

Current Status of City Package Bills January 23, 2018

HB 11 Tuition, in-state; domicile, individuals currently granted Deferred Action for Childhood Arrivals.

Patrons: Kory, Hope, Levine, Plum, Roem and Ward; *Senators:* Ebbin, Marsden and Surovell

Summary as introduced:

In-state tuition; domicile; individuals granted Deferred Action for Childhood

Arrivals. Declares, absent congressional intent to the contrary, that any individual currently granted Deferred Action for Childhood Arrivals by U.S. Citizenship and Immigration Services has the capacity to intend to remain in the Commonwealth indefinitely and is therefore eligible to establish domicile and receive in-state tuition charges at any public institution of higher education in the Commonwealth.

11/20/17 House: Referred to Committee on Rules

City Position: Support

HB 12 Temporary driver's licenses, permits, etc.; DMV authorized to issue to certain aliens.

Patrons: Kory, Carroll Foy, Rodman, Guzman, Levine and Roem

Summary as introduced:

Issuance of licenses, permits, and special identification cards to certain aliens. Authorizes the Department of Motor Vehicles to issue temporary driver's licenses, permits, and special identification cards to aliens granted "withholding of removal" immigration status. The bill contains a technical amendment.

11/20/17 House: Referred to Committee on Transportation

City Position: Support

HB 17 Grand larceny; increases threshold amount.

Patrons: Hope, Adams, D.M., Ayala, Bell, John J., Boysko, Carr, Carter, Convirs-Fowler, Delaney, Guzman, Heretick, Herring, Jones, J.C., Kory, Levine, Lindsey, Lopez, Plum, Price, Rasoul, Reid, Rodman, Simon and Tyler

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. Increases the threshold by the same amount for the classification of certain property crimes.

11/20/17 House: Referred to Committee on Rules

City Position: Support

HB 19 Tuition, in-state; eligibility, certain individuals who have applied for permanent residency, etc.

Patrons: Lopez, Hurst, Kory and Roem

Summary as introduced:

Eligibility for in-state tuition; certain individuals who have applied for permanent residency; certain individuals approved under deferred action programs. Declares eligible for in-state tuition any individual who (i) attended a public or private high school in the Commonwealth for at least three years; (ii) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (iii) registers as an entering student at or is enrolled in a public institution of higher education; (iv) provides an affidavit to the public institution of higher education at which he has registered as an entering student or is enrolled stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he becomes eligible for such permanent residency; and (v) submits evidence to the institution at which he has registered as an entering student or is enrolled that he, or in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis, has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of registration as an entering student or enrollment. The bill provides that any such individual shall remain eligible for in-state tuition for as long as he maintains continuous enrollment in the public institution of higher education and his application for permanent residency has not been denied. The bill also prohibits any student who became eligible for in-state tuition as a result of his lawful presence in the United States pursuant to approval under the Deferred Action for Childhood Arrivals program or any other federal deferred action program from being deemed ineligible for in-state tuition by virtue of the elimination or modification of any such program.

11/20/17 House: Referred to Committee on Rules

City Position: Support

HB 24 Retail Sales and Use Tax; exemption for menstrual supplies (The Dignity Act).

Patrons: Boysko, Keam, Adams, D.M., Ayala, Bell, John J., Carr, Carroll Foy, Carter, Convis-Fowler, Delaney, Gooditis, Guzman, Hope, Hurst, Jones, J.C., Kory, Krizek, Levine, Lopez, Mullin, Plum, Price, Rasoul, Reid, Rodman, Roem, Simon, Turpin and Tyler

Summary as introduced:

Sales and use tax exemption; menstrual supplies; "The Dignity Act." Exempts menstrual supplies from sales and use tax.

11/28/17 House: Referred to Committee on Finance

City Position: Support

HB 25 Retail Sales and Use Tax; exemption for menstrual supplies.

Patrons: Boysko, Keam, Bell, John J., Carroll Foy, Carter, Convirs-Fowler, Delaney, Hurst, Kory, Krizek, Lindsey, Mullin, Plum, Reid, Rodman and Simon

Summary as introduced:

Sales and use tax exemption; menstrual supplies. Adds menstrual supplies to items, currently including school supplies, clothing, and footwear, that are exempt from sales and use tax each year during a three-day period that begins on the first Friday in August. The bill specifies that menstrual supplies include pads, tampons, and menstrual cups.

11/28/17 House: Referred to Committee on Finance

City Position: Support

HB 36 School calendar; opening day of school year.

Patrons: Kory, VanValkenburg, Carter, Delaney, Gooditis, Hope, Hurst, Plum, Reid, Roem and Simon; *Senator:* McPike

Summary as introduced:

School calendar; opening day of the school year. Makes local school boards responsible for setting the school calendar and determining the opening day of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

11/28/17 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #1

City Position: Support

HB 38 School calendar; opening day of school year.

Patrons: Habeeb and Ransone

Summary as introduced:

School calendar; opening day of the school year. Makes local school boards responsible for setting the school calendar and determining the opening day of the school year and eliminates the post-Labor Day opening requirement and "good cause" scenarios for which the Board of Education may grant waivers of this requirement.

11/28/17 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #1

City Position: Support

HB 39 Minimum wage, local alternative; establishes procedure by which wage may be imposed in any locality.

Patrons: Levine, Carroll Foy, Adams, D.M., Carr, Carter, Convirs-Fowler, Delaney, Guzman, Hurst, Jones, J.C., Kory, Plum, Rodman, Roem, Simon and Tyler

Summary as introduced:

Local alternative minimum wage. Establishes a procedure by which a local alternative minimum wage may be imposed in any locality. If imposed by ordinance of the local governing body, the alternative minimum wage requirement shall become effective on the July 1 that follows delivery of a certified copy of the ordinance to the Commissioner of Labor and Industry. A local alternative minimum wage requires every employer to pay to each of his employees, for work performed by them within the locality, wages at a rate to be determined by local ordinance beginning July 1, 2019. In subsequent fiscal years, the maximum local alternative minimum wage shall be adjusted based on changes in the consumer price index. If the federal minimum wage exceeds the levels specified in an alternative local minimum wage requirement, the federal minimum wage will prevail.

11/29/17 House: Referred to Committee on Rules

City Position: Support

HB 57 Absentee voting; no excuse.

Patrons: Herring, Adams, D.M., Carroll Foy, Hurst and Rodman

Summary as introduced:

Absentee voting; no excuse. Allows for any registered voter to vote by absentee ballot in any election in which he is qualified to vote. The bill removes the current list of statutory reasons for which a person may be entitled to vote by absentee ballot and consolidates multiple sections relating to absentee voting by uniformed and overseas voters into one section and multiple sections related to absentee voting by persons with a disability into one section.

12/01/17 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 74 Voting; registered voter allowed to vote early in an election in which he is qualified.

Patrons: Sullivan and Hurst

Summary as introduced:

Elections; early voting. Allows any registered voter to vote early in any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot. The bill requires that early voting be available beginning the twenty-first day prior to any general election, the seventh day prior to any special election held on a date other than the

date of a general election, and the seventh day prior to any primary election and ending at 5:00 p.m. on the Saturday immediately preceding the election. The bill further requires early voting to be available during regular business hours each weekday during the applicable period, from 9:00 a.m. to 5:00 p.m. on each Saturday during the applicable period, and from 12:00 p.m. to 4:00 p.m. on each Sunday during the applicable period. The bill removes the current provisions for voting absentee in person but retains those provisions for voting an absentee ballot by mail, including the application requirement and the list of statutory reasons that allow a registered voter to vote absentee by mail.

12/05/17 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 92 Absentee voting; eligibility of certain caregivers.

Patron: Sullivan

Summary as introduced:

Absentee voting; eligibility of certain caregivers. Entitles a person to vote absentee if he is unable to go in person to the polls on the day of the election because he is primarily and personally responsible for the care of an ill or disabled individual who is confined at home. Currently, such caregivers are entitled to vote absentee only if the ill or disabled individual who is confined at home is a family member of the caregiver.

12/11/17 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 93 Issuance of temporary license, permit, or special ID card; alien paroled into the U.S.

Patron: Wilt

Summary as introduced:

Issuance of temporary license, permit, or special identification card; alien paroled into the United States. Authorizes the Department of Motor Vehicles to issue temporary driver's licenses, permits, and special identification cards to aliens who present documentary evidence of a pending or approved application to be paroled into the United States.

12/11/17 House: Referred to Committee on Transportation

City Position: Support

HB 116 Distracted driving; authority of local government.

Patron: Webert

Summary as introduced:

Local authority; distracted driving. Authorizes any local governing body to adopt an ordinance

prohibiting any person from driving a vehicle on any highway within the locality while failing to provide proper time and attention necessary for the safe operation of the vehicle where the manner of driving does not constitute reckless or improper driving. A violation of any such ordinance is punishable as a traffic infraction with a fine of not more than \$300.

12/15/17 House: Referred to Committee for Courts of Justice

City Position: Support

HB 136 Alcoholic beverage control; annual mixed beverage special events licenses.

Patron: Levine

Summary as introduced:

Alcoholic beverage control; annual mixed beverage special events licenses. Allows annual mixed beverage special events licenses to be issued to localities for use at museums or other facilities owned by the locality and used primarily for historic interpretation.

01/17/18 House: Assigned GL sub: Subcommittee #3

01/18/18 House: Subcommittee recommends reporting with amendment (8-Y 0-N)

City Position: Support

HB 152 Retail Sales and Use Tax; exempts certain feminine hygiene products.

Patrons: Kory and Levine

Summary as introduced:

Sales and use tax exemption; feminine hygiene products. Exempts the following feminine hygiene products from sales and use tax: sanitary napkins, tampons, sanitary towels, menstrual cups, and sanitary pads.

12/20/17 House: Referred to Committee on Finance

City Position: Support

HB 173 Grand larceny & certain property crimes; increases threshold amount of money taken, etc., to \$500.

Patron: Filler-Corn

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny.

12/22/17 House: Referred to Committee for Courts of Justice

01/15/18 House: Referred to Committee on Rules

City Position: Support

HB 177 Distracted driving; handheld personal communications devices, driving with an animal.

Patron: Bell, Richard P.

Summary as introduced:

Distracted driving; handheld personal communications devices; driving with an animal. Prohibits a vehicle operator from using his hands to use a handheld personal communications device while driving. Current law only prohibits the use of a handheld personal communications device for certain purposes while operating a moving vehicle. The bill exempts any person who is using a radio-based communications device during an emergency or disaster relief operation or who is using a handheld personal communications device to initiate or terminate a telephone call; the bill maintains the current exemptions for any person who is stopped or parked, emergency personnel, and reporting an emergency. The bill also prohibits any person, while operating a moving motor vehicle, to (i) have an animal on his lap, (ii) permit an animal to impede his free access to and use of vehicle controls, or (iii) obstruct his vision.

12/23/17 House: Referred to Committee for Courts of Justice

City Position: Support

HB 178 Virginia Fair Housing Law; exemptions.

Patron: Bell, Richard P.

Summary as introduced:

Virginia Fair Housing Law; exemptions. Provides that it shall not be unlawful under the Virginia Fair Housing Law for any owner to deny or limit the rental of housing to persons whose payment of rent for such housing is contingent upon the owner's acceptance of a contract authorizing payment of such rent by an entity or individual other than the lessee.

12/23/17 House: Referred to Committee on General Laws

01/19/18 House: Assigned GL sub: Subcommittee #2

City Position: Oppose

HB 180 Distracted driving; penalty.

Patrons: Collins and Reid

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 positioning system for the purpose of navigation. The bill eliminates the current exemption from the prohibition on using a handheld personal communications device while operating a motor vehicle when the vehicle is stopped or not moving; the current exemption from the prohibition when the vehicle is parked is not affected.

12/23/17 House: Referred to Committee for Courts of Justice

City Position: Support

HB 181 Improper driving; use of handheld communications device while driving vehicle.

Patron: Collins

Summary as introduced:

Improper driving; handheld communications device. Provides that any person who drives a vehicle on any highway (i) in a negligent manner but does not endanger the life, limb, or property of another or (ii) while using a handheld personal communications device where such use substantially diverts the driver's attention from the operation of the vehicle is guilty of improper driving. Current law authorizes a court to find a person charged with reckless driving not guilty of reckless driving but guilty of improper driving, which under current law is punishable as a traffic infraction with a fine of not more than \$500.

12/23/17 House: Referred to Committee for Courts of Justice

City Position: Support

HB 186 Absentee voting; persons age 65 or older.

Patron: Hayes

Summary as introduced:

Absentee voting; persons age 65 or older. Entitles a person who will be age 65 or older on the day of an election to vote by absentee ballot in that election.

12/26/17 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 195 Alexandria, City of; amending charter, tree planting and replacement.

Patron: Herring

Summary as introduced:

Charter; City of Alexandria; tree planting and replacement. Grants the City authority to adopt an ordinance providing for the planting and replacement of trees during the development process. The ordinance shall require that the site plan for any subdivision or development include the planting or replacement of trees on the site to the extent that, at 10 years, minimum tree canopies or covers will meet certain criteria based on zoning, density, and other

factors set out in the ordinance. The ordinance shall provide for reasonable provisions for reducing the tree canopy requirements or granting tree cover credit in consideration of the preservation of existing tree cover or for preservation of trees of outstanding age, size, or physical characteristics. The ordinance shall provide for reasonable exceptions to or deviations from these requirements to allow for the reasonable development of areas devoid of healthy or suitable woody materials, for the preservation of wetlands, or otherwise when the strict application of the requirements would result in unnecessary or unreasonable hardship to the developer. Penalties for violations of ordinances adopted pursuant to this section shall be the same as those applicable to other violations of the zoning ordinance.

01/18/18 House: Subcommittee recommends passing by indefinitely (5-Y 3-N)

City Position: Support

HB 225 Grand larceny; increases threshold.

Patron: Hayes

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$750 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

12/29/17 House: Referred to Committee on Rules

City Position: Support

HB 348 Medical assistance; eligibility for state plan.

Patron: Sickles

Summary as introduced:

State plan for medical assistance; eligibility. Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6).

01/04/18 House: Referred to Committee on Rules

City Position: Support

HB 464 Pedestrians; drivers yielding the right-of-way.

Patrons: Carter and Plum

Summary as introduced:

Yielding the right-of-way to pedestrians; stopping. Clarifies the duties of vehicle drivers to stop to allow pedestrians to cross highways at (i) clearly marked crosswalks, whether at mid-block or at the end of any block; (ii) any regular pedestrian crossing included in the prolongation of the lateral boundary lines of the adjacent sidewalk at the end of a block; or (iii) any intersection when the driver is approaching on a highway where the maximum speed limit is not more than 35 miles per hour.

01/16/18 House: Assigned Transportation sub: Subcommittee #1

City Position: Support

HB 506 Improper driving; use of handheld communication device while driving vehicle.

Patron: Mullin

Summary as introduced:

Improper driving; handheld communication device. Provides that any person who drives a vehicle on any highway (i) in a negligent manner but does not endanger the life, limb, or property of another or (ii) while using a handheld personal communications device where such use substantially diverts the driver's attention from the operation of the vehicle is guilty of improper driving. Current law authorizes a court to find a person charged with reckless driving not guilty of reckless driving but guilty of improper driving, which under current law is punishable as a traffic infraction with a fine of not more than \$500.

01/08/18 House: Referred to Committee for Courts of Justice

City Position: Support

HB 518 Minimum wage; increases wage to \$9 per hour effective July 1, 2018, etc.

Patrons: Simon, Bagby, Boysko, Carr, Delaney, Guzman, Hope, Krizek, Plum, Rasoul and Tyler

Summary as introduced:

Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$9 per hour effective July 1, 2018, to \$10 per hour effective January 1, 2019, to \$11 per hour effective January 1, 2020, to \$13 per hour effective January 1, 2021, and to \$15 per hour effective January 1, 2022, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). For 2023 and thereafter, the annual minimum wage shall be adjusted to reflect increases in the consumer price index. The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA.

01/08/18 House: Referred to Committee on Rules

City Position: Support

HB 580 Driver privilege cards; authorizes issuance of new cards by DMV.*Patron:* Bloxom*Summary as introduced:*

Driver privilege cards. Authorizes the issuance of new driver privilege cards by the Department of Motor Vehicles to an individual who has (i) reported income from Virginia sources on an individual tax return filed with the Commonwealth in the preceding 12 months and (ii) is not in violation of the insurance requirements of Article 8 (§ 46.2-705 et seq.) (Registration of Uninsured Motor Vehicles) of Chapter 6 of Title 46.2. The bill provides that driver privilege cards shall confer the same privileges and shall be subject to the same provisions as driver's licenses and permits; however, driver privilege cards shall not (a) confer voting privileges, (b) permit an individual to waive any part of the driver examination, or (c) have their issuance be contingent upon the applicant's ability to produce proof of legal presence in the United States. The bill provides for the term "driver's license" to consistently refer to all driver's licenses, permits, driver privilege cards, and special identification cards issued by the Commonwealth or the comparable law of another jurisdiction. The bill allows the issuance of a limited-duration driver's license and special identification card to an applicant presenting valid documentary evidence that a federal court or federal agency having jurisdiction over immigration has authorized the applicant to be in the United States for a period of at least 30 days from the date of application. The bill authorizes the Tax Commissioner to provide to the Commissioner of the Department of Motor Vehicles information sufficient to verify that an applicant for a driver privilege card or permit has reported income from Virginia sources on an individual tax return filed with the Commonwealth in the preceding 12 months. The bill has a delayed effective date of January 1, 2019.

01/08/18 House: Referred to Committee on Transportation

City Position: Support**HB 600 Public employment; inquiries regarding criminal convictions.***Patron:* Carr*Summary as introduced:*

Public employment; inquiries by state agencies and localities regarding criminal convictions, charges, and arrests. Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the

duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies or certain positions designated as sensitive or in instances where a state agency is expressly permitted to inquire into an individual's criminal history for employment purposes pursuant to any provision of federal or state law. The bill also authorizes localities to prohibit such inquiries.

01/08/18 House: Referred to Committee on General Laws

City Position: Support

HB 616 Congressional and legislative districts; certain prohibitions.

Patrons: Price, Bourne, Jones, J.C., Rasoul and Simon

Summary as introduced:

Congressional and legislative districts; certain prohibitions. Prohibits any congressional district or district for the Senate of Virginia or House of Delegates from being drawn (i) for the purpose of favoring or disfavoring any political party, incumbent legislator or member of Congress, or potential candidate or (ii) to restrict or deny the ability of any racial or language minority to participate in the political process and elect a preferred candidate of choice.

01/08/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 699 Motor vehicle fuels; sales tax in certain transportation districts.

Patrons: Levine and Guzman

Summary as introduced:

Motor vehicle fuels sales tax in certain transportation districts. Provides that the tax that is imposed on the sales price of motor fuel in Northern Virginia shall be imposed on the regional price of gas, defined and computed as a six-month average price of fuel. The tax shall not be imposed on a regional price that is less than a gallon of gasoline on February 20, 2013, nor shall it be imposed a price that is more than \$4 per gallon. The bill also raises the rate of taxation of motor fuel in Northern Virginia from 2.1% to 3%. The bill also changes the regional gas tax in Hampton Roads from a percentage to a cents-per-gallon tax that decreases as the price of gas increases. The regional gas tax in Hampton Roads would have a floor of \$0.05 per gallon and a

ceiling of \$0.14 per gallon and would be determined on the basis of the average wholesale price of unleaded regular gasoline.

01/09/18 House: Referred to Committee on Rules

City Position: Support

HB 702 Libraries; assessment for costs in civil actions, disbursement for law libraries.

Patron: Levine

Summary as introduced:

Libraries; assessment for costs in civil actions; disbursement for law libraries. Increases from \$4 to \$7 the assessment a county, city, or town may make as part of the costs incident to each civil action filed in the courts located within its boundaries.

01/09/18 House: Referred to Committee on General Laws

01/19/18 House: Assigned GL sub: Subcommittee #1

City Position: Support

HB 706 Grand larceny; increases threshold amount.

Patron: Filler-Corn

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$1,000 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for the classification of certain property crimes.

01/09/18 House: Referred to Committee on Rules

City Position: Support

HB 715 Minimum wage; increases to \$10.10 per hour effective January 1, 2019, etc.

Patrons: Plum, Bagby, Boysko, Krizek, Levine, Simon and Tyler

Summary as introduced:

Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10.10 per hour effective January 1, 2019, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). Effective January 1, 2021, the minimum wage shall be adjusted biennially to reflect annual increases in the consumer price index over the two most recent calendar years. The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA and to persons employed by the Commonwealth, its agencies or political subdivisions, or a public body.

01/09/18 House: Referred to Committee on Rules

City Position: Support

HB 733 Absentee voting; no-excuse in-person available 21 days prior to election.

Patron: Carr

Summary as introduced:

Absentee voting; no-excuse in-person available 21 days prior to election. Allows for any registered voter to vote by absentee ballot in person beginning on the twenty-first day prior to any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot. The bill makes absentee voting in person available beginning on the forty-fifth day prior to the election and ending at 5:00 p.m. on the Saturday immediately preceding the election. The bill retains the current provisions for voting an absentee ballot by mail or in person prior to the twenty-first day before the election, including the application requirement and the list of statutory reasons for absentee voting.

01/09/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 768 Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor.

Patron: Jones, S.C.

Summary as introduced:

Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads. The average wholesale price of gasoline, as determined by the Commissioner of the Department of Motor Vehicles, on July 1, 2018, shall be the initial floor. If the average wholesale price rises in future determinations, the new higher average will become the floor, until such time as the average wholesale price of gasoline is determined to be equal to or greater than the average wholesale price of gasoline in the Commonwealth on February 20, 2013, which is the date of the floor used for the calculation of the state gasoline tax. After this threshold is met, the average wholesale price used for the calculation of the regional tax will be the same as the average price used to calculate the state tax.

01/09/18 House: Referred to Committee on Rules

City Position: Support

HB 784 Congressional & state legislative districts; criteria to be used in drawing.

Patron: Keam

Summary as introduced:

Congressional and state legislative districts. Provides criteria for the General Assembly to observe in drawing districts, including respect for political boundaries, equal population, racial and ethnic fairness, contiguity, compactness, and communities of interest. Use of political data

or election results is prohibited unless necessary to ensure maximum competitiveness among the political parties present in the district or to ensure that racial or ethnic minorities can elect candidates of their choice.

01/09/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 970 Motor vehicle fuels; sales tax in certain areas of the Commonwealth, price floor.

Patron: Guzman

Summary as introduced:

Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by requiring that the average wholesale price upon which the tax is based be no less than the statewide average wholesale price on February 20, 2013.

01/09/18 House: Referred to Committee on Rules

City Position: Support

HB 1020 School calendar; opening day of school year.

Patron: Adams, L.R.

Summary as introduced:

School calendar; opening day of the school year. Makes local school boards responsible for setting the school calendar and determining the opening day of the school year and eliminates the post-Labor Day opening requirement.

01/09/18 House: Referred to Committee on Education

01/19/18 House: Assigned Education sub: Subcommittee #1

City Position: Support

HB 1072 Absentee voting; no excuse.

Patrons: Heretick, Boysko, Carr, Convirs-Fowler, Guzman, Hope, Jones, J.C., Kory, Krizek, Levine, Lindsey, Mullin, Plum, Price, Rasoul, Reid, Simon, Tyler, Ward and Watts

Summary as introduced:

Absentee voting; no excuse. Allows for any registered voter to vote by absentee ballot in any election in which he is qualified to vote. The bill removes the current list of statutory reasons for which a person may be entitled to vote by absentee ballot and consolidates multiple sections relating to absentee voting by uniformed and overseas voters into one section and multiple sections related to absentee voting by persons with a disability into one section.

01/10/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 1073 Grand larceny; increases threshold amount.

Patrons: Heretick, Boysko, Carr, Cole, Convirs-Fowler, Delaney, Guzman, Hope, Jones, J.C., Kory, Levine, Lindsey, Plum, Price, Simon, Tyler and Ward

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$1,000 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

01/10/18 House: Referred to Committee on Rules

City Position: Support

HB 1079 Voter identification; repeal of photo identification requirements.

Patrons: McQuinn, Boysko, Krizek, Lindsey, Plum, Price, Simon, Tyler and VanValkenburg

Summary as introduced:

Voter identification; repeal of photo identification requirements. Repeals the requirement that voters show a form of identification containing a photograph in order to be allowed to vote. The bill requires a voter to show either his voter registration confirmation documents; his valid Virginia driver's license, his valid United States passport, or any other identification issued by the Commonwealth, one of its political subdivisions, or the United States; any valid student identification card issued by any institution of higher education located in the Commonwealth or any private school located in the Commonwealth; any valid employee identification card containing a photograph of the voter and issued by an employer of the voter in the ordinary course of the employer's business; or a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter. The bill adds language regarding requirements for certain voters pursuant to the Help America Vote Act of 2002.

01/10/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 1080 Employment; break to express breast milk.

Patron: Yancey

Summary as introduced:

Employment; break to express breast milk. Requires employers, including the Commonwealth and its political subdivisions, to provide reasonable unpaid break time each day to an employee who needs to express breast milk for the employee's nursing child for one year after the child's birth. An employer is also required to make reasonable efforts to provide a room or other

location in close proximity to the work area, other than a toilet stall, where such an employee can express breast milk in privacy. An employer shall not be held to have violated these requirements if it has made reasonable efforts to comply with them. The measure applies to employees who are exempt under § 7 of the federal Fair Labor Standards Act (FLSA). The FLSA requires employers to provide such benefits for non-exempt employees.

01/10/18 House: Referred to Committee on Commerce and Labor

01/18/18 House: Assigned C & L sub: Subcommittee #2

City Position: Support

HB 1083 Motor vehicle fuels sales tax; price floor.

Patron: Filler-Corn

Summary as introduced:

Motor vehicle fuels sales tax; price floor. Provides that the 2.1% tax that is imposed on the sales price of motor fuel in Northern Virginia and Hampton Roads shall be imposed on the regional price of gas, defined and computed as the six-month average price of fuel, for each region. The regional price used to calculate the tax shall not be less than the average statewide price of a gallon of unleaded regular gasoline on February 20, 2013.

01/10/18 House: Referred to Committee on Rules

City Position: Support

HB 1097 Removal of certain monuments or memorials for war veterans.

Patron: Levine

Summary as introduced:

Removal of certain monuments or memorials for war veterans. Provides that upon the affirmative vote of a governing body of a locality in which a monument or memorial is located, the locality may relocate the monument or memorial to a museum of the locality's choice. However, if the monument or memorial is not owned by the locality, the owner of the monument or memorial shall be given an opportunity to reclaim or relocate the monument or memorial within six months of notice from the locality. After six months, if the owner of such a monument or memorial declines the opportunity to reclaim or relocate the monument or memorial in question, the locality shall be authorized to proceed with the relocation. The bill also repeals an 1890 Act of Assembly related to the placement of a statue in the City of Alexandria.

01/10/18 House: Referred to Committee on Counties, Cities and Towns

01/17/18 House: Assigned CC & T sub: Subcommittee #1

City Position: Support

HB 1098 Monuments and memorials, certain; removal to prominently display in outdoor location of museum.

Patron: Levine

Summary as introduced:

Removal of certain monuments and memorials. Provides that for any monument or memorial erected prior to 1900, notwithstanding any Act of Assembly regarding the preservation of monuments or memorials enacted prior to 1900, the governing body of the locality in which the monument or memorial is located may remove the monument or memorial to be prominently displayed in an outdoor location on the grounds of a locality-owned history museum that is located within one-quarter mile of the existing site, provided that the governing body has affirmatively voted to relocate the monument or memorial. However, if the monument or memorial is not owned by the locality, the owner of the monument or memorial shall be given an opportunity to reclaim or relocate the monument or memorial within six months of notice from the locality. After six months, if the owner of such a monument or memorial declines the opportunity to reclaim or relocate the monument or memorial in question, the locality shall be authorized to proceed with the relocation.

01/10/18 House: Referred to Committee on Counties, Cities and Towns

01/17/18 House: Assigned CC & T sub: Subcommittee #1

City Position: Support

HB 1134 Absentee voting; persons age 65 or older.

Patron: Aird

Summary as introduced:

Absentee voting; persons age 65 or older. Entitles a person who will be age 65 or older on the day of an election to vote by absentee ballot in that election.

01/10/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HB 1191 Eligibility for in-state tuition; certain individuals who have applied for asylum.

Patron: Bulova

Summary as introduced:

Eligibility for in-state tuition; certain individuals who have applied for asylum. Declares eligible for in-state tuition any individual who (i) attended a public or private high school in the Commonwealth for at least three years; (ii) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (iii) registers as an entering student at or is enrolled in a public institution of higher

education; (iv) provides an affidavit to the public institution of higher education at which he has registered as an entering student or is enrolled stating that he has filed with U.S. Citizenship and Immigration Services an application for asylum; and (v) submits evidence to the institution at which he has registered as an entering student or is enrolled that he, or in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis, has filed, unless exempted by state law, Virginia income tax returns for at least three years prior to the date of registration as an entering student or enrollment. The bill makes any such individual eligible for in-state tuition for as long as he maintains continuous enrollment in the public institution of higher education and his application for asylum has not been denied.

01/10/18 House: Referred to Committee on Rules

City Position: Support

HB 1225 Memorials for war veterans.

Patron: Toscano

Summary as introduced:

Memorials for war veterans. Allows a locality to remove or provide for the maintenance or contextualization of any monument or memorial for war veterans located in its public space, regardless of when erected. Current law makes it unlawful to disturb or interfere with such monuments or memorials or to prevent its citizens from taking proper measures and exercising proper means for the protection, preservation, and care of such monuments or memorials.

01/10/18 House: Referred to Committee on Counties, Cities and Towns

City Position: Support

HB 1313 Grand larceny; increases threshold amount.

Patron: Lindsey

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

01/10/18 House: Referred to Committee on Rules

City Position: Support

HB 1318 Driver privilege cards; authorizes issuance of new cards by DMV.

Patrons: Boysko and Plum

Summary as introduced:

Driver privilege cards. Authorizes the issuance of new driver privilege cards by the Department of Motor Vehicles to an individual who has (i) reported income from Virginia sources on an

individual tax return filed with the Commonwealth in the preceding 12 months and (ii) is not in violation of the insurance requirements of Article 8 (§ 46.2-705 et seq.) (Registration of Uninsured Motor Vehicles) of Chapter 6 of Title 46.2. The bill provides that driver privilege cards shall confer the same privileges and shall be subject to the same provisions as driver's licenses and permits; however, driver privilege cards shall not (a) confer voting privileges, (b) permit an individual to waive any part of the driver examination, or (c) have their issuance be contingent upon the applicant's ability to produce proof of legal presence in the United States. The bill provides for the term "driver's license" to consistently refer to all driver's licenses, permits, driver privilege cards, and special identification cards issued by the Commonwealth or the comparable law of another jurisdiction. The bill allows the issuance of a limited-duration driver's license and special identification card to an applicant presenting valid documentary evidence that a federal court or federal agency having jurisdiction over immigration has authorized the applicant to be in the United States for a period of at least 30 days from the date of application. The bill authorizes the Tax Commissioner to provide to the Commissioner of the Department of Motor Vehicles information sufficient to verify that an applicant for a driver privilege card or permit reported income from Virginia sources on an individual tax return filed with the Commonwealth in the preceding 12 months. The bill has a delayed effective date of January 1, 2019.

01/10/18 House: Referred to Committee on Transportation

City Position: Support

HB 1319 Mass transit; makes numerous changes to administration of and revenues for transit.

Patron: Sullivan

Summary as introduced:

Mass transit in the Commonwealth. Makes numerous changes to the administration of and revenues for mass transit in the Commonwealth, specifically as it relates to the membership and funding of the Washington Metropolitan Area Transit Authority, the disbursement of funds in the Commonwealth Mass Transit Fund, and the authority of the Commonwealth Transportation Board to issue bonds for transit capital. The bill sets a floor on the average price of fuel used to calculate the regional motor sales tax as the price of gas on February 20, 2013, the same floor that is used to calculate the state fuels tax. The bill also raises the regional congestion relief fee and the regional transient occupancy tax in the Northern Virginia region to raise additional revenues for mass transit.

01/10/18 House: Referred to Committee on Rules

City Position: Support

HB 1352 Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor.

Patron: Thomas

Summary as introduced:

Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads. The average wholesale price of gasoline, as determined by the Commissioner of the Department of Motor Vehicles, on July 1, 2018, shall be the initial floor. If the average wholesale price rises in future determinations, the new higher average will become the floor, until such time as the average wholesale price of gasoline is determined to be equal to or greater than the average wholesale price of gasoline in the Commonwealth on February 20, 2013, which is the date of the floor used for the calculation of the state gasoline tax. After this threshold is met, the average wholesale price used for the calculation of the regional tax will be the same as the average price used to calculate the state tax.

01/11/18 House: Referred to Committee on Rules

City Position: Support

HB 1357 Public employment; inquiries by state agencies and localities regarding criminal convictions.

Patron: Aird

Summary as introduced:

Public employment; inquiries by state agencies and localities regarding criminal convictions, charges, and arrests. Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i) the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies or certain positions designated as sensitive or in instances where a state agency is expressly permitted to inquire into an individual's criminal

history for employment purposes pursuant to any provision of federal or state law. The bill also authorizes localities to prohibit such inquiries.

01/11/18 House: Referred to Committee on General Laws

City Position: Support

HB 1384 Hands-free operation of handheld personal communications devices in motor vehicles; exceptions.

Patrons: Ayala, Lindsey, Plum, Price and Tyler

Summary as introduced:

Hands-free operation of handheld personal communications devices in motor vehicles; exceptions. Expands the prohibition on using a handheld personal communications device while operating a motor vehicle to all communications unless the device is specifically designed to allow voice and hands-free operation and the device is being used in that manner. The bill provides that if such device is mounted to the dashboard of the vehicle it shall not obscure the driver's view of any portion of the windshield other than specifically allowed. Current law prohibits only the reading of an email or text message and manually entering letters or text in the device as a means of communicating. The bill expands the exemptions to include handheld personal communications devices that are used (i) for navigation or generating audio transmissions when the device is physically mounted to the vehicle or (ii) by an operator who activates, deactivates, or initiates a factory-installed feature or function on the vehicle and removes the exemption for an operator who is lawfully parked or stopped.

01/12/18 House: Referred to Committee for Courts of Justice

City Position: Support

HB 1408 Virginia Fair Housing Law; unlawful discriminatory housing practices.

Patrons: Bourne, Bagby, Krizek, Lindsey, Plum, Rasoul, Simon and Tyler

Summary as introduced:

Virginia Fair Housing Law; unlawful discriminatory housing practices. Adds discrimination on the basis of a person's source of income to the list of unlawful discriminatory housing practices. The bill defines "source of income" as any source that lawfully provides funds to or on behalf of a renter or buyer of housing, including any assistance, benefit, or subsidy program, whether such program is administered by a governmental or nongovernmental entity.

01/15/18 House: Referred to Committee on General Laws

City Position: Support

HJ 5 Constitutional amendment; criteria for electoral districts (first reference).

Patrons: Sullivan, Gooditis and VanValkenburg

Summary as introduced:

Constitutional amendment (first resolution); apportionment; criteria for electoral districts. Provides the criteria for electoral districts drawn by the General Assembly. The amendment directs that electoral districts are (i) to be composed of contiguous and compact territory, (ii) to be drawn utilizing existing political boundaries, and (iii) to be as nearly equal in population as is practicable but with variations in the size of districts permitted in order to comply with other reapportionment criteria. The amendment prohibits electoral districts being drawn for the purpose of favoring or disfavoring any political party, incumbent legislator or member of Congress, or other individual or entity. The amendment authorizes the General Assembly to provide additional standards, definitions, or guidance in order to facilitate the objective interpretation and application of such criteria.

11/28/17 House: Referred to Committee on Privileges and Elections

City Position: Support

HJ 21 Constitutional amendment; Virginia Redistricting Commission, criteria to redraw districts.

Patrons: Sullivan, Gooditis and VanValkenburg

Summary as introduced:

Constitutional amendment; Virginia Redistricting Commission; criteria for legislative and congressional districts. Establishes the seven-member Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each decennial census. The Commission is directed to certify district plans for the General Assembly within 30 days of receipt of the new census data or by June 1 of the year following the census, whichever occurs later, and for the House of Representatives within 60 days of receipt of the census data or by July 1 of the year following the census, whichever occurs later. The amendment also establishes the standards to govern redistricting plans, which include the current constitutional standards on population equality, compactness, and contiguity and additional standards to minimize splits of localities and to prohibit consideration of incumbency and political data.

12/28/17 House: Referred to Committee on Privileges and Elections

City Position: Support

HJ 35 Constitutional amendment; Virginia Redistricting Commission; apportionment.

Patron: Bell, John J.

Summary as introduced:

Constitutional amendment; Virginia Redistricting Commission. Establishes the seven-member Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each decennial census of the United States. The Commission is directed to

certify district plans for the General Assembly within 30 days of receipt of the new census data or by June 1 of the year following the census, whichever is earlier, and for the House of Representatives within 60 days of receipt of the census data or by July 1 of the year following the census, whichever is earlier. The amendment requires that districts be drawn using the Shortest Split methodology, which divides the geographic area of the Commonwealth into two halves of approximately equal population based on the official decennial census redistricting numbers, choosing the shortest possible dividing line to split the state. The division of halves shall continue until the required number of districts is achieved. The Commission is required to make adjustments to the resulting maps as may be necessary to achieve compliance with the requirements of the federal Voting Rights Act of 1965, as amended, and is authorized to make adjustments to the resulting maps so that district boundaries coincide with existing political boundaries and take into account geographic features.

01/03/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HJ 71 Constitutional amendment; Virginia Nonpartisan Redistricting Commission created.

Patron: Carr

Summary as introduced:

Constitutional amendment; Virginia Nonpartisan Redistricting Commission created. Provides for a temporary Virginia Nonpartisan Redistricting Commission to prepare redistricting plans in 2021 and each tenth year thereafter for General Assembly and congressional districts. The Commission shall consist of seven members appointed by majority vote of the Supreme Court of Virginia from a list of retired judges who have indicated their willingness to serve on the Commission. The resolution sets out the standards by which the Commission is required to draw district lines and the procedure for doing so. The resolution requires the Commission to submit the plan to the General Assembly as a bill and to review and make recommendations on any amendments made by the General Assembly or the Governor.

01/08/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HJ 72 Constitutional amendment; qualifications to vote, restoration of civil rights.

Patron: Carr

Summary as introduced:

Constitutional amendment; qualifications to vote; restoration of civil rights. Authorizes the General Assembly to provide by law for the restoration of civil rights for persons convicted of felonies. The present Constitution provides for restoration of rights by the Governor. The

amendment retains the right of the Governor to restore civil rights and adds an alternative for restoration of rights pursuant to law.

01/08/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HJ 83 Constitutional amendment; Virginia Redistricting Commission established.

Patrons: Plum, Boysko, Mullin, Simon and Watts

Summary as introduced:

Constitutional amendment; Virginia Redistricting Commission. Establishes the Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each census. Appointments to the 13-member Commission are to be made as follows: two each by the President pro tempore of the Senate, the Speaker of the House of Delegates, the minority leader in each house, and the state chairman of each of the two political parties receiving the most votes in the prior gubernatorial election. The 12 partisan members then select the thirteenth member by a majority vote or, if they cannot agree on a selection, certify the two names receiving the most votes to the Supreme Court of Virginia, which will name the thirteenth member. The standards to govern redistricting include the current constitutional standards on population equality, compactness, and contiguity and additional standards to minimize splits of localities and to prohibit consideration of incumbency and political data.

01/09/18 House: Referred to Committee on Privileges and Elections

City Position: Support

HJ 104 Constitutional amendment; Virginia Redistricting Commission established.

Patron: Heretick

Summary as introduced:

Constitutional amendment; Virginia Redistricting Commission. Establishes the Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each census. Appointments to the 13-member Commission are to be made as follows: two each by the President pro tempore of the Senate, the Speaker of the House of Delegates, the minority leader in each house, and the state chairman of each of the two political parties receiving the most votes in the prior gubernatorial election. The 12 partisan members then select the thirteenth member by a majority vote or, if they cannot agree on a selection, certify the two names receiving the most votes to the Supreme Court of Virginia, which will name the thirteenth member. The standards to govern redistricting include the current constitutional standards on population equality, compactness, and contiguity and additional standards to minimize splits of localities and to prohibit consideration of incumbency and political data.

01/10/18 House: Referred to Committee on Privileges and Elections

City Position: Support

SB 4 Absentee voting; persons age 65 or older.

Patrons: Ebbin; *Delegates:* Kory and Levine

Summary as introduced:

Absentee voting; persons age 65 or older. Entitles a person who will be age 65 or older on the day of an election to vote by absentee ballot in that election.

11/20/17 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 21 Grand larceny & certain property crimes; increases threshold to \$500.

Patrons: Surovell, Wexton and Lewis; *Delegate:* Kory

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny.

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 46 Pedestrians; drivers yielding the right-of-way.

Patrons: Favola; *Delegate:* Kory

Summary as introduced:

Yielding the right-of-way to pedestrians; stopping. Clarifies the duties of vehicle drivers to stop to allow pedestrians to cross highways at (i) clearly marked crosswalks, whether at mid-block or at the end of any block; (ii) any regular pedestrian crossing included in the prolongation of the lateral boundary lines of the adjacent sidewalk at the end of a block; or (iii) any intersection when the driver is approaching on a highway where the maximum speed limit is not more than 35 miles per hour.

01/17/18 Senate: Failed to report (defeated) in Transportation (6-Y 7-N)

City Position: Support

SB 58 Minimum wage; increases wage from its current federally mandated level.

Patrons: Edwards and Lewis

Summary as introduced:

Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.00 per hour effective July 1, 2018, to \$9.00 per hour effective July 1, 2019, and to \$10.10 per hour effective July 1, 2020, unless a higher minimum wage is required by the

federal Fair Labor Standards Act (FLSA). The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA and to persons employed by the Commonwealth, its agencies or political subdivisions, or a public body.

01/15/18 Senate: Passed by indefinitely in Commerce and Labor (11-Y 3-N)

City Position: Support

SB 74 Handheld personal communications devices; use while driving.

Patrons: Surovell and Wexton; *Delegate:* Kory

Summary as introduced:

Use of handheld personal communications devices while driving. Expands the prohibition on using a handheld personal communications device while operating a motor vehicle to all communications unless the device is specifically designed to allow voice and hands-free operation and the device is being used in that manner. Current law prohibits only the reading of an email or text message and manually entering letters or text in the device as a means of communicating. The bill expands the exemptions to include handheld personal communications devices that are used (i) for navigation or generating audio transmissions when the device is physically mounted to the vehicle, (ii) as a citizens band radio, (iii) by federally licensed amateur radio operators under certain circumstances, or (iv) by an operator who activates, deactivates, or initiates a factory-installed feature or function on the vehicle.

01/19/18 Senate: Constitutional reading dispensed (39-Y 0-N)

City Position: Support

SB 102 Grand larceny & certain property crimes; increases threshold amount to \$1,500.

Patrons: McPike; *Delegate:* Kory

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$1,500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny.

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 105 Grand larceny; increases threshold amount.

Patrons: Suetterlein, McPike, Reeves, Saslaw, Surovell, Dance, Ebbin and McClellan; *Delegate:* Kory

Summary as passed Senate:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

01/18/18 Senate: Read third time and passed Senate (36-Y 3-N)

City Position: Support

SB 114 Absentee voting; no excuse.

Patrons: Locke; *Delegate:* Kory

Summary as introduced:

Absentee voting; no excuse. Allows for any registered voter to vote by absentee ballot in any election in which he is qualified to vote. The bill removes the current list of statutory reasons for which a person may be entitled to vote by absentee ballot and consolidates multiple sections relating to absentee voting by uniformed and overseas voters into one section and multiple sections related to absentee voting by persons with a disability into one section.

12/15/17 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 136 Absentee voting; no-excuse in-person available 21 days prior to election.

Patron: Howell

Summary as introduced:

Absentee voting; no-excuse in-person available 21 days prior to election. Allows for any registered voter to vote by absentee ballot in person beginning on the twenty-first day prior to any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot. The bill makes absentee voting in person available beginning on the forty-fifth day prior to the election and ending at 5:00 p.m. on the Saturday immediately preceding the election. The bill retains the current provisions for voting an absentee ballot by mail or in person prior to the twenty-first day before the election, including the application requirement and the list of statutory reasons for absentee voting.

12/20/17 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 138 Grand larceny; increases threshold amount.

Patrons: Petersen, Wexton and McClellan

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$1,000 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 140 Motor vehicle fuels sales tax in certain transportation districts; price floor.

Patron: Petersen

Summary as introduced:

Motor vehicle fuels sales tax in certain transportation districts; price floor. Establishes a floor on the 2.1 percent tax imposed on motor vehicle fuels sold in Northern Virginia by requiring that the average wholesale price upon which the tax is based be no less than the statewide average sales price on February 20, 2013.

12/27/17 Senate: Referred to Committee on Finance

City Position: Support

SB 157 Grand larceny & certain property crimes; increases threshold to \$500.

Patron: Edwards

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny..

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 158 Medical assistance; eligibility for state plan.

Patron: Edwards

Summary as introduced:

State plan for medical assistance; eligibility. Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal percentage for such individuals falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6).

12/28/17 Senate: Referred to Committee on Education and Health

City Position: Support

SB 164 Absentee voting; persons age 65 or older.

Patron: Wexton *Summary as introduced:*

Absentee voting; persons age 65 or older. Entitles a person who will be age 65 or older on the day of an election to vote by absentee ballot in that election.

12/28/17 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 220 Grand larceny; increases threshold amount.

Patron: Saslaw

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 221 Grand larceny & certain property crimes; increases threshold to \$500.

Patron: Saslaw

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny.

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 237 Tuition, in-state; domicile, individuals granted Deferred Action for Childhood Arrivals.

Patrons: Marsden and Wexton

Summary as introduced:

In-state tuition; domicile; individuals granted Deferred Action for Childhood Arrivals. Declares that any individual currently granted Deferred Action for Childhood Arrivals by U.S. Citizenship and Immigration Services has the capacity to intend to remain in the Commonwealth indefinitely and is therefore eligible to establish domicile and receive in-state tuition charges at any public institution of higher education in the Commonwealth.

01/18/18 Senate: Passed by indefinitely in Education and Health (8-Y 7-N)

City Position: Support

SB 240 Minimum wage; increases to \$8.00 per hour effective July 1, 2018.

Patron: Marsden

Summary as introduced:

Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to (i) \$8.00 per hour effective July 1, 2018; (ii) \$9.00 per hour effective July 1, 2019; (iii) \$10.10 per hour effective July 1, 2020; and (iv) \$11.25 per hour effective July 1, 2021, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). The measure also provides that the cash wage paid to a tipped employee shall not be less than 50 percent of the minimum wage and that the tip credit shall equal the difference between the cash wage required to be paid to a tipped employee and the minimum wage.

01/15/18 Senate: Incorporated by Commerce and Labor (SB58-Edwards) (14-Y 0-N)

City Position: Support

SB 251 Minimum wage; increases to \$10.00 per hour effective July 1, 2018, etc.

Patrons: Dance, Wexton and Petersen

Summary as introduced:

Minimum wage. Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10.00 per hour effective July 1, 2018, to \$13 per hour effective July 1, 2019, and to \$15 per hour effective July 1, 2020, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA and to persons employed by the Commonwealth, its agencies or political subdivisions, or a public body.

01/15/18 Senate: Incorporated by Commerce and Labor (SB58-Edwards) (14-Y 0-N)

City Position: Support

SB 252 Public employment; inquiries by state agencies and localities regarding criminal convictions.

Patrons: Dance, Ebbin and McClellan

Summary as introduced:

Public employment; inquiries by state agencies and localities regarding criminal convictions, charges, and arrests. Prohibits state agencies from including on any employment application a question inquiring whether the prospective employee has ever been arrested or charged with, or convicted of, any crime, subject to certain exceptions. A prospective employee may not be asked if he has ever been convicted of any crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if the prospective employee has a conviction record that directly relates to the duties and responsibilities of the position. A prospective employee may not be asked if he has ever been arrested or charged with a crime unless the inquiry takes place after the prospective employee has received a conditional offer of employment, which offer may be withdrawn if (i)

the prospective employee's criminal arrest or charge resulted in the prospective employee's conviction of a crime and (ii) the crime of which he was convicted directly relates to the duties and responsibilities of the position. The prohibition does not apply to applications for employment with law-enforcement agencies or certain positions designated as sensitive or in instances where a state agency is expressly permitted to inquire into an individual's criminal history for employment purposes pursuant to any provision of federal or state law. The bill also authorizes localities to prohibit such inquiries.

01/19/18 Senate: Read third time and passed Senate (23-Y 16-N)

City Position: Support

SB 254 Absentee voting; no excuse required when voting in person.

Patrons: Dance and Chase

Summary as introduced:

Absentee voting; no excuse required when voting in person. Allows voters to vote by absentee ballot in person without providing a reason for being unable to vote in person on election day.

01/05/18 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 275 Distracted driving; penalty.

Patrons: Barker and Wexton

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 positioning system for the purpose of navigation.

01/17/18 Senate: Passed by indefinitely in Courts of Justice (9-Y 5-N 1-A)

City Position: Support

SB 277 Absentee voting; persons age 65 or older.

Patron: Barker

Summary as introduced:

Absentee voting; persons age 65 or older. Entitles a person who will be age 65 or older on the day of an election to vote by absentee ballot in that election.

01/05/18 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 282 Medical assistance; eligibility for state plan.

Patron: Barker

Summary as introduced:

State plan for medical assistance; eligibility. Requires the Board of Medical Assistance Services to include in the state plan for medical assistance provision for the payment of medical assistance on behalf of individuals described in 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII) who are under 65 years of age and not otherwise eligible for medical assistance and whose household income does not exceed 133 percent of the federal poverty level for a family of that size. The bill provides that such provision shall expire on December 31 of any year in which the federal medical assistance percentage falls below the percentages set forth in 42 C.F.R. § 433.10(c)(6).

01/05/18 Senate: Referred to Committee on Education and Health

City Position: Support

SB 300 School calendar; opening day of school year.

Patron: Favola

Summary as introduced:

School calendar; opening day of the school year. Makes local school boards responsible for setting the school calendar and determining the opening day of the school year.

01/08/18 Senate: Referred to Committee on Education and Health

City Position: Support

SB 393 Motor vehicle fuels; sales tax in certain areas of the Commonwealth, price floor.

Patron: Barker

Summary as introduced:

Motor vehicle fuels sales tax in certain areas of the Commonwealth; price floor. Establishes a floor on the 2.1 percent sales tax imposed on motor vehicle fuels sold in Northern Virginia and Hampton Roads by requiring that the average wholesale price upon which the tax is based be no less than the statewide average wholesale price on February 20, 2013.

01/09/18 Senate: Referred to Committee on Finance

City Position: Support

SB 427 Redistricting process.

Patron: Lewis

Summary as introduced:

Redistricting process. Provides a new method for the preparation of state legislative and

congressional redistricting plans. The bill specifies standards for developing plans, including population equality, compactness, maintenance of cores of existing districts, and respect for locality boundaries, and precludes consideration of incumbency and political data in developing plans. The bill assigns responsibility to the Division of Legislative Services to prepare plans for submission to the General Assembly and establishes a temporary redistricting advisory commission to advise the Division, disseminate information on plans, and hold hearings for public comment on plans. The bill provides that the General Assembly may reject the Division's plans and may ultimately amend the plans.

01/16/18 Senate: Failed to report (defeated) in Privileges and Elections (7-Y 7-N)

City Position: Support

SB 444 Memorials for war veterans.

Patron: Wexton

Summary as introduced:

Memorials for war veterans. Provides that a locality may remove, relocate, or alter a war monument or memorial, regardless of when erected.

01/16/18 Senate: Passed by indefinitely in Local Government (7-Y 6-N)

City Position: Support

SB 453 Absentee voting; persons age 65 or older.

Patron: Mason

Summary as introduced:

Absentee voting; persons age 65 or older. Entitles a person 65 or older to vote absentee.

01/09/18 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 472 Grand larceny; increases threshold amount.

Patron: Reeves

Summary as introduced:

Grand larceny; threshold. Increases from \$200 to \$500 the threshold amount of money taken or value of goods or chattel taken at which the crime rises from petit larceny to grand larceny. The bill increases the threshold by the same amount for certain property crimes.

01/15/18 Senate: Incorporated by Courts of Justice into SB105 (15-Y 0-N)

City Position: Support

SB 600 Distracted driving; penalty.

Patron: Vogel

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 positioning system for the purpose of navigation.

01/17/18 Senate: Continued to 2019 in Courts of Justice (15-Y 0-N)

City Position: Support

SB 602 Absentee voting; no-excuse in-person available 21 days prior to election.

Patrons: Ebbin; *Delegate:* Levine

Summary as introduced:

Absentee voting; no-excuse in-person available 21 days prior to election. Allows for any registered voter to vote by absentee ballot in person beginning on the twenty-first day prior to any election in which he is qualified to vote without providing a reason or making prior application for an absentee ballot.

01/09/18 Senate: Referred to Committee on Privileges and Elections

City Position: Support

SB 621 Driver privilege cards; authorizes issuance of new cards by DMV.

Patron: Surovell

Summary as introduced:

Driver privilege cards. Authorizes the issuance of new driver privilege cards to individuals who have (i) reported income from Virginia sources on an individual tax return filed with the Commonwealth in the preceding 12 months and (ii) are not in violation of the insurance requirements of Article 8 of Chapter 6 of Title 46.2. The bill provides that driver privilege cards shall confer the same privileges and shall be subject to the same provisions as driver's licenses and permits; however, driver privilege cards shall not (a) confer voting privileges, (b) permit an individual to waive any part of the driver examination, or (c) have their issuance be contingent upon the applicant's ability to produce proof of legal presence in the United States. The bill provides for the term "driver's license" to consistently refer to all driver's licenses, permits, driver privilege cards, and special identification cards issued by the Commonwealth or the comparable law of another jurisdiction. The bill allows the issuance of a limited-duration

driver's license and special identification card to an applicant presenting valid evidence that a federal court or agency having jurisdiction over immigration has authorized the applicant to be in the United States for at least 30 days from the date of application. The bill has a delayed effective date of January 1, 2019.

01/10/18 Senate: Referred to Committee on Transportation

City Position: Support

SB 625 Consumer finance companies.

Patron: Surovell

Summary as introduced:

Consumer finance companies. Requires the State Corporation Commission, as a condition of licensing a consumer finance company, to find that the applicant will not make consumer finance loans at the same location at which the applicant makes payday loans or motor vehicle title loans. The measure also (i) caps the amount of a consumer finance loan at \$35,000, (ii) requires that such loans be installment loans with a term that is not less than six months nor more than 120 months, (iii) sets the maximum annual interest rate on such loans at 36 percent, (iv) authorizes late payment fees of \$20, (v) authorizes loan processing fees of up to \$125, and (vi) increases the amount of a bad check fee from \$15 to \$25.

01/10/18 Senate: Referred to Committee on Commerce and Labor

City Position: Support

SB 810 Tuition, in-state; certain individuals who have applied for permanent residency.

Patron: Marsden

Summary as introduced:

Eligibility for in-state tuition; certain individuals who have applied for permanent residency. Declares eligible for in-state tuition any individual who (i) graduated from a public or private high school in the Commonwealth or passed a high school equivalency examination approved by the Board of Education; (ii) registers as an entering student or is enrolled in a public institution of higher education; (iii) has submitted evidence that he or, in the case of a dependent student, at least one parent, guardian, or person standing in loco parentis has filed, unless exempted by state law, Virginia income tax returns for at least one year prior to the date of registration or enrollment; and (iv) provides an affidavit to the public institution of higher education in which he has registered as an entering student or is enrolled stating that he has filed an application to become a permanent resident of the United States and is actively pursuing such permanent residency or will do so as soon as he becomes eligible to do so.

01/18/18 Senate: Passed by indefinitely in Education and Health (8-Y 7-N)

City Position: Support

SB 856 Mass transit; makes numerous changes to administration of and revenues for transit.

Patron: Saslaw

Summary as introduced:

Mass transit in the Commonwealth. Makes numerous changes to the administration of and revenues for mass transit in the Commonwealth, specifically as it relates to the membership and funding of the Washington Metropolitan Area Transit Authority, the disbursement of funds in the Commonwealth Mass Transit Fund, and the authority of the Commonwealth Transportation Board to issue bonds for transit capital. The bill sets a floor on the average price of fuel used to calculate the regional motor sales tax as the price of gas on February 20, 2013, the same floor that is used to calculate the state fuels tax. The bill also raises the regional congestion relief fee and the regional transient occupancy tax in the Northern Virginia region to raise additional revenues for mass transit.

01/17/18 Senate: Referred to Committee on Finance

City Position: Support

SJ 5 Constitutional amendment; qualifications to vote, restoration of civil rights.

Patrons: Lucas; *Delegate:* Kory

Summary as introduced:

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

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support

SJ 9 Constitutional amendment; qualifications of voters and the right to vote.

Patron: Locke

Summary as introduced:

Constitutional amendment; qualifications of voters and the right to vote. Makes the sole qualifications to vote are U. S. citizenship, being at least 18 years of age, residency in the Commonwealth, and registration to vote in accordance with requirements set out in the Constitution of Virginia. The bill removes from current constitutional qualifications to vote not

having been convicted of a felony and not having been adjudicated to be mentally incompetent.

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support

SJ 12 Constitutional amendment; qualifications of voters and the right to vote.

Patron: Lucas

Summary as introduced:

Constitutional amendment; qualifications of voters and the right to vote. Establishes that the sole qualifications to vote in the Commonwealth are United States citizenship, being at least 18 years of age, residency in the Commonwealth, and registration to vote in accordance with requirements set out in the Constitution of Virginia. The amendment further provides that any person who meets those qualifications shall have the right to vote and such right cannot be abridged by law. The bill removes from current constitutional qualifications to vote not having been convicted of a felony and not having been adjudicated to be mentally incompetent.

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support

SJ 25 Constitutional amendment; Virginia Redistricting Commission.

Patron: Hanger

Summary as introduced:

Constitutional amendment; Virginia Redistricting Commission; criteria for legislative and congressional districts. Establishes the seven-member Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each census. The Commission is directed to certify district plans for the General Assembly within 30 days of receipt of the new census data or by June 1 of the year following the census, whichever occurs later, and for the House of Representatives within 60 days of receipt of the census data or by July 1 of the year following the census, whichever occurs later. The amendment also establishes the standards to govern redistricting plans, which include the current constitutional standards on population equality, compactness, and contiguity and additional standards to minimize splits of localities and to prohibit consideration of incumbency and political data.

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support

SJ 27 Constitutional amendment; qualification of voters; restoration of civil rights.

Patron: Hanger

Summary as introduced:

Constitutional amendment; qualification of voters; restoration of civil rights. Authorizes the General Assembly to provide for the restoration of civil rights for any person who has been convicted of a felony not designated by the General Assembly as a barrier crime for the purpose of rights restoration and who has completed service of his sentence and paid in full any restitution, fines, costs, and fees assessed against him as a result of his conviction. The bill retains the authority of the Governor to restore the civil rights of persons convicted of felonies.

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support

SJ 51 Constitutional amendment; Virginia Redistricting Commission established.

Patron: Deeds

Summary as introduced:

Constitutional amendment; Virginia Redistricting Commission. Establishes the Virginia Redistricting Commission to redraw congressional and General Assembly district boundaries after each census. Appointments to the 13-member Commission are to be made as follows: two each by the President pro tempore of the Senate, the Speaker of the House of Delegates, the minority leader in each house, and the state chairman of each of the two political parties receiving the most votes in the prior gubernatorial election. The 12 partisan members then select the thirteenth member by a majority vote. If they cannot agree, they certify the two names receiving the most votes to the Supreme Court of Virginia, which will name the thirteenth member. The standards to govern redistricting include the current constitutional standards on population equality, compactness, and contiguity and additional standards to minimize splits of localities and to prohibit consideration of incumbency and political data.

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support

SJ 68 Constitutional amendment; criteria for electoral districts.

Patron: Vogel

Summary as introduced:

Constitutional amendment; apportionment; criteria for electoral districts. Provides the criteria for electoral districts drawn by the General Assembly. The amendment directs that electoral districts are (i) to be composed of contiguous and compact territory, (ii) to be drawn utilizing existing political boundaries, and (iii) to be as nearly equal in population as is practicable but with variations in the size of districts permitted in order to comply with other reapportionment criteria. The amendment prohibits electoral districts being drawn for the

purpose of favoring or disfavoring any political party, incumbent legislator or member of Congress, or other individual or entity.

01/16/18 Senate: Continued to 2019 in Privileges and Elections (14-Y 0-N)

City Position: Support
