to §§ 63.2-1720.1 and 63.2-1721.1 be completed by September 30, 2017, or by the date specified on any federal waiver obtained by the Commonwealth, and every five years thereafter. The bill has an expiration date of July 1, 2018. The bill further provides that if any provision of the federal Child Care and Development Block Grant Act of 2014 establishing a corresponding requirement is repealed prior to July 1, 2018, the provision of the bill establishing such requirement shall expire upon the date of such repeal.

02/23/17 Governor: Approved by Governor-Chapter 189 (effective 7/1/17)

City Position: support

HB 1579 Defendants; transportation order from correctional facility.

Chief patron: Campbell

Summary as passed House:

Transportation order for defendant held in correctional facility. Requires the court or clerk, upon request of the attorney for the Commonwealth, to issue a transportation order for a defendant to be brought to court from a correctional facility.

02/21/17 Passed House and Senate

City Position: support

HB 1590 Duty of care to law-enforcement officers and firefighters; fireman's rule.

Chief patron: Campbell

Summary as introduced:

Duty of care to law-enforcement officers and firefighters; fireman's rule. Provides that the common-law doctrine known as the fireman's rule, as described in the bill, shall not be a defense to certain claims. The fireman's rule is based on assumption of the usual risks of injury in such employment, whether caused by a negligent or a nonnegligent act of the defendant.

02/21/17 Passed House and Senate

City Position: support

HB 1597 Stormwater management utility, local; waiver of charges when stormwater retained on site.

Chief patron: Webert

Summary as passed House:

Local stormwater management utility; waiver of charges; stormwater retained on site. Requires any locality establishing a stormwater management utility to provide a full or partial waiver of charges for a person whose approved stormwater management plan indicates that the stormwater produced by his property is retained and treated on site.

02/21/17 Passed House and Senate

City Position: oppose

HB 1598 Voter registration; proof of citizenship required to register to vote in certain elections.

Chief patron: Cole

Summary as introduced:

Voter registration; proof of citizenship required to register to vote in certain elections. Requires persons applying to register to vote to provide proof of United States citizenship in a form enumerated in the bill. An applicant who does not provide such proof of citizenship shall be registered to vote in federal elections only. An applicant who does provide such proof of citizenship shall be registered to vote in federal, state, and local elections. The bill provides that any person who is registered in the Commonwealth on January 1, 2018, will be deemed to have provided proof of citizenship. The bill directs the general registrars to indicate on each registered voter's registration record whether such voter is registered to vote in federal, state, and local elections or in federal elections only.

02/21/17 Senate: Left in Courts of Justice

City Position: oppose

HB 1604 Foster care; definitions, reasonable efforts to prevent removal of child.

Chief patron: Bell, Richard P.

Summary as passed House:

Foster care; reasonable efforts to prevent removal of child. Allows a local board of social services to take a child into immediate custody pursuant to an emergency removal order in cases in which the child is alleged to have been abused or neglected, and allows a court to issue certain orders in such cases, without requiring that reasonable efforts be made to prevent removal of the child from his home if (i) the parental residual rights of the child's parent over a sibling were involuntarily terminated; (ii) the parent was convicted of murder or voluntary manslaughter, or a felony attempt, conspiracy, or solicitation to commit any such offense, if the victim was a child of or resided with the parent or was the other parent of the child; (iii) the parent was convicted of felony assault resulting in serious bodily injury or felony bodily wounding resulting in serious bodily injury or felony sexual assault, if the victim was a child of or resided with the parent; or (iv) on the basis of clear and convincing evidence, the parent has subjected any child to aggravated circumstances or abandoned a child under circumstances that would justify the termination of residual parental rights. The bill provides that, in each permanency planning hearing and in any hearing regarding the transition of the child from foster care to independent living, the court shall consult with the child, unless the court finds that such consultation is not in the best interests of the child.

02/23/17 Governor: Approved by Governor-Chapter 190 (effective 7/1/17)
City Position: support

HB 1606 Handheld personal communications devices; use of devices in highway work zones.

Chief patron: Villanueva

Summary as passed House:

Use of handheld personal communications devices in highway work zones. Prohibits any person from texting or otherwise using a handheld personal communications device while operating a motor vehicle in a highway work zone, defined in the bill, when workers are present. The bill adds an exemption to the prohibition against using a handheld personal communications device in a moving motor vehicle for an operator of a vehicle who activates, deactivates, or initiates a factory-installed feature or function on the vehicle.

02/21/17 Senate: Left in Courts of Justice

City Position: support

HB 1614 Department of Motor Vehicles; disclosure of photographs; search warrant.

Chief patron: Marshall, R.G.

Summary as introduced:

Department of Motor Vehicles; disclosure of photographs. Precludes the Commissioner of the Department of Motor Vehicles from disclosing the photograph of any person contained in the records of the Department to any state or local government department, agency, or instrumentality having jurisdiction over criminal law enforcement absent a search warrant.

02/07/17 House: Left in Transportation

City Position: oppose

HB 1620 Open-end credit plans.

Chief patron: Bulova

Summary as introduced:

Open-end credit plans. Prohibits any person licensed to make motor vehicle title loans from engaging in the extension of credit under an open-end credit plan. The measure also prohibits a third party from engaging in the extension of credit under an open-end credit plan at any office, suite, room, or place of business where a person licensed to make payday loans or motor vehicle title loans conducts the business of making payday loans or motor vehicle title loans. Currently, licensed payday lenders are prohibited from extending credit under an open-end credit plan, and a third party is prohibited from extending credit under an open-end credit plan at a location where a licensed payday lender makes payday loans.

02/08/17 House: Left in Commerce and Labor

City Position: support

HB 1633 Careless driving; cause of injury to vulnerable road user.

Chief patron: Sullivan

Summary as introduced:

Careless driving; cause of injury to vulnerable road user. Provides that a person is guilty of a Class 1 misdemeanor and shall have his license suspended who operates a motor vehicle in a careless or distracted manner and is the proximate cause of serious physical injury to a vulnerable road user, defined in the bill as a pedestrian or person riding a bicycle, electric wheelchair, electric bicycle, wheelchair, skateboard, skates, foot-scooter, animal, or animal-drawn vehicle.

02/07/17 House: Left in Courts of Justice

City Position: oppose

HB 1638 Virginia Residential Landlord and Tenant Act; insurance; early termination of rental agreement.

Chief patron: Leftwich

Summary as introduced:

Virginia Residential Landlord and Tenant Act; insurance; early termination of rental agreement. Prohibits a landlord from requiring a tenant to agree to a waiver of subrogation for damage or renter's insurance. The bill also (i) requires a landlord to post a copy of a standard rental agreement and any addenda regularly used by the landlord on the landlord's public website, if any; (ii) allows for the early termination of a rental agreement by the surviving spouse of a decedent tenant under certain conditions; and (iii) provides that if a tenant makes a request for maintenance, the landlord is required to contact the tenant by telephone or electronic mail as provided by the tenant to arrange a time as may be mutually agreed upon by the landlord and tenant to remedy the condition for which the request for maintenance was made, unless there is a preexisting agreement between the parties to the contrary.

02/08/17 House: Left in General Laws

City Position: support

HB 1639 Va Residential Landlord and Tenant Act; disclosure relationship between landlord and insurance co.

Chief patron: Leftwich

Summary as introduced:

Virginia Residential Landlord and Tenant Act; disclosure of relationship between landlord and insurance company. Requires a landlord, prior to the execution or renewal of a rental agreement, to provide a written disclosure to a tenant in cases where (i) there exists a business or financial relationship between the landlord and any insurance company (a) providing to the landlord any insurance coverage that under current law the landlord may require as a condition of tenancy or (b) referred by the landlord to a tenant to obtain such insurance coverage and (ii) any such coverage contains a waiver of subrogation provision.

02/08/17 House: Left in General Laws

City Position: support

HB 1657 Government Data Collection and Dissemination Practices Act; license plate readers.

Chief patron: Marshall, R.G.

Summary as introduced:

Government Data Collection and Dissemination Practices Act; license plate

readers. 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 be used only for the investigation of a crime or a report of a missing person and shall be retained only for seven days, after which such information shall be purged unless relevant to an ongoing investigation of a crime or missing person report. The bill also prohibits an agency from acquiring personal information collected from license plate readers from any other agency or a third-party private vendor if the agency would not have been permitted to collect or retain the information on its own.

02/07/17 House: Read third time and defeated by House (30-Y 67-N)

City Position: oppose

HB 1667 Public contracts; gender identity, civil liability.

Chief patron: Marshall, R.G.

Summary as introduced:

Public contracts; civil liability; gender identity; sexual orientation. Prohibits State agencies and other public bodies from requiring any contractor entering into a public contract to agree to additional nondiscrimination provisions with respect to gender identity or sexual orientation. The bill also provides civil immunity for any business or nonprofit organization that does not provide any benefit or accommodation with respect to gender identity or sexual orientation.

02/08/17 House: Left in General Laws

City Position: oppose

HB 1683 Prohibited public carrying of certain firearms; penalty.

Chief patron: Simon

Summary as introduced:

Prohibited public carrying of certain firearms; penalty. Prohibits the carrying of a loaded shotgun or rifle in places open to the public in certain cities and counties.

02/07/17 House: Left in Militia, Police and Public Safety

City Position: support

HB 1690 Virginia Preschool Initiative; local matching funds.

Chief patron: Dudenhefer

Summary as introduced:

Virginia Preschool Initiative; local matching funds. Removes the requirement for local governing bodies to commit to providing the required matching funds in order to qualify for grants under the Virginia Preschool Initiative.

02/08/17 House: Left in Appropriations

City Position: support

HB 1695 Crossing bridge or culvert by vehicle heavier than allowed.

Chief patron: Marshall, D.W.

Summary as introduced:

Crossing bridge or culvert by vehicle heavier than allowed. Allows a vehicle whose gross weight exceeds the posted carrying capacity for a bridge or culvert to cross such bridge or culvert if (i) no more than one axle combination is on such bridge or culvert at the same time and (ii) the weight on one axle combination does not exceed the carrying capacity for such bridge or culvert.

02/07/17 House: Left in Transportation

City Position: oppose

HB 1697 Extension of approvals to address housing crisis.

Chief patron: Marshall, D.W.

Summary as passed House:

Extension of approvals to address housing crisis. Extends the sunset date for several measures related to various land use approvals from July 1, 2017, to July 1, 2020. The bill also expands the scope of such measures be subject to the extension to include those approved by January 1, 2017.

02/23/17 Passed House and Senate

City Position: oppose

HB 1706 Law-enforcement immunity; storage of firearms.

Chief patron: Filler-Corn

Summary as introduced:

Law-enforcement immunity; storage of firearms. Shields from civil or criminal liability any law-enforcement agency or law-enforcement officer that stores, possesses, or transports a firearm with the consent of a person prohibited from possessing a firearm because he is subject to a protective order for any damage, deterioration, loss, or theft of such firearm.

02/07/17 House: Left in Courts of Justice

City Position: support

HB 1725 Driving in the left lane on highways laned for traffic.

Chief patron: Ransone

Summary as introduced:

Driving in the left lane on highways laned for traffic. Prohibits any vehicle from driving in the left lane of a highway unless passing another vehicle or in preparation for a left turn.

02/07/17 House: Left in Transportation

City Position: oppose

HB 1739 Civil immunity; emergency services and communications.

Chief patron: Minchew

Summary as introduced:

Civil immunity; emergency services and communications. Extends immunity from civil liability to persons involved in providing, operating, or maintaining services or equipment used for emergency assistance, unless the act or omission that gave rise to the injury is a result of such person's gross negligence or willful misconduct. Under current law, such immunity is limited to persons who are communications services providers, a term defined in Title 58.1.

02/07/17 House: Left in Courts of Justice
City Position: support

HB 1761 Regulation of taxicabs.

Chief patron: Anderson

Summary as passed:

Regulation of taxicabs. Provides that the governing body of any county, city, or town that regulates taxicabs may authorize any taxicab to operate software-based devices that utilize GPS or other measurement data in the calculation of time-and-distance fares, notwithstanding the requirements for the specifications and tolerances for measuring and weighing devices. The bill repeals the requirement that all taxicabs display roof signs and specific markings.

02/17/17 Passed House and Senate

City Position: oppose

HB 1785 Emergency vehicles, privately owned volunteer; exemptions and requirements.

Chief patron: Bell, Robert B.

Summary as passed House:

Warning lights on privately owned volunteer emergency vehicles. Clarifies that the current limit of no more than two flashing or steady-burning red or red and white combination warning lights applies to light units rather than individual lights on a vehicle owned by a member of a fire department, volunteer fire company, or volunteer EMS agency or a police chaplain.

02/23/17 Governor: Approved by Governor-Chapter 244 (effective 7/1/17)

City Position: support

HB 1786 In utero exposure to a controlled substance; departments of social services to collect information.

Chief patron: Stolle

Summary as passed House:

In utero exposure to a controlled substance. Requires local departments of social services to collect information during a family assessment to determine whether the mother of a child who was exposed in utero to a controlled substance, or sought substance abuse counseling or treatment prior to the child's birth. The bill requires mandated reporters of suspected child abuse or neglect to make a report if a finding is made by a health care provider (i) within six weeks following a child's birth that the child was born affected by substance abuse or experiencing withdrawal symptoms resulting from in utero drug exposure; (ii) within four years following a child's birth that the child has an illness, disease, or condition that is attributable to maternal abuse of a controlled substance during pregnancy; or (iii) within four years following a child's birth that the child has a fetal alcohol spectrum disorder attributable to in utero exposure to alcohol. The bill provides that if a local department of social services receives a report or complaint of suspected child abuse or neglect on the basis of one or more of the aforementioned factors, the local department shall (a) conduct a family assessment, unless an investigation is required by law or is necessary to protect the safety of the child, and (b) develop a plan of safe care in accordance with federal law.

02/23/17 Governor: Approved by Governor-Chapter 177 (effective 7/1/17)

City Position: support

HB 1788 Incapacitated persons; abuse and neglect, financial exploitation, penalty.

Chief patron: Yancey

Summary as introduced:

Incapacitated persons; abuse and neglect; financial exploitation of incapacitated persons; penalty. Provides that any responsible person who abuses or neglects an incapacitated adult and such abuse or neglect results in any bodily injury, other than serious bodily injury, to the incapacitated adult is guilty of a Class 6 felony, which is in addition to the current Class 4 felony if such abuse or neglect results in serious bodily injury. The bill also expands the class of victims of the crime of financial exploitation of incapacitated persons to include persons incapacitated due to physical illness or disability, advanced age, or other causes. The current law applies only to victims who suffer from mental incapacity.

02/07/17 House: Left in Courts of Justice

City Position: support

HB 1789 Emergency vehicles, privately owned volunteer; flashing lights & sirens.

Chief patron: Rasoul

Summary as introduced:

Flashing lights and sirens on privately owned volunteer emergency vehicles; requirements. Eliminates the current limit of no more than two flashing or steady-burning red or red and white warning lights that any member of a fire department, volunteer fire company, or volunteer emergency medical services agency and any police chaplain may utilize on one vehicle owned by him. The bill requires that such vehicles be equipped with a siren, exhaust whistle, or air horn designed to give automatically intermittent signals.

02/07/17 House: Left in Transportation

City Position: support

HB 1792 Firearms; felon sharing residence with person who legally possesses.

Chief patron: Fariss

Summary as introduced:

Possession of firearms; shared residence. Exempts a person prohibited from possessing a firearm due to a felony conviction from such prohibition if he is in constructive possession of a firearm owned by another person by virtue of sharing a residence with such other person who lawfully possesses a firearm, provided that he is not in actual possession of the firearm.

02/07/17 House: Left in Militia, Police and Public Safety

City Position: oppose

HB 1795 Adoptive and foster care placements; Mutual Family Assessment home study.

Chief patron: Bell, Richard P.

Summary as introduced:

Adoptive and foster placements; Mutual Family Assessment home study. Requires that home studies conducted by local boards of social services to determine the appropriateness of an adoptive or foster placement comply with the Mutual Family Assessment home study template and any addenda thereto developed by the Department of Social Services. The bill authorizes the Department to amend its Mutual Family Assessment home study template and any addenda thereto when necessary to improve the process of adoptive and foster placements, provided that

such amendments or updates do not lessen the requirements of the home study process.
02/23/17 Governor: Approved by Governor-Chapter 193 (effective 7/1/17)
City Position: support

HB 1808 Virginia Public Procurement Act; use of best value contracting.

Chief patron: Bell, John J.

Summary as introduced:

Virginia Public Procurement Act; use of best value contracting; construction and professional services. Authorizes any public body to procure construction on a best value procurement basis using a numerical scoring system consisting of the following: (i) technical solution, 30 percent; (ii) past performance, 30 percent, including (a) price history of cost overruns, (b) schedule history of on-time delivery, and (c) contractor performance ratings from the immediately preceding five-year period; and (iii) price, 40 percent. The Request for Proposal shall contain a notice to potential offerors that the procurement decision will be made on a best value procurement basis. The Request for Proposal shall describe (1) the criteria that will be considered in evaluating the proposals and (2) the numerical scoring system that will be used in evaluating the proposals.

02/08/17 House: Left in General Laws

City Position: support

HB 1815 Computer trespass; government computers and computers used for public utilities; penalty.

Chief patron: Yancey

Summary as passed House:

Computer trespass; government computers and computers used for public utilities; penalty. Increases the Class 1 misdemeanor computer trespass crimes to a Class 6 felony if the computer targeted is one that is exclusively for the use of, or used by or for, the Commonwealth, a local government within the Commonwealth, or certain public utilities.

02/21/17 Passed House and Senate

City Position: support

HB 1834 Distracted driving; penalty.

Chief patron: Anderson

Summary as introduced:

Distracted 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.

02/03/17 House: Failed to report (defeated) in Courts of Justice (9-Y 10-N)

City Position: support

HB 1845 Model addiction recovery program; DCJS, et al., to develop.

Chief patron: Cox

Summary as passed House:

Department of Criminal Justice Services; model addiction recovery program;

jails. Requires the Department of Criminal Justice Services, in consultation with the Department of Behavioral Health and Developmental Services, to develop a model addiction recovery program that may be administered by sheriffs, deputy sheriffs, jail officers, administrators, or superintendents in any local or regional jail. The bill provides that such programs shall be based on existing addiction recovery programs being administered by any local or regional jails in the Commonwealth and requires that participation in such program be voluntary and that such program address multiple aspects of the recovery process, including medical and clinical recovery, peer-to-peer support, availability of mental health resources, family dynamics, and aftercare aspects of the recovery process.

02/23/17 Passed House and Senate

City Position: support

HB 1852 Concealed handguns; protective orders.

Chief patron: Gilbert

Summary as passed House:

Carrying concealed handguns; protective orders. 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.

02/24/17 Passed House and Senate

City Position: oppose

HB 1853 Victims of domestic violence, etc.; firearms safety or training course.

Chief patron: Gilbert

Summary as passed House:

Victims of domestic violence, etc.; firearms safety or training course. Creates the Virginia Firearms Safety and Training for Sexual and Domestic Violence Victims Fund. The bill provides that the Department of Criminal Justice Services may distribute funds from the Fund to reimburse an entity that offers a firearms safety or training course or class approved by the Department free of charge to victims of domestic violence, sexual abuse, stalking, or family abuse. The Department would not be permitted to issue reimbursements in excess of the amount available in the Fund. The bill also requires that, upon the issuance of a protective order, the petitioner for the order be provided with a list of such approved courses or classes.

02/21/17 House: Senate substitute rejected by House 17105306D-S1 (0-Y 95-N)

02/21/17 House: Senate amendments ruled not germane

02/22/17 Senate: Senate receded from substitute (22-Y 18-N)

City Position: oppose

HB 1867 Virginia Housing Trust Fund; revenue deposits.

Chief patron: Lopez

Summary as introduced:

Virginia Housing Trust Fund; revenue deposits. Provides that 20% of annual recordation tax revenue in excess of \$325 million shall be deposited into the Virginia Housing Trust Fund.

02/08/17 House: Left in Appropriations

City Position: support

HB 1889 License taxes, local; exemption for certain defense production businesses.

Chief patron: Hugo

Summary as passed:

Local license taxes; exemption for certain defense production businesses. Clarifies that the exemption for wholesale manufacturers from local license taxes includes a manufacturer that is also a defense production business selling manufacturing, rebuilding, repair, and maintenance services at the place of manufacture to the United States or for which consent of the United States is required.

02/21/17 Governor: Approved by Governor-Chapter 111 (effective 7/1/17)

City Position: oppose

HB 1890 Sales and use tax; collection of taxes from consuming contractors.

Chief patron: Hugo

Summary as introduced:

Collection of sales and use tax. Removes the exception that persons selling certain products, such as window shades, kitchen equipment, and countertops, are deemed to be retailers and not consuming contractors for purposes of collecting sales and use tax, even if they intend to install such items for contractors. Generally, tangible personal property incorporated into real property is deemed to have been purchased for consumption by the contractor.

02/20/17 Passed House and Senate

City Position: oppose

HB 1896 Victim and witness assistance programs; DCJS to develop guidelines.

Chief patron: Freitas

Summary as introduced:

Staff of victim and witness assistance programs. Provides that guidelines developed by the Department of Criminal Justice Services related to the creation of victim and witness assistance programs shall include provisions requiring that local victim witness assistance staff shall be considered employees of the locality within which the program is established and that no elected official shall have authority to appoint or remove such staff.

02/07/17 House: Left in Courts of Justice

City Position: oppose

HB 1907 School security officers; authorized to carry a firearm.

Chief patron: Heretick

Summary as introduced:

School security officers; carrying a firearm. Authorizes a school security officer to carry a firearm in the performance of his duties if he (i) is a retired law-enforcement officer; (ii) was an

active law-enforcement officer in the Commonwealth of Virginia within the 10 years immediately prior to being hired by the local school board; (iii) annually participates in the same firearms training and testing and meets the training and qualification standards to carry firearms as is required of an active law-enforcement officer in the Commonwealth; (iv) is granted the authority to carry a firearm in the performance of his duties by the local school board; and (v) is not otherwise prohibited by state or federal law from possessing a firearm.

02/07/17 House: Left in Education

City Position: oppose

HB 1913 Cigarettes; purchase for resale, issuance of a cigarette exemption certificate, penalties.

Chief patron: Anderson

Summary as passed House:

Purchase of cigarettes for resale; penalties. Creates a new requirement that purchasers of cigarettes for resale must apply for a special cigarette exemption certificate from the Department of Taxation in order to not be liable for the payment of sales tax at the time of purchase. The bill sets forth numerous requirements that a taxpayer must meet in order to qualify for a cigarette exemption certificate and establishes processes and procedures for the application, renewal, denial, and revocation of the certificates. The bill creates new recordkeeping requirements for the sale or distribution of any quantity of cigarettes in excess of 50 cartons, or with a value greater than \$10,000 in any single sale. The provisions of the bill requiring the use of a cigarette exemption certificate have a delayed effective date of January 1, 2018.

02/21/17 Governor: Approved by Governor-Chapter 112 (effective 7/1/17)

City Position: support

HB 1922 Financial exploitation of adults; reporting to local law enforcement and State Police.

Chief patron: Bell, Robert B.

Summary as passed:

Financial exploitation of adults; reporting to local law enforcement. Clarifies that all cases involving suspected financial exploitation of an adult shall be immediately referred to a local law-enforcement agency for investigation. The bill directs local law-enforcement agencies to provide a preferred point of contact for referrals. This bill is identical to SB 1462.

02/20/17 Passed House and Senate

City Position: support

HB 1945 Adult exploitation; broadens definition for purposes of social services laws.

Chief patron: Peace

Summary as passed House:

Adult exploitation. Broadens the definition of "adult exploitation" for the purposes of social services laws to include the unauthorized, improper, or fraudulent use of an adult 60 years of age or older, or 18 years of age or older who is incapacitated, or his funds, property, benefits, or other assets for the benefit of another, including a caregiver or person serving in a fiduciary capacity, or that deprives the adult of his rightful use of or access to such funds, property, benefits, or other assets. The bill provides that "adult exploitation" includes (i) an intentional breach of a fiduciary obligation to an adult to his detriment or an intentional failure to use the

financial resources of an adult in a manner that results in neglect of such adult; (ii) the acquisition, possession, or control of an adult's financial resources or property through the use of undue influence, coercion, or duress; and (iii) forcing or coercing an adult to pay for goods or services or perform services against his will for another's profit, benefit, or advantage if the adult did not agree, or was tricked, misled, or defrauded into agreeing, to pay for such goods or services or to perform such services. In addition, the requirement that such adult 60 years of age or older be incapacitated is removed from the definition, and the bill amends the definitions of "adult abuse," "adult neglect," and "adult protective services" to apply to adults 60 years of age or older, or 18 years of age or older who are incapacitated. The bill also broadens the definition of "financial institution staff" for the purposes of protecting aged or incapacitated adults to include any employee, agent, qualified individual, or representative of a bank, trust company, savings institution, loan association, consumer finance company, credit union, investment company, investment advisor, securities firm, accounting firm, or insurance company.

02/23/17 Governor: Approved by Governor-Chapter 195 (effective 7/1/17)

City Position: support

HB 1960 Tow truck drivers and towing and recovery operators; civil penalty for improper towing.

Chief patron: Hugo

Summary as passed House:

Tow truck drivers and towing and recovery operators; requirements; penalties. Creates a civil penalty of \$150 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing in Planning District 8 (Northern Virginia). The bill exempts tow truck drivers and towing and recovery operators in Planning District 8 from any requirement by a towing advisory board for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver in Planning District 8 immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill limits the membership of a local towing advisory board to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public and requires the chairmanship of any towing advisory board within Planning District 8 to rotate annually between board members who represent a licensed towing and recovery operator, a local law-enforcement agency, and the general public.

02/24/17 Passed House and Senate

City Position: oppose

HB 1971 FOIA; record and meeting exclusions for multidisciplinary child abuse teams.

Chief patron: Massie

Summary as introduced:

Virginia Freedom of Information Act; record and meeting exclusions for multidisciplinary child abuse teams. Excludes the records of a multidisciplinary team as they relate to individual child abuse or neglect cases or sex offenses involving a child from mandatory disclosure under the Virginia Freedom of Information Act. The bill also provides an exemption from open meeting requirements to such teams and sexual assault response teams.

02/22/17 Senate: Passed Senate (40-Y 0-N)

City Position: support

HB 1975 Temporary detention; minimum time period.

Chief patron: Yost

Summary as introduced:

Temporary detention; minimum time period. Provides that an inmate in a jail or an acquittee on conditional release held pursuant to a temporary detention order shall be held for at least 23 hours after the execution of the order. The bill also provides that a person held pursuant to a temporary detention order shall be held for up to 24 hours after admission to the facility of temporary detention for the provision of mental health treatment to stabilize such person's psychiatric condition. Currently, an inmate, acquittee, or person may be held pursuant to a temporary detention order for up to 72 hours, but there is no requirement that a person subject to such order be held for any minimum time period.

02/07/17 House: Left in Courts of Justice

City Position: support

HB 2008 Stormwater; erosion and sediment control, 10,000 square foot minimum disturbance.

Chief patron: Hodges

Summary as introduced:

Stormwater; erosion and sediment control; 10,000 square foot minimum disturbance. Increases from 2,500 square feet to 10,000 square feet the minimum area of land disturbance within a Chesapeake Bay Preservation Area that triggers the applicability of erosion or stormwater management programs. Current law establishes a 10,000-square-foot threshold for land-disturbing activities that are located outside of Chesapeake Bay Preservation Areas.

02/01/17 House: Stricken from docket by Agriculture, Chesapeake and Natural Resources

City Position: oppose

HB 2016 Electric personal delivery devices; operation on sidewalks and paths

Chief patron: Villanueva

Summary as passed House:

Electric personal delivery devices. Allows for the operation of electric personal delivery devices on the sidewalks and shared-use paths and across roadways on crosswalks in the Commonwealth unless otherwise prohibited by a locality. The bill directs that such devices shall not be considered vehicles and are exempt from the motor carrier provisions of Title 46.2.

02/21/17 Passed House and Senate

City Position: oppose

HB 2022 Transportation, Department of; traffic incident response & management.

Chief patron: Villanueva

Summary as introduced:

Department of Transportation; traffic incident response and management. Allows individuals or entities acting on behalf of the Department of Transportation to operate as needed in response to traffic incidents and to access and to remove from moving lanes on a highway vehicles and cargo that are impeding traffic flow due to a traffic incident. The bill requires a driver to move a vehicle from the roadway after an emergency, accident, or breakdown that did not result in injury or death if the vehicle is movable and the driver is capable of safely doing so.

Current law allows drivers to move a vehicle from the roadway after an accident if the vehicle is movable and the driver is capable of safely doing so, but does not require it.

02/20/17 Passed House and Senate

City Position: support

HB 2023 Highway maintenance payments; bicycle lanes.

Chief patron: Villanueva

Summary as introduced:

Highway maintenance payments; bicycle lanes. Provides that cities and towns that receive highway maintenance payments from the Commonwealth based on moving-lane-miles of highway will not have such payments reduced if moving-lane-miles of highway are converted to bicycle-only lanes, provided that the number of moving-lane-miles is not more than 50 moving-lane-miles or three percent of the municipality's total number of moving-lane-miles, whichever is less, and that prior to such conversion the city or town certifies that the conversion design has been assessed by a professional engineer and designed in accordance with certain national standards. Municipalities will not receive additional funds and cannot reduce their funding of road and street maintenance after a conversion.

02/21/17 Passed House and Senate

City Position: support

HB 2026 Property and bulk property carriers; regulation, combines authorities.

Chief patron: Villanueva

Summary as passed House:

Department of Motor Vehicles; regulation of property carriers. Combines the current property carrier and bulk property carrier authorities and eliminates the current license requirement for property brokers. The bill eliminates the requirement for the Department of Motor Vehicles to issue specially designated license plates for property-carrying vehicles operated for hire. The bill reduces from \$750,000 to \$500,000 insurance limits for carriers operating vehicles with a gross vehicle weight rating in excess of 7,500 pounds but not in excess of 10,000 pounds. For passenger cars, motorcycles, autocycles, and vehicles with a gross vehicle weight rating of 7,500 pounds or less, the bill requires liability coverage for property carriers of a minimum of \$500,000 per person, \$750,000 per incident for death and bodily injury, and \$50,000 for property damage. The bill requires such insurance coverage to be in effect for motor carriers who use digital platforms to accept requests to transport property from the moment the motor carrier logs on to a digital platform until the motor carrier logs off of the digital platform, and for all motor carriers, from the time the motor carrier or a person acting for or on behalf of the motor carrier accepts the request to transport property and the vehicle is en route to pick up the property until the time the property has been removed from the vehicle and delivered to its final destination.

02/21/17 Passed House and Senate

City Position: oppose

HB 2030 Food products; sale at farmers market, farm, or home.

Chief patron: Freitas

Summary as introduced:

Food products; sale at farmers market, farm, or home. Exempts a producer of food, including milk, products made from milk, and poultry, from regulations of the Board of Agriculture and Consumer Services so long as the sale of such food by the producer is made directly to the end consumer; the sale is conducted at a farmers market or through a home or farm; the food product contains no uninspected meat other than poultry; and the producer informs the end consumer that the food product is not certified, regulated, or inspected.

02/01/17 House: Failed to report (defeated) in Agriculture, Chesapeake and Natural Resources

City Position: oppose

HB 2043 Law-enforcement officer; public release of identifying information, etc.

Chief patron: Miller

Summary as introduced:

Public release of identifying information of a law-enforcement officer during and following an official investigation; penalty. Prohibits any public official, public employee, or person acting on behalf of a public official or public employee from releasing to the public any identifying information of a law-enforcement officer who is the subject of an official investigation that involves the discharge of a firearm or use of force by such law-enforcement officer during the performance of his official duties prior to the conclusion of such official investigation or the conclusion of the first six months of such investigation. The bill requires that such law-enforcement officer's name be released to the public if he is charged with a criminal offense as a result of the official investigation. The bill authorizes the law-enforcement officer's name to be withheld if the law-enforcement officer is not charged with a criminal offense as a result of the official investigation and the release of his name would create a risk of harm to such law-enforcement officer or his family. A violation is a Class 1 misdemeanor.

02/07/17 House: Left in Courts of Justice

City Position: oppose

HB 2044 Protective orders; possession of firearms; felony.

Chief patron: Murphy

Summary as introduced:

Protective orders; possession of firearms; felony. Provides that it is a Class 6 felony for a person who is subject to a permanent protective order (i.e., a protective order with a maximum duration of two years) for subjecting another person to an act of violence, force, or threat to possess a firearm while the order is in effect, which is equivalent to the existing penalty for possession of a firearm by a person subject to a permanent protective order for family abuse. The bill also provides that such person may continue to possess and transport a firearm for 24 hours after being served with the order for the purposes of selling or transferring the firearm to another person. The bill also requires that any person who is prohibited from possessing a firearm because he is subject to a permanent protective order certify in writing to the clerk of the court that issued the order within 48 hours after being served with the order that any firearm in his possession has been sold or transferred.

02/07/17 House: Left in Militia, Police and Public Safety

City Position: support

HB 2067 Law-enforcement officers; decertification, notification.

Chief patron: Mullin

Summary as introduced:

Decertification of law-enforcement officers; notification. Requires persons obligated to notify the Criminal Justice Services Board (CJSB) when a law-enforcement officer or jail officer has committed an act or been convicted of a crime that requires decertification to notify CJSB within 48 hours of becoming aware of such act or conviction. The bill requires that, upon such notification, decertification be immediate.

02/21/17 Passed House and Senate

City Position: support

HB 2076 State Water Control Board; stormwater management programs, regulations, professional license.

Chief patron: Wilt

Summary as passed House:

State Water Control Board; stormwater management programs; regulations; professional license. Directs the State Water Control Board to adopt regulations requiring that all final plan elements, specifications, or calculations whose preparation requires a license in engineering, architecture, soil science, or a related profession be signed and sealed by a licensed professional.

02/13/17 Governor: Approved by Governor-Chapter 10 (effective 7/1/17)

City Position: support

HB 2077 Emergency Services and Disaster Law of 2000; reference to firearms, emergency shelter.

Chief patron: Wilt

Summary as introduced:

Emergency Services and Disaster Law of 2000; firearms; emergency shelter. Removes the authority of a governmental entity under the Emergency Services and Disaster Law of 2000 to limit lawful possession, carrying, transportation, sale, or transfer of firearms in any place or facility used by the governmental entity as an emergency shelter.

02/20/17 Passed House and Senate

City Position: oppose

HB 2092 Application for public assistance; eligibility, review of records.

Chief patron: LaRock

Summary as passed House:

Application for public assistance; eligibility; review of records. Requires entities processing applications for public assistance to conduct a review of death records and records relating to incarceration status, employment status, and income of the applicant to determine whether the applicant is eligible for assistance and to review the records of the Virginia Lottery to determine whether the applicant has received any winnings from the Virginia Lottery that may constitute income or resources for purposes of determining eligibility for medical assistance or public assistance. The bill also requires the Department of Social Services to report annually on the types and sources of information reviewed in verifying eligibility and the number of applications for public assistance approved, denied, or referred for investigation.

02/24/17 Passed House and Senate
City Position: oppose

HB 2100 Deputy sheriffs and law-enforcement officers; disclosure of information regarding former officers.

Chief patron: Price

Summary as introduced:

Disclosure of information regarding former deputy sheriffs and law-enforcement officers. Provides that any sheriff or chief of police, any director or chief executive of any agency or department employing deputy sheriffs or law-enforcement officers, and the Director of the Department of Criminal Justice Services shall disclose to a prospective law-enforcement or jail employer (i) any information related to an arrest or prosecution of a former appointee or employee, including expunged information; (ii) any information related to a civil suit regarding a former appointee's or employee's employment or performance of his duties; and (iii) any information obtained during the course of any internal investigation related to a former appointee's or employee's alleged criminal conduct, use of excessive force, or other official misconduct. The bill provides that disclosure is required only if the prospective employer presents a written waiver signed by the former appointee or employee that explicitly authorizes the disclosure and the agency receiving the request is not prohibited from the disclosure of such information pursuant to a binding nondisclosure agreement or otherwise prohibited by law. The bill provides immunity to such sheriff, chief of police, and director or chief executive and to the Director of the Department of Criminal Justice Services for disclosing information in compliance with the provisions of this bill.

02/07/17 House: Left in Militia, Police and Public Safety
City Position: support

HB 2105 Investment of Public Funds Act; investment of funds in Virginia Investment Pool Trust Fund.

Chief patron: Byron

Summary as passed:

Investment of Public Funds Act; investment of funds in qualified investment pools. Authorizes a treasurer to act on behalf of his locality to become a participating political subdivision in qualified investment pools without an ordinance adopted by the locality. The bill defines a qualified investment pool as one that has maintained for a year at least 40 participants and \$400 million in invested assets. Investments in qualified investment pools pursuant to the bill are required to comply with the requirements of the Investment of Public Funds Act applicable to municipal corporations and other political subdivisions.

02/20/17 Passed House and Senate
City Position: support

HB 2108 Virginia Wireless Services Authority Act; rates and charges.

Chief patron: Byron

Summary as passed:

Virginia Wireless Services Authority Act; rates and charges. Provides that a wireless services authority may fix rates, fees, and charges for services provide, or facilities owned, operated, or maintained by the authority, for which the authority has received loan funding. Currently, an authority may do so only if it has issued revenue bonds. A similar change authorizes rates to be set at levels to provide for payment of loans. The measure also requires each authority to maintain records demonstrating compliance with certain provisions and to make the records available pursuant to the Virginia Freedom of Information Act.

02/20/17 Passed House and Senate

City Position: oppose

HB 2121 Northern Virginia Transportation Authority; use of certain revenues.

Chief patron: Keam

Summary as introduced:

Use of certain revenues by the Northern Virginia Transportation Authority. Allows revenues of the Northern Virginia Transportation Authority distributed to localities to be used, as determined solely by the applicable locality, to fund new sidewalk projects.

02/07/17 House: Left in Transportation

City Position: support

HB 2127 Victims of sexual assault; physical evidence recovery kits.

Chief patron: Levine

Summary as passed House:

Rights of victims of sexual assault; physical evidence recovery kits. Requires that victims of sexual assault be advised by the investigating law-enforcement agency of their rights regarding physical evidence recovery kits. The bill requires the Division of Consolidated Laboratory Services of the Virginia Department of General Services and law-enforcement agencies to store a physical evidence recovery kit for an additional 10 years following a written objection to its destruction from the victim. The bill requires the law-enforcement agency to notify the victim at least 60 days prior to the intended date of destruction of the kit and provides that no victim of sexual assault shall be charged for the cost of collecting or storing a kit.

02/20/17 Passed House and Senate

City Position: support

HB 2136 WMATA Safety Commission Interstate Compact.

Chief patron: LeMunyon

Summary as passed House:

Washington Metrorail Safety Commission Interstate Compact. Authorizes Virginia to become a signatory to the Washington Metrorail Safety Commission Interstate Compact. The compact establishes a state safety oversight authority for the Washington Metropolitan Area Transit Authority (WMATA) Rail System, pursuant to the mandate of federal law, to review, approve, oversee, and enforce the safety of the WMATA Rail System.

02/21/17 House: Passed House and Senate

City Position: support

HB 2138 Transportation planning, state and local; comprehensive plan adoption.

Chief patron: LeMunyon

Summary as passed House:

State and local transportation planning. Provides that in its adoption of any comprehensive plan in Planning District 8 (Northern Virginia) or review of a proposed rezoning in Planning District 8 (Northern Virginia), the Department of Transportation shall consider the transportation impact of the proposed plan or rezoning on any transportation facility for which a reduction in the level of service is anticipated as a result of the proposed plan or rezoning.

02/20/17 Passed House and Senate

City Position: oppose

HB 2156 Child welfare agencies; licensure for agencies operated by the Commonwealth.

Chief patron: Rasoul

Summary as passed House:

Licensure of facilities operated by agencies of the Commonwealth. Provides for licensure of child welfare agencies operated by agencies of the Commonwealth.

02/23/17 Governor: Approved by Governor-Chapter 196 (effective 7/1/17)

City Position: support

HB 2196 Wireless communications infrastructure; procedure for approved by localities.

Chief patron: Kilgore

Summary as introduced:

Wireless communications infrastructure. Provides a uniform procedure for the way in which wireless communications infrastructure is approved by localities and approved and installed in public rights-of-way.

02/06/17 Defeated

City Position: oppose

HB 2202 Employment; abusive work environment.

Chief patron: Torian

Summary as introduced:

Employment; abusive work environment. Prohibits an employer from (i) permitting an employee to be subjected to an abusive work environment, (ii) subjecting an employee to an abusive work environment, or (iii) retaliating against an employee because the employee brings or participates in an action, investigation, or proceeding related to the abusive work environment. The measure also prohibits the employer's agent or a coworker from subjecting an employee to an abusive work environment. The bill defines "abusive work environment" as a workplace in which an employee is subjected to abusive conduct severe enough to cause physical or psychological harm. The bill provides that an aggrieved employee may bring a private cause of action. In such a proceeding, the court may order injunctive relief; reinstatement; removal of any offending party from the employee's work environment; compensation for lost wages, benefits, and other remuneration; compensation for medical costs and emotional duress; punitive damages; and reasonable costs and attorney fees. Punitive damages are not allowed if the violation does not include an adverse employment action against the employee or result in lost work time, earnings, or other benefits.

01/26/17 House: Stricken from docket by Commerce and Labor
City Position: oppose

HB 2215 Adoption assistance; children with special needs.

Chief patron: Toscano

Summary as introduced:

Adoption assistance for children with special needs. Moves the requirement that a child be a citizen or legal resident of the United States from the definition of "child with special needs" to the eligibility criteria for the adoptive parents of such child to receive adoption assistance. The bill modifies the exception to the eligibility requirement that efforts be made to place the child in an adoptive home without the provision of adoption assistance to include consideration of the child's best interest due to factors such as the child's development of significant emotional ties with his foster parents while in their care, provided that the foster parents wish to adopt the child. Under current law, the exception is limited to situations in which the child has developed emotional ties with his foster parents and the foster parents wish to adopt the child. The bill modifies other requirements for a child with special needs to receive certain types of adoption assistance and for a child who is between the ages of 18 and 21 to receive adoption assistance. The bill also provides that a representative of the Department of Social Services shall negotiate all adoption assistance agreements with both existing and prospective adoptive parents on behalf of local departments of social services.

02/23/17 Governor: Approved by Governor-Chapter 199 (effective 7/1/17)

City Position: support

HB 2217 Address confidentiality program; victims of sexual violence and human trafficking.

Chief patron: Toscano

Summary as passed House:

Address confidentiality program; sexual violence and human trafficking. Expands the types of crimes victims of which are eligible to apply for the address confidentiality program to include sexual violence. The bill provides that such programs may also include specialized services for victims of human trafficking. Current law permits victims of domestic violence and stalking to apply to this program. The bill requires that sexual or domestic violence programs be accredited by the Virginia Sexual and Domestic Violence Program Professional Standards Committee to accept applications and authorizes crime victim and witness assistance programs to accept applications. The bill increases the certification period from one to three years.

02/20/17 Passed House and Senate

City Position: support

HB 2223 Virginia Freedom of Information Act; right to speak at open meetings.

Chief patron: Kory

Summary as introduced:

Virginia Freedom of Information Act; right to speak at open meetings. Requires that every public body afford an opportunity for public comment during any open meeting and requires that the public comment periods be noticed on the public body's agenda. The bill permits the public body to have discretion in where it places the public comment period on its agenda and permits the public body to adopt reasonable rules governing the public comment portion of the meeting,

including imposing reasonable restrictions on time, place, and manner. The bill requires that for meetings of all public bodies. The notice provided for any such meeting must include a statement as to approximately at what point during the meeting public comment will be received.

02/02/17 House: Tabled in General Laws

City Position: oppose

HB 2236 Sanctuary policies; enforcement of federal immigration laws

Chief patron: Cline

Summary as introduced:

Sanctuary policies prohibited. Prohibits a locality from adopting any ordinance, procedure, or policy that restricts the enforcement of federal immigration laws to less than the full extent permitted by federal law. State funding shall be reduced for any locality found to have violated the provisions of the bill.

02/07/17 House: Left in Courts of Justice

City Position: oppose

HB 2251 Virginia Retirement System; establishes an optional defined contribution retirement plan.

Chief patron: Jones

Summary as passed House:

Virginia Retirement System; optional defined contribution retirement plan. Requires the Virginia Retirement System (VRS) to establish an optional defined contribution retirement plan for state and local employees. Participation in the plan is in lieu of other retirement plans offered by VRS. Employees hired on or after July 1, 2019, shall make an irrevocable election whether to participate in the plan. A person who is employed on June 30, 2019, shall make an irrevocable election by October 31, 2019, to participate in the new retirement plan beginning January 1, 2020, in lieu of his retirement plan at the time. If such employee elects to participate in the new plan, his retirement plan at the time of election will be "frozen" and not increase because of compensation earned or years of service earned while participating in the new plan. Under the plan, the employer makes a mandatory contribution in the amount of 8.5 percent of the employee's compensation, and the employee contributes five percent of his compensation. The employer's contribution becomes fully vested upon the employee's completion of five years of continuous participation.

02/23/17 Defeated

City Position: oppose

HB 2259 Child day programs; certain programs exempted from licensure.

Chief patron: Filler-Corn

Summary as introduced:

Child day programs; exemptions from licensure. Removes certain programs from the list of child day programs exempt from licensure and clarifies that such programs are not considered child day programs and therefore are not subject to licensure. The bill also modifies the terms of child day programs that remain listed as exempt from licensure and requires that such programs (i) file with the Commissioner of Social Services (the Commissioner), prior to beginning operation of a child day program and annually thereafter, a statement indicating the intent to operate a child day program, identifying the Code provision relied upon for exemption from

licensure, and certifying that the child day program has disclosed, in writing, to the parents or guardians of the children in the program the fact that it is exempt from licensure; (ii) report to the Commissioner all incidents involving serious injury or death to children attending the child day program; (iii) have a person trained and certified in first aid and cardiopulmonary resuscitation (CPR) present at the child day program; (iv) comply with background check requirements established by regulations of the Board of Social Services (the Board); (v) maintain daily attendance records; (vi) have an emergency preparedness plan in place; (vii) comply with all applicable laws and regulations governing transportation of children; and (viii) post in a visible location notice that the program is not licensed or inspected by the Department of Social Services and only certifies basic health and safety requirements. The bill modifies staffing ratios for religious-exempt child day centers and requires that such centers have a person trained and certified in first aid and CPR present whenever children are in attendance and comply with safe sleep practices for infants established by regulations of the Board. The bill directs (a) the Board to promulgate regulations to implement the provisions of the bill and (b) the Commissioner to establish a process to inspect child day programs exempt from licensure and a process to gather and track aggregate data regarding child injuries and deaths that occur at these programs.

02/07/17 House: Left in Health, Welfare and Institutions

City Position: support

HB 2279 Child-protective services; complaints involving members of the United States Armed Forces.

Chief patron: Hester

Summary as introduced:

Child-protective services; complaints involving members of the United States Armed Forces. Requires local departments of social services to transmit information regarding reports, complaints, family assessments, and investigations involving children of active duty members of the United States Armed Forces or members of their household to family advocacy representatives of the United States Armed Forces. Under current law, local departments of social services may transmit such information, but are only required to transmit information regarding founded complaints or family assessments.

02/21/17 Governor: Approved by Governor-Chapter 142 (effective 7/1/17)

City Position: support

HB 2311 Nutrient Offset Fund; sale of credits.

Chief patron: Cox

Summary as passed House:

Nutrient Offset Fund; sale of credits. Requires the Director of the Department of Environmental Quality (DEQ) to use certain funds to purchase nutrient credits for point or nonpoint sources that achieve reductions beyond the requirements of state or federal law or the Chesapeake Bay Watershed Implementation Plan. The bill directs DEQ to establish procedures for distributing moneys from the Nutrient Offset Fund with certain requirements. The bill requires the Director of DEQ to consider the recommendations of the Secretary of Commerce and Trade and the requirements of the State Water Control Law (§ 62.1-44.2 et seq.) in the sale of nutrient credits to new or expanding private facilities. The bill also removes the priority given to nutrient offsets produced from facilities that generate electricity from animal waste. The bill renames nutrient offsets as nutrient credits.

02/20/17 Passed House and Senate
City Position: support

HB 2336 Law-enforcement officer; report of officer involved in accident.

Chief patron: Miller

Summary as passed House:

Report of law-enforcement officer involved in accident. Provides that any law-enforcement officer who is listed as a driver in a motor vehicle accident report submitted to the Department of Motor Vehicles will not have the accident listed on his driving record if he was driving a motor vehicle provided by a law-enforcement agency in the course of his employment and was operating the motor vehicle in the performance of his official duties at the time of such accident.

02/20/17 Passed House and Senate
City Position: oppose

HB 2345 Instructional positions; students having limited English proficiency.

Chief patron: Kory

Summary as introduced:

Instructional positions; students identified as having limited English proficiency. Requires state funding to be provided pursuant to the appropriation act to support 20 full-time equivalent instructional positions for each 1,000 students identified as having limited English proficiency. Current law requires state funding to support 17 such positions for each 1,000 such students.

02/08/17 House: Left in Appropriations
City Position: support

HB 2358 Water utilities; suspension of proposed rate increases.

Chief patron: Ransone

Summary as passed House:

Water utilities; temporary and interim rate increases. Extends the maximum period that the State Corporation Commission may suspend the implementation of a proposed rate increase rates from 150 to 180 days. The measure applies only to certain investor-owned water utilities.

02/20/17 Passed House and Senate
City Position: support

HB 2361 Brandishing a firearm; intent to induce fear, etc., penalty.

Chief patron: Collins

Summary as introduced:

Brandishing a firearm; intent; penalty. Requires that a person pointing, holding, or brandishing a firearm or similar weapon must have the intent to induce fear in the mind of another or know or reasonably should know that his conduct would induce such fear in order to be convicted of the crime of brandishing. Currently, the perpetrator's intent is not an element of the offense in the statute.

02/03/17 House: Stricken from docket by Courts of Justice
City Position: oppose

HB 2392 Virginia Public Procurement Act; preferred procurement method for construction.

Chief patron: James

Summary as introduced:

Public Procurement Act; preferred procurement method for construction. Eliminates competitive sealed bidding as the preferred method for procuring construction.

02/02/17 House: Stricken from docket by General Laws

City Position: support

HB 2462 Inpatient psychiatric hospital admission; defendant found incompetent.

Chief patron: Bell, Robert B.

Summary as introduced:

Inpatient psychiatric hospital admission; defendant found incompetent. Removes the prohibition on inpatient psychiatric hospital admission for defendants who have already been ordered to receive treatment to restore their competency to stand trial.

02/20/17 Passed House and Senate

City Position: support

HJ 577 Constitutional amendment; real property tax; assessed value.

Chief patron: Cole

Summary as introduced:

Constitutional amendment (first resolution); real property tax; assessed value. Provides that the General Assembly may authorize any locality to reduce the assessed value of real property, until the property is sold or the owner dies, whose fair market value has increased significantly as a result of public improvements abutting the property.

02/08/17 House: Left in Privileges and Elections

City Position: oppose

HJ 634 Constitutional amendment (first resolution); authority of elected school boards to impose taxes.

Chief patron: Cole

Summary as introduced:

Constitutional amendment; authority of elected school boards to impose taxes. Provides that the General Assembly may authorize any elected school board to impose real property taxes.

02/08/17 House: Left in Privileges and Elections

City Position: oppose

HJ 706 Constitutional amendment; tangible personal property tax; exemption.

Chief patron: Rush

Summary as introduced:

Constitutional amendment; tangible personal property tax; exemption. Allows a locality to exempt from taxation the first \$5,000 of value of tangible personal property used in a business.

02/08/17 House: Left in Privileges and Elections

City Position: oppose

SB 783 Public employment; discrimination; sexual orientation or gender identity.

Chief patron: Ebbin

Summary as introduced:

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

02/21/17 House: Left in General Laws

City Position: support

SB 795 Register of funds; posting by localities & school divisions on website.

Chief patron: Sturtevant

Summary as passed Senate:

Register of funds expended; required posting by localities and school divisions. Requires every locality and each 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. A locality and school division may exclude from such posting any information that is exempt from mandatory disclosure under the Virginia Freedom of Information Act, any personal identifying information related to a court ordered payment, or any information related to undercover law enforcement officers.

02/21/17 House: Left in Counties, Cities and Towns

City Position: oppose

SB 802 Camping in tent or recreational vehicle; special use permit.

Chief patron: Stanley

Summary as introduced:

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.

01/24/17 Senate: Stricken at request of Patron in Local Government (10-Y 0-N)

City Position: oppose

SB 812 Asbestos, Lead, and Home Inspectors, Board for; home inspections, required statement.

Chief patron: Marsden

Summary as passed Senate:

Board for Asbestos, Lead, and Home Inspectors; home inspections; required statement related to the presence of yellow shaded corrugated stainless steel tubing. Provides that whenever a home inspector observes the presence of any shade of yellow shaded corrugated stainless steel tubing during an inspection of a home built prior to the adoption of the construction code effective in 2008, his observation must be included in the inspection report along with the following statement: "Manufacturers believe that this product is safer if properly

bonded and grounded as required by the manufacturer's installation instructions. Proper bonding and grounding of the product can only be determined by a licensed electrical contractor.

02/21/17 Passed House and Senate

City Position: oppose

SB 822 Virginia Fair Housing Law; unlawful discriminatory housing practices, sexual orientation and gender.

Chief patron: Wexton

Summary as introduced:

Virginia Fair Housing Law; unlawful discriminatory housing practices; sexual orientation and gender identity. Adds discrimination on the basis of an individual's sexual orientation or gender identity as an unlawful housing practice.

02/21/17 House: Left in General Laws

City Position: support

SB 836 License taxes; if locality imposes tax upon business, tax shall be based upon Va. taxable income.

Chief patron: Chase

Summary as introduced:

License taxes; Virginia taxable income. Provides that if a locality imposes a license tax upon a business, the tax shall be based upon the Virginia taxable income of the business. Current law allows a locality to impose the tax upon gross receipts or Virginia taxable income.

01/24/17 Senate: Passed by indefinitely in Finance (15-Y 1-N)

City Position: oppose

SB 865 Furnishing certain weapons to minor; exemption.

Chief patron: Stuart

Summary as introduced:

Furnishing certain weapons to minor; exemption. Exempts the transfer of a dirk, switchblade knife, or bowie knife between family members or for the purpose of engaging in a sporting event or activity from the current prohibition against selling, bartering, giving, or furnishing such weapons to a minor.

02/20/17 Passed House and Senate

City Position: oppose

SB 872 Absentee voting; applications and ballots; photo identification required.

Chief patron: Chase

Summary as passed:

Absentee voting; photo identification required with application. Requires any voter submitting an application for an absentee ballot by mail or by electronic or telephonic transmission to a facsimile device to submit with his application a copy of one of the forms of identification acceptable under current law. The bill exempts military and overseas voters and persons with a disability from this requirement.

02/20/17 Passed House and Senate

City Position: oppose

SB 873 Authority of fire chief over unmanned aircraft systems at a fire, etc.; civil liability.

Chief patron: Marsden

Summary as passed:

Authority of fire chief over unmanned aircraft systems at a fire, explosion, or other hazardous situation. Includes immediate airspace under the current authority of the fire chief or other officer in charge at fires, explosions, or other hazardous to maintain order at the incident.

02/22/17 Passed House and Senate

City Position: support

SB 876 Kinship Guardianship Assistance program.

Chief patron: Favola

Summary as passed Senate:

Kinship Guardianship Assistance program. Creates the Kinship Guardianship Assistance program (the program) to facilitate child placements with relatives and ensure permanency for children for whom adoption or being returned home are not appropriate permanency options. The bill sets forth eligibility criteria for the program, payment allowances to kinship guardians, and requirements for kinship guardianship assistance agreements. The bill also requires the Board of Social Services to promulgate regulations for the program.

02/21/17 House: Left in Appropriations

City Position: support

SB 887 Prioritization of statewide transportation projects; exceptions.

Chief patron: Chafin

Summary as introduced:

Prioritization of statewide transportation projects; exceptions. Exempts projects on the Coalfield Expressway, and U.S. Route 460 from the prioritization process that the Commonwealth Transportation Board applies to projects for state funding.

01/25/17 Senate: Passed by indefinitely in Transportation with letter (13-Y 0-N)

City Position: oppose

SB 897 Child care providers; criminal history background check; penalty.

Chief patron: Wexton

Summary as passed:

Child care providers; criminal history background check; penalty. Requires the following individuals to undergo a fingerprint-based national criminal history background check: (i) applicants for employment by, employees of, applicants to serve as volunteers with, and volunteers with any licensed family day system, child day center exempt from licensure pursuant to § 63.2-1716, registered family day home, or family day home approved by a family day system; (ii) applicants for licensure as a family day system, registration as a family day home, or approval as a family day home by a family day system, as well as their agents and any adult living in such family day home; and (iii) individuals who apply for or enter into a contract with the Department of Social Services under which a child day center, family day home, or child day program will provide child care services funded by the Child Care and Development Block Grant, as well as the applicant's current or prospective employees and volunteers, agents, and any adult living in the child day center or family day home. The bill also mandates that all background checks required pursuant to §§ 63.2-1720.1 and 63.2-1721.1 be completed by

September 30, 2017, or by the date specified on any federal waiver obtained by the Commonwealth, and every five years thereafter. The bill has an expiration date of July 1, 2018.
02/20/17 Passed House and Senate
City Position: support

SB 898 DEQ; combined sewer overflow (CSO) outfalls; Potomac River Watershed.

Chief patron: Stuart

Summary as passed Senate:

Department of Environmental Quality (DEQ); combined sewer overflow (CSO) outfalls; Potomac River Watershed. Directs DEQ to identify the owner of any combined sewer overflow outfall that discharges into the Potomac River Watershed and to determine what actions by the owner are necessary to bring the outfall into compliance with the Presumption Approach described in the CSO Control Policy of the U.S. Environmental Protection Agency (EPA). The bill requires any owner of such an outfall to bring it into compliance with the EPA policy by July 1, 2025, unless a higher level of control is necessary to comply with a TMDL.

02/25/17 Senate: Conference report agreed to by House and Senate

City Position: oppose

SB 919 Removal of blight; building collapse; emergency.

Chief patron: Edwards

Summary as passed Senate:

Removal of blight; building collapse; emergency. Removes the phrase "after complying with the notice provisions of this section" from a subdivision authorizing a locality to charge owners of property the cost the locality incurred in removing a structure from such property.

02/20/17 Passed House and Senate

City Position: support

SB 921 Commonwealth Transportation Board; statewide prioritization process.

Chief patron: Edwards

Summary as introduced:

Commonwealth Transportation Board; statewide prioritization process. Requires travel time reliability to be one of the factors used by the Commonwealth Transportation Board in its statewide prioritization process.

01/25/17 Senate: Stricken at request of Patron in Transportation (12-Y 0-N)

City Position: oppose

SB 924 Gov Data Collection and Dissemination Practices Act; use of personal information by law enforcement.

Chief patron: Petersen

Summary as introduced:

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. 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.

02/08/17 Senate: Left in General Laws and Technology

City Position: oppose

SB 932 Conveyance of utility easements; transportation.

Chief patron: Favola

Summary as passed Senate:

Conveyance of utility easements; transportation. Exempts from the public hearing requirement prior to disposal of real property by a locality the conveyance of utility easements related to transportation projects.

02/21/17 Passed House and Senate

City Position: oppose

SB 933 DCJS training; jail officers; mental health first aid.

Chief patron: Favola

Summary as introduced:

DCJS training; jail officers; mental health first aid. Requires that the compulsory training standards established by the Department of Criminal Justice Services for persons employed as deputy sheriffs and jail officers by local criminal justice agencies include annual training in mental health first aid.

01/31/17 Defeated

City Position: support

SB 940 Mental health screening of prisoners at local correctional facilities.

Chief patron: Cosgrove

Summary as passed Senate:

Mental health screening of inmates at local correctional facilities. Requires that the staff of a local correctional facility screen persons admitted to the facility for mental illness using a scientifically validated instrument designated by the Commissioner of Behavioral Health and Developmental Services. The bill provides that if the screening indicates that a person may have a mental illness, an assessment of his need for mental services shall be conducted within 72 hours of the time of the screening by a qualified mental health professional, which is defined in the bill. The bill requires the Department of Criminal Justice Services, in consultation with the State Board of Corrections and the Department of Behavioral Health and Developmental Services, to (i) ensure that local and regional correctional facilities are aware of the aforementioned requirements and (ii) develop and deliver a training program for employees of such facilities regarding the administration of such instrument.

02/21/17 House: Left in Appropriations

City Position: support if funded

SB 943 Alcoholic beverage control; location of government stores.

Chief patron: Ebbin

Summary as introduced:

Alcoholic beverage control; location of government stores. Requires the Alcoholic Beverage Control Board (Board) or its designee to provide notice and hold a public hearing before establishing a government store for the sale of alcoholic beverages. The bill prohibits the establishment of a government store within one-tenth of a mile of any (i) church, synagogue, mosque, or other place of religious worship; (ii) public, private, or parochial school, college, or university; or (iii) child-welfare agency. The bill requires the Board, prior to entering into any lease of real property for the purposes of establishing a government store, to (a) conduct a visual inspection of the property and (b) consult with the Department of Social Services and the Department of Education or review any databases maintained by such departments regarding the locations of schools and child welfare agencies to ensure that the property to be leased is not located within one-tenth of a mile of any of the aforementioned entities. The bill provides that any government store established prior to July 1, 2017, by the Board may continue to operate without meeting the requirements of this bill.

01/27/17 Senate: Failed to report (defeated) in Rehabilitation and Social Services (7-Y 8-N)

City Position: support

SB 957 Recordings; destruction or seizure by a law-enforcement officer.

Chief patron: Locke

Summary as introduced:

Recordings; destruction or seizure by a law-enforcement officer. Prohibits any law-enforcement officer from interfering with, damaging, destroying, or seizing another person's recording or recording device, provided that such recording or recording device is lawful and does not interfere with the duties of a law-enforcement officer. The bill provides that a violation of this prohibition is a Class 1 misdemeanor. The bill exempts any seizure or alteration of a recording or recording device by a law-enforcement officer with the permission of the person who possesses the recording or recording device, when the law-enforcement officer reasonably believes that seizure is necessary to prevent the destruction of evidence, pursuant to a lawful court order, or in accordance with state or federal law.

01/25/17 Senate: Passed by indefinitely in Courts of Justice (7-Y 3-N)

City Position: oppose

SB 958 Disclosure of information regarding former deputy sheriffs and law-enforcement officers.

Chief patron: Locke

Summary as introduced:

Disclosure of information regarding former deputy sheriffs and law-enforcement officers. Provides that any sheriff or chief of police, any director or chief executive of any agency or department employing deputy sheriffs or law-enforcement officers, and the Director of the Department of Criminal Justice Services shall disclose to a prospective law-enforcement or jail employer (i) any information related to an arrest or prosecution of a former appointee or employee, including expunged information; (ii) any information related to a civil suit regarding a former appointee's or employee's employment or performance of his duties; and (iii) any information obtained during the course of any internal investigation related to a former

appointee's or employee's alleged criminal conduct, use of excessive force, or other official misconduct. The bill provides that disclosure is required only if the prospective employer presents a written waiver signed by the former appointee or employee that explicitly authorizes the disclosure and the agency receiving the request is not prohibited from the disclosure of such information pursuant to a binding nondisclosure agreement or otherwise prohibited by law.

01/25/17 Senate: Passed by indefinitely in Courts of Justice (8-Y 5-N)

City Position: support

SB 993 Lease agreements; late charge.

Chief patron: Stanley

Summary as introduced:

Lease agreements; late charge. Caps the amount of the late charge that a lessor may impose for the failure of the lessee to make timely payment of any periodic rent due under a lease of real property in the Commonwealth at five percent of the amount of the periodic rent due under the lease. The measure requires the late charge to be specified in the lease or rental agreement. A payment is timely if it is made within seven calendar days of the due date.

01/30/17 Senate: Passed by indefinitely in Commerce and Labor with letter (15-Y 0-N)

City Position: support

SB 1039 Protective orders; possession of firearms; felony.

Chief patron: Howell

Summary as introduced:

Protective orders; possession of firearms; felony. Provides that it is a Class 6 felony for a person who is subject to a permanent protective order (i.e., a protective order with a maximum duration of two years) for subjecting another person to an act of violence, force, or threat to possess a firearm while the order is in effect, which is equivalent to the existing penalty for possession of a firearm by a person subject to a permanent protective order for family abuse. The bill also provides that such person may continue to possess and transport a firearm for 24 hours after being served with the order for the purposes of selling or transferring the firearm to another person. The bill also requires that any person who is prohibited from possessing a firearm because he is subject to a permanent protective order certify in writing to the clerk of the court that issued the order within 48 hours after being served with the order that any firearm in his possession has been sold or transferred.

01/31/17 Senate: Passed by indefinitely in Finance (11-Y 5-N)

City Position: support

SB 1047 DCJS training standards; community engaged policing.

Chief patron: Lucas

Summary as introduced:

DCJS training standards; community engaged policing. Expands the responsibilities of the Department of Criminal Justice Services regarding community policing by requiring the compulsory training standards for basic training and recertification of law-enforcement officers to include fair and impartial policing, verbal de-escalation, and needs of special populations. The bill changes the term "community policing" to "community engaged policing."

02/21/17 House: Left in Appropriations

City Position: support

SB 1054 Fire alarms; maliciously activating, penalty.

Chief patron: Stuart

Summary as introduced:

Activation of fire alarms; reimbursement of expenses; penalty. Removes the condition that a building must be for public use in order for the Class 1 misdemeanor for maliciously activating a building's fire alarm to apply. The bill authorizes any locality to provide by ordinance that a person convicted of maliciously activating a fire alarm shall be liable for the reasonable expense in responding to such a fire alarm. Current law allows such an ordinance to impose liability for the reasonable expense of an emergency response to an imitation version of a weapon of terrorism, fire bomb, other explosive device, bomb threat, or incitement of a bomb threat. The bill increases the maximum amount that a locality or volunteer emergency medical services agency may recover under such an ordinance from \$1,000 to \$2,500.

02/20/17 Passed House and Senate

City Position: support

SB 1064 Mental health awareness training; law enforcement officers, firefighters, etc.

Chief patron: Deeds

Summary as passed Senate:

Mental health awareness training; emergency personnel. Requires the Department of Criminal Justice Services to develop compulsory training standards for law-enforcement officers regarding mental health awareness. The bill also emergency medical services personnel, and firefighters other than volunteer firefighters to participate in a mental health awareness program created or certified by the Mental Health Work Group, established in the Department of Fire Programs.

02/21/17 House: Left in Courts of Justice

City Position: support

SB 1103 FOIA; closed meeting violations, civil penalty.

Chief patron: Surovell

Summary as introduced:

Virginia Freedom of Information Act (FOIA); closed meeting violations; civil penalty. Provides that in addition to any penalties imposed under FOIA, if the court finds that a member of a public body voted to certify a closed meeting and at the time of such certification such certification constituted a departure from the requirements of FOIA, the court shall impose on all members voting to certify in their individual capacity, whether or not a writ of mandamus or injunctive relief is awarded, a civil penalty of \$500 each.

02/08/17 Senate: Left in General Laws and Technology

City Position: oppose

SB 1128 FOIA; failure to respond to request for records, rebuttable presumption.

Chief patron: DeSteph

Summary as introduced:

Virginia Freedom of Information Act; failure to respond to request for records; rebuttable presumption. Provides that there shall be a rebuttable presumption that a failure to respond to a request for records was willful and knowing.

02/25/17 Senate: Failed to pass in Senate

City Position: oppose

SB 1139 Vested property rights; nonconforming uses.

Chief patron: Obenshain

Summary as introduced:

Vested property rights. Provides that if a structure is one that requires no building permit, and an authorized local government official informs the property owner that the structure will comply with the zoning ordinance, and the owner relies upon the representation and constructs the improvements, a zoning ordinance may provide that the structure is nonconforming but shall not provide that such structure is illegal and subject to removal solely due to such nonconformity.

01/24/17 Senate: Stricken at request of Patron in Local Government (13-Y 0-N)

City Position: oppose

SB 1149 Virginia Initiative for Employment Not Welfare; transitional support services, time limit.

Chief patron: Favola

Summary as introduced:

Virginia Initiative for Employment Not Welfare; transitional support services; time limit. Extends from 12 months to 24 months the amount of time a Virginia Initiative for Employment Not Welfare participant whose Temporary Assistance for Needy Families financial assistance has been terminated can receive transitional support services, provided the participant is enrolled in an accredited public institution of higher education or other postsecondary school licensed or certified by the Board of Education or the State Council of Higher Education and is taking courses as part of a curriculum that leads to a postsecondary credential, such as a degree or an industry-recognized credential, certification, or license. The bill provides that such transitional support services shall terminate when the participant completes his curriculum at such institution or school or is otherwise no longer enrolled in such institution or school, or at the end of 24 months, whichever comes first.

02/21/17 House: Left in Health, Welfare and Institutions

City Position: support

SB 1154 Terrorist organization, designated; providing material support, penalty.

Chief patron: Reeves

Summary as passed:

Providing support to terrorist organizations; penalty. Provides that any person who knowingly provides any material support to an individual or organization whose primary objective is to commit an act of terrorism and does so with the intent to further such objective is guilty of a Class 3 felony. If the provision of such material support results in the death of any

person, the penalty is increased to a Class 2 felony. The bill also expands the definition of an act of terrorism to include an act committed outside the Commonwealth that would meet the definition of an act of violence is such act was committed within the Commonwealth.

02/22/17 Passed House and Senate

City Position: support

SB 1157 Lobbyist disclosure; reporting by certain political subdivisions.

Chief patron: Reeves

Summary as introduced:

Lobbyist disclosure; reporting by certain political subdivisions. Requires the governing body of any association or other nonstock corporation that is established by a political subdivision or combination of political subdivisions of the Commonwealth to file a separate registration statement on behalf of their officers and employees who will be engaged in lobbying. The bill also prohibits political subdivisions from using public funds to support lobbying efforts and requires funds used for lobbying to be held in a separate bank account.

02/02/17 Senate: Failed to report (defeated) in Rules (6-Y 7-N)

City Position: oppose

SB 1164 Child-protective services; complaints involving members of the United States Armed Forces.

Chief patron: Reeves

Summary as introduced:

Child-protective services; complaints involving members of the United States Armed Forces. Requires local departments of social services to transmit information regarding reports, complaints, family assessments, and investigations involving children of active duty members of the United States Armed Forces or members of their household to family advocacy representatives of the United States Armed Forces. Under current law, local departments of social services may transmit such information, but are only required to transmit information regarding founded complaints or family assessments.

02/20/17 Governor: Approved by Governor-Chapter 88 (effective 7/1/17)

City Position: support

SB 1173 Vested property rights; nonconforming uses.

Chief patron: Obenshain

Summary as introduced:

Vested property rights. Provides that if a structure is one that requires no permit, and an authorized local government official informs the property owner that the structure will comply with the zoning ordinance, and the improvement was thereafter constructed, a zoning ordinance may provide that the structure is nonconforming but shall not provide that such structure is illegal and subject to removal solely due to such nonconformity. The provisions of the bill are declared to not be deemed retroactive.

02/20/17 Passed House and Senate

City Position: oppose

SB 1198 Operators of emergency vehicles; Emergency Vehicle Operator's Course.

Chief patron: DeSteph

Summary as introduced:

Operators of emergency vehicles; Emergency Vehicle Operator's Course. Requires that ordinances relating to the powers and duties of fire departments and fire companies and regulations made by fire companies contain the requirement that a member of a fire department or fire company who operates an emergency vehicle possess a valid motor vehicle operator's permit and complete an approved Emergency Vehicle Operator's Course or equivalent training course recognized by the Department of Fire Programs or the Office of Emergency Medical Services. The bill requires such operators of emergency vehicles prior to July 1, 2017, to successfully complete such a course no later than July 1, 2020.

02/21/17 House: Left in General Laws

City Position: support

SB 1239 Child day programs; exemptions from licensure, certification of preschool or nursery school program.

Chief patron: Hanger

Summary as passed Senate:

Child day programs; exemptions from licensure. Removes certain programs from the list of child day programs exempt from licensure and clarifies that such programs are not considered child day programs and therefore are not subject to licensure. The bill also modifies the terms of certain child day programs that remain listed as exempt from licensure and requires that such programs (i) file with the Commissioner of Social Services (the Commissioner), prior to beginning operation of a child day program and annually thereafter, a statement indicating the intent to operate a child day program, identifying the Code provision relied upon for exemption from licensure, and certifying that the child day program has disclosed to the parents of children in the program the fact that it is exempt from licensure; (ii) report to the Commissioner all incidents involving serious injury or death to children attending the child day program; (iii) have a person trained and certified in first aid and cardiopulmonary resuscitation (CPR) present at the child day program; (iv) comply with background check requirements established by regulations of the Board of Social Services (the Board); (v) maintain daily attendance records; (vi) have an emergency preparedness plan in place; (vii) comply with all applicable laws and regulations governing transportation of children; (viii) comply with certain safe sleep practices for infants; and (ix) post in a visible location notice that the program is not licensed by the Department of Social Services and only certifies basic health and safety requirements. The bill exempts from licensure any program offered by a local school division, operated for no more than four hours per day, staffed by local school division employees, and attended by school-age children who are enrolled in public school within such school division. The bill also modifies staffing ratios for religious-exempt child day centers. The bill directs (a) the Board to promulgate regulations to implement the provisions of the bill and (b) the Commissioner to establish a process to inspect child day programs exempt from licensure and a process to gather and track aggregate data regarding child injuries and deaths that occur at such child day programs. The bill has a delayed effective date of July 1, 2018.

02/25/17 Passed House and Senate

City Position: support

SB 1246 At-Risk Youth and Families, Comprehensive Services for; special education programs.

Chief patron: Stuart

Summary as introduced:

Comprehensive Services for At-Risk Youth and Families; special education

programs. Grants, for a period of three years, eligibility for funding from the state pool of funds available through the Comprehensive Services for At-Risk Youth and Families program to children and youth placed for purposes of special education in a public school special educational program established and funded jointly by a local governing body and school board pursuant to a Memorandum of Agreement for the purpose of providing special education, related services, or both within a public day program, when the public school special educational program is able to provide services comparable to those of an approved private school special educational program, and the student would require placement in an approved private school special educational program but for the availability of the public school special ed program.

02/02/17 Senate: Stricken at request of patron in Education and Health (14-Y 0-N)

City Position: oppose

SB 1251 Washington Metrorail Safety Commission Interstate Compact.

Chief patron: Barker

Summary as passed Senate:

Washington Metrorail Safety Commission Interstate Compact. Authorizes Virginia to become a signatory to the Washington Metrorail Safety Commission Interstate Compact. The compact establishes a state safety oversight authority for the Washington Metropolitan Area Transit Authority (WMATA) Rail System, pursuant to the mandate of federal law, to review, approve, oversee, and enforce the safety of the WMATA Rail System.

02/24/17 Passed House and Senate

City Position: support

SB 1252 Absentee voting; signature verification.

Chief patron: Obenshain

Summary as introduced:

Absentee voting; signature verification. Requires the officers of election 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 and application are later reviewed by the electoral board at its meeting held on the day after election day. If the electoral board determines that the signature on the ballot envelope and the voter's voter registration application match, the ballot is counted. However, if the electoral board determines that the signatures do not match, the ballot is not counted. The bill requires that, when the electoral board determines the signatures do not match, copies of the ballot envelope and the voter registration application are to be provided to the appropriate attorney for the Commonwealth. The voter is required to be notified in writing of the decision of and actions taken by the electoral board.

01/24/17 Senate: Stricken at request of Patron in Privileges and Elections (14-Y 0-N)

City Position: oppose

SB 1268 Localities; public hearings for tax rate increases.

Chief patron: Ebbin

Summary as introduced:

Localities; public hearings for tax rate increases. Authorizes localities to hold hearings on tax rate increases at the same time as the annual budget hearing. Current law requires a hearing on a tax rate increase to occur at a separate proceeding.

02/21/17 House: Left in Finance

City Position: support

SB 1274 License taxes, local; exemption for certain defense production businesses.

Chief patron: McDougale

Summary as passed Senate:

Local license taxes; exemption for certain defense production businesses. Clarifies that the exemption for wholesale manufacturers from local license taxes includes a manufacturer that is also a defense production business selling manufacturing, rebuilding, repair, and maintenance services at the place of manufacture to the United States or for which consent of the United States is required.

02/17/17 Passed House and Senate

City Position: oppose

SB 1275 Va. Public Procurement Act; use of best value contracting, construction and professional services.

Chief patron: Ebbin

Summary as introduced:

Virginia Public Procurement Act; use of best value contracting; construction and professional services. Authorizes any public body to procure construction on a best value procurement basis using a numerical scoring system consisting of (i) technical solution, 30 percent; (ii) past performance, 30 percent; and (iii) price, 40 percent. Under the bill, if proceeding on a best value procurement basis, the Request for Proposal must contain a notice to potential offerors that the procurement decision will be made on a best value procurement basis and describe the criteria that will be considered and the numerical scoring system that will be used in evaluating the proposals.

02/03/17 Senate: Failed to report (defeated) in General Laws and Technology (6-Y 7-N)

City Position: support

SB 1282 Wireless communications infrastructure; procedure for approved by localities.

Chief patron: McDougale

Summary as passed:

Wireless communications infrastructure. Provides a uniform procedure for the way in which small cell facilities on existing structures are approved by localities and approved and installed in public rights-of-way. The measure includes provisions that establish requirements applicable to the location of micro-wireless facilities. The measure also addresses restrictions by localities and the Department of Transportation regarding the use of public rights-of-way or easements.

02/20/17 Passed House and Senate

City Position: oppose

SB 1299 Concealed handguns; protective orders.

Chief patron: Vogel

Summary as passed:

Carrying concealed handguns; protective orders. 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.

02/20/17 Passed House and Senate

City Position: oppose

SB 1300 Victims of domestic violence, etc.; firearms safety or training course.

Chief patron: Vogel

Summary as passed Senate:

Victims of domestic violence, etc.; firearms safety or training course. Provides that the Department of Criminal Justice Services may distribute funds from the Virginia Sexual and Domestic Violence Victim Fund to reimburse an entity that offers a firearms safety or training course or class approved by the Department free of charge to victims of domestic violence, sexual abuse, stalking, and family abuse. The bill requires that, upon the issuance of a protective order, the petitioner for the order be provided with a list of approved courses or classes.

02/22/17 Passed House and Senate

City Position: oppose

SB 1308 Sales and use tax; collection of taxes from consuming contractors.

Chief patron: McDougle

Summary as introduced:

Collection of sales and use tax. Removes the exception that persons selling certain products, such as window shades, kitchen equipment, and countertops, are deemed to be retailers and not consuming contractors for purposes of collecting sales and use tax, even if they intend to install such items for contractors. Generally, tangible personal property incorporated into real property is deemed to have been purchased for consumption by the contractor.

02/17/17 Passed House and Senate

City Position: oppose

SB 1373 Group homes; written notice prior to issuance of license.

Chief patron: Norment

Summary as introduced:

Group homes. Provides that any entity intending to locate a public or private detention home, group home, or other residential care facility in a locality shall give the chief administrative officer of that locality and the president of any home owner's association for the neighborhood in which such public or private detention home, group home, or other residential care facility is to

be located at least 90 days written notice prior to the issuance of the license. The bill also states that no initial license to operate a public or private detention home, group home, or other residential care facility shall be granted if (i) the facility is to be located within one-half mile of a public or private licensed day care center or a public or private K-12 school and (ii) the residents of such facility may include persons who, on the basis of a prior record of criminal charges involving harm to persons or property or a finding of not guilty by reason of insanity for crimes involving harm to persons or property, may constitute a clear and present threat to the health or safety of other individuals, except when such service is provided by a hospital licensed by the Board of Health or the Commissioner or is owned or operated by an agency of the Commonwealth. Other provisions of the bill relate to the validity of restrictive covenants that prohibit owners from using, or renting a dwelling for another entity to use, their premises to house a person or persons who, on the basis of a prior record of criminal convictions involving harm to persons or property or a finding of not guilty by reason of insanity involving harm to persons or property, may constitute a clear and present threat to the health or safety of other individuals in the neighborhood.

02/08/17 Senate: Left in Local Government

City Position: oppose

SB 1406 Improper driving; penalty.

Chief patron: Vogel, Black

Summary as introduced:

Improper driving; penalty. Provides that any person who drives a vehicle on any highway while failing to provide the attention necessary for the safe operation of the vehicle but when such conduct does not constitute reckless driving is guilty of improper driving. The bill provides that improper driving is a punishable as a traffic infraction punishable by a fine of \$300. Current law establishes a mechanism by which a person charged with reckless driving may be found guilty of improper driving and not guilty of reckless driving or an attorney for the Commonwealth may reduce a charge of reckless driving to improper driving. The bill leaves that current mechanism in place.

01/30/17 Senate: Passed by indefinitely in Courts of Justice (9-Y 6-N)

City Position: support

SB 1420 Incapacitated persons; abuse and neglect, financial exploitation, penalty.

Chief patron: Mason

Summary as introduced:

Incapacitated persons; abuse and neglect; financial exploitation of incapacitated persons; penalty. Provides that any responsible person who abuses or neglects an incapacitated adult and such abuse or neglect results in any bodily injury, other than serious bodily injury, to the incapacitated adult is guilty of a Class 6 felony, which is in addition to the current Class 4 felony if such abuse or neglect results in serious bodily injury. The bill also expands the class of victims of the crime of financial exploitation of incapacitated persons to include persons incapacitated due to physical illness or disability, advanced age, or other causes. The current law applies only to victims who suffer from mental incapacity.

02/08/17 Senate: Left in Courts of Justice

City Position: oppose

SB 1434 Assisted living facilities and adult day care centers; background checks.

Chief patron: Wexton

Summary as introduced:

Assisted living facilities and adult day care centers; background checks. Allows licensed assisted living facilities and adult day care centers to continue to employ a person convicted of one misdemeanor barrier crime not involving abuse or neglect if five years have elapsed following the conviction.

02/23/17 Governor: Approved by Governor-Chapter 201 (effective 7/1/17)

City Position: support

SB 1440 Concealed handgun; eligibility to carry openly within Commonwealth.

Chief patron: Black

Summary as introduced:

Concealed handgun permits. Allows any person who is otherwise eligible to obtain a concealed handgun permit to carry a concealed handgun without a permit anywhere he may lawfully carry a handgun openly within the Commonwealth.

02/01/17 Senate: Passed by indefinitely in Finance (16-Y 0-N)

City Position: oppose

SB 1464 Firearms; restoration of rights of convicted felons.

Chief patron: Carrico

Summary as introduced:

Restoration of firearm rights; convicted felons. Requires the court to find by clear and convincing evidence that a convicted felon, whose civil rights have been restored by the Governor or other appropriate authority, petitioning for a permit to possess or carry a firearm is not a risk to public safety and poses no present or future danger to himself or others prior to granting the petition and issuing the permit. Current law provides for a standard of good cause shown. The bill requires the court to conduct a hearing on such petition, where current law requires a hearing only if requested by the petitioner or the attorney for the Commonwealth.

01/23/17 Senate: Failed to report (defeated) in Courts of Justice (3-Y 12-N)

City Position: support

SB 1468 Tow truck drivers and towing and recovery operators; civil penalty for improper towing.

Chief patron: Marsden

Summary as introduced:

Tow truck drivers and towing and recovery operators; requirements; penalties. Creates a civil penalty of \$100 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing. The bill exempts Planning District 8 (Northern Virginia) from any requirement by a towing advisory board for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill raises the hookup and initial towing fee in Planning District 8 (Northern Virginia) from \$135 to \$150. The bill requires the chairman of any towing advisory board within Planning District 8 (Northern Virginia) to be a representative of a licensed towing and recovery

operator and limits the membership of such boards to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public. The bill adds improper towing as a prohibited act under the Virginia Consumer Protection Act (§ 59.1-196 et seq.).

01/31/17 Senate: Defeated by Senate (20-Y 20-N)

City Position: oppose

SB 1492 Water utilities; retail rates of affiliated utilities, definitions, etc.

Chief patron: Stuart

Summary as passed Senate:

Water utilities; consolidated ratemaking. Requires that in any ratemaking proceeding for certain investor-owned water utilities that are part of a water utility network the State Corporation Commission shall ensure that equal fixed and volumetric rates are charged for each customer class of every water utility that is in the water utility network. In such proceeding, the Commission is authorized to aggregate the revenues and costs of the water utilities that are members of the applicable water utility network.

02/21/17 Passed House and Senate

City Position: oppose

SB 1501 Physical evidence recovery kit; victim's right to notification of scientific analysis information.

Chief patron: Favola

Summary as passed:

Victim's right to notification of scientific analysis information. Provides that for any physical evidence recovery kit that was received by a law-enforcement agency prior to July 1, 2016, and submitted for analysis, the victim, a parent or guardian of a minor victim, or the next of kin of a deceased victim shall be notified of the completion of the analysis and shall, upon request, receive information regarding the results of any analysis from the law-enforcement agency. The bill provides that law enforcement shall not be required to disclose the results of any analysis to an alleged perpetrator.

02/22/17 Passed House and Senate

City Position: support

SB 1532 Motor vehicle license fees; exemption of antique vehicles.

Chief patron: Lewis

Summary as introduced:

Motor vehicle license fees; exemption of antique vehicles. Exempts a motor vehicle, trailer, or semitrailer that is licensed as an antique vehicle from the imposition of local license fees.

02/20/17 Passed House and Senate

City Position: oppose

SB 1533 Antique firearms; possession by nonviolent felons.

Chief patron: Obenshain

Summary as passed:

Possession of antique firearms; nonviolent felons. Permits nonviolent felons to possess, transport, and carry muzzle-loading firearms and black powder in a quantity not exceeding five

pounds if it is intended to be used solely for sporting, recreational, or cultural purposes in muzzle-loading firearms.

02/20/17 Passed House and Senate

City Position: oppose

SB 1559 Zoning appeals, board of; recipient to receive notice of zoning violation.

Chief patron: Petersen

Summary as passed Senate:

Board of zoning appeals. Requires that the recipient of certain notices from the board of zoning appeals receive notice via certified mail, last known address, or usual abode prior to the commencement of the 30-day appeal period.

02/21/17 Passed House and Senate

City Position: oppose

SB 1578 Short-term rental of property; Airbnb.

Chief patron: Norment

Summary as introduced:

Short-term rental of property. Authorizes a locality to adopt an ordinance requiring the registration of persons offering property for short-term rental. The bill defines "short-term rental" as the provision of a room or space suitable for sleeping or lodging for less than 30 consecutive days. Persons and entities already licensed related to the rental or management of property by the Board of Health, the Real Estate Board, or a locality would not be required to register. The bill authorizes localities to impose fees and penalties on persons who violate the registry ordinance or who offer short-term rentals that have multiple violations of state or federal laws or ordinances, including those related to alcoholic beverage control. The bill amends the Alcoholic Beverage Control (ABC) Act to clarify that certain property rented on a short-term basis is considered a bed and breakfast establishment for purposes of ABC licensing and that the exception from ABC licensing for serving alcoholic beverages to guests in a residence does not apply if the guest is a short-term lessee of the residence.

02/20/17 Passed House and Senate

City Position: support

SJ 223 Constitutional amendment; qualification of voters and executive clemency.

Chief patron: Norment

Summary as passed Senate:

Constitutional amendment; qualification of voters and executive clemency. Amends the authority of the Governor to remove the political disabilities of persons convicted of felonies, thus restoring their civil rights. The resolution requires the Governor to automatically remove the political disabilities of a person convicted of a felony, other than a violent felony, who has completed service of his sentence and any modification of that sentence, and has met any other conditions that may be set by the General Assembly. The Governor retains the discretion to remove the political disabilities of persons convicted of violent felonies. A person convicted of a violent felony shall become eligible for the removal of his political disabilities once he has completed (i) the payment in full of any restitution, fines, costs, and fees assessed against him as a result of his conviction and (ii) service of his sentence and any modification of that sentence, including any period or condition of probation, parole, or suspension of sentence, and at least

five years have passed since he completed such payment and service of sentence without any new felony convictions or any misdemeanor convictions involving moral turpitude.

02/21/17 House: Left in Privileges and Elections

City Position: support

SJ 284 Constitutional amendment; real property tax exemption; surviving spouse.

Chief patron: Stuart

Summary as introduced:

Constitutional amendment; real property tax; exemption for surviving spouse of a soldier who died in a combat zone. Provides that the real property tax exemption for the principal residence of the surviving spouse of a member of the armed forces killed in action also applies if the member died in a combat zone but was not killed in action.

02/25/17 Senate: Failed to pass in Senate

City Position: oppose