

**FAIRFAX COUNTY BOARD OF SUPERVISORS’  
2007 GENERAL ASSEMBLY  
FINAL LEGISLATIVE REPORT  
April 26, 2007**

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The full report will be available on the Board of Supervisors Webpage at <http://www.fairfaxcounty.gov/government/board/> listed under “Programs and Reports.”

For a more detailed summary, action, and wording of an individual bill please visit the Virginia Legislative Information System Website at <http://leg1.state.va.us/lis.htm>

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***Final Report to Board of Supervisors  
2007 General Assembly  
April 26, 2007***

**Section I –Report on Initiatives, Priorities and Preliminary Budget Analysis**

For local governments, the waning days of the 2007 General Assembly centered on several hard-fought and headline-grabbing issues, including eminent domain and a compromise on amendments to the 2006-08 biennium budget. Transportation funding again took center stage this year, as legislators attempted to resolve a stalemate which persisted throughout several previous Sessions. Passage of HB 3202 (Howell) occurred on the final day of the Session on a 64-34 House vote and a cliffhanger 21-18 vote in the Senate. The final version of the bill was brokered behind closed doors in the final week by a group of twelve Senators and Delegates, which included two Northern Virginia legislators. Key provisions of the bill include significant use of state General Funds to support \$2.5 billion in transportation bonds, the partial devolution of secondary road responsibility to local governments, and tax/fee packages designed to provide additional revenues to Northern Virginia and Hampton Roads.

Governor Kaine, after deeming the bill “insufficient to address Virginia’s needs,” promised to spend the next month prior to the scheduled April 4 reconvened session to consult with legislators, local elected officials, and other stakeholders to fix the bill and reach a “comprehensive, long-term and sustainable transportation solution.” The County will be involved in these efforts.

While transportation loomed over the entirety of the Session and consumed much energy and attention, the legislature considered more than three thousand other bills and resolutions covering a broad spectrum of issues, including attempts to raise the minimum wage, a potential ban on cock-fighting, the elimination of the “triggerman rule” for the imposition of the death penalty, and a requirement for girls to receive vaccinations for HPV.

With an eye on the general elections in November, legislators also considered a number of measures related to immigrants, payday lending, participation in school clubs, and the appropriate age of consent for medical decision-making. The impending elections may also have spurred the passage of several public safety measures which had fallen short in previous years, including a ban on cell phone use by holders of provisional driver’s licenses and the reinstatement of “photo-red” authority for localities.

The following is a report on several items of interest to the Board, including the County’s initiatives and positions on legislation under consideration in the 2007 General Assembly.

**COUNTY LEGISLATIVE INITIATIVES**

The following County bills passed:

**HB 2727** (Englin)/**SB 968** (Whipple) allows for a condominium conversion tenant who is disabled or elderly to assign his right to purchase to a government agency, housing authority, or certified nonprofit housing corporation. These bills are a recommendation of the Virginia Housing Commission.

**HB 2789** (Hull) provides that when violations of the Building Code relating to occupancy limits, where a dwelling results in not being a safe, decent, and sanitary dwelling, in a locality where the governing body has taken action to enforce the Maintenance Code, any owner, other person, firm, or corporation convicted of such violation may be punished by increased fines and, in the case of additional convictions over a number of years as specified in the bill, confinement in jail for up to 10 days. Currently, any violation of the Building Code is punishable by a fine of not more than \$2,500.

**SB 735** (Cuccinelli) amends Virginia Code §36-49.1:1 regarding spot blight abatement to provide that interest shall run at the legal rate (currently six percent) on the amount a locality expends to repair, abate, or remove blight pursuant to this statute.

**SB 1039** (O'Brien) prohibits the use of wireless telecommunication devices while operating a motor vehicle for drivers under 18 holding a provisional driver's license. The bill was amended to make the violation a secondary offense and secure approval of the Senate Transportation committee. Despite the failure of a similar measure (**HB 1876** – Caputo) on the House floor, **SB 1039** passed both houses with strong majorities.

**SB 1114** (Davis) amends the Virginia Residential Property Disclosure Act to require an owner of residential property to notify purchasers that there are no pending violations of any local zoning ordinances that the owner has not abated or remedied, within a time period set out in the written notice of violation or established by a court of competent jurisdiction.

The following County initiatives failed this year:

**HB 2215** (Amundson) would have allowed the urban county executive form of government (Fairfax County) to require vendors and contractors, who are awarded a county contract to perform work within the county, to pay to persons who are employed to perform such a contract and who will work within the county a wage higher than the federal minimum wage. Concerns were raised, prior to committee consideration of the bill, about the potential impact of the bill on other localities' implementation of such a requirement. After discussions between the Board and the patron, the bill was withdrawn at the request of the patron, and left in House Counties, Cities, and Towns.

**HB 2485** (Bulova) would have provided for the consideration of environmentally preferable products in the procurement of goods and services by state and local agencies. The bill defines environmentally preferable goods and services. The bill was reported from House General Laws and placed on the uncontested calendar in the House. On the House floor, concerns were raised about assigning a "value" to products that are environmentally preferable rather than using price as the sole consideration in the procurement process. The bill was then removed from the uncontested calendar and referred to House Appropriations, where it was not considered prior to crossover. As a result, the bill died.

**HB 2598** (Plum) would have added "sexual orientation" as prohibited discrimination in the urban county executive form of government (Fairfax County). The bill was tabled in House Counties, Cities, and Towns (13-9) on a procedural move, following a favorable report from the subcommittee, recommending that the bill be reported (3-2-1).

**SB 1007** (Saslaw) would have provided that it is a Class 1 misdemeanor to possess or transport a weapon into any marked, secure area of a law-enforcement facility in the Commonwealth. A law-enforcement officer or administrator with authority over such facility could consent and authorize a person to bring a firearm into the facility if that officer or administrator were present and an officer accompanied the person with the firearm. Law-enforcement and court officers conducting their official duties were not subject to the prohibition. Although the bill was reported out of the Senate Courts committee on a 15-0 vote and passed the Senate unanimously, the bill was left in Militia, Police, and Public Safety after a negative unrecorded vote in subcommittee #1, comprised of five House members.

**SB 1040** (O'Brien) would have made a violation of the various restrictions, such as passenger and curfew limitations, that are applicable to drivers under 19 years of age a primary offense, rather than a secondary offense as currently provided by law. The bill was left in Senate Transportation. The patron chose to focus primarily on cell phone prohibition for drivers with provisional licenses (**SB 1039**) which later passed in an amended form.

**SB 1252** (Herring) would have allowed a procedure for the alternative use of cash escrows previously furnished to the governing body by the owner or developer in conjunction with the approval of a subdivision plat or site plan where such escrows were to be used for the construction of identified public improvements by someone other than the owner or developer. The bill was left in House Counties, Cities, and Towns.

## **NORTHERN VIRGINIA LEGISLATIVE INITIATIVES AND POSITIONS**

### **Pedestrian Safety**

**HB 2863** (Moran) would have amended the statute that presently requires motorists to stop for pedestrians in certain situations. **HB 2945** (Miller, J.) was very similar, although not identical. This bill also would have given all localities the option to provide for the installation of stop for pedestrian signs at marked crosswalks and to increase fines at those locations. Both bills were stricken from the docket in House Transportation, because the Secretary of Transportation has agreed to have VDOT work with Northern Virginia localities to fully revise Virginia's pedestrian safety laws.

### **Photo Red**

**SB 829** (Devolites Davis) and **HB 1778** (Cosgrove) grant localities the authority to operate traffic signal enforcement systems. Localities may install and operate photo-monitoring systems at no more than one intersection for every 10,000 residents at one time. Provisions within the bill limit the use and retention of images recorded and provide other parameters and limitations for localities. **SB 829** incorporated **SB 871** (Watkins), and **HB 1778** incorporated **HB 1683** (McQuigg), **HB 1762** (Purkey), and **HB 2484** (Bulova). **SB 829** and **HB 1778** were ultimately passed in identical form.

**HB 2716** (Barlow), as introduced, would have amended the James City County charter to allow the operation of photo-monitoring systems at traffic signals. The bill was amended in House Counties, Cities, and Towns to remove this provision.

### **Electric Restructuring**

Shortly before Christmas, at a meeting of the Commission on Utility Restructuring (CEUR), the state's largest electric utility (Dominion Virginia Power) requested the General Assembly to end electric restructuring, and return the industry to a modified "hybrid" form of regulation. Dominion was then asked by the Chair of the CEUR to draft legislation, to be ready by the start of the 2007 Session. The Attorney General (AG) was requested to convene a group of stakeholders to develop a consensus bill; the stakeholders included representatives from the electric utilities, large consumer groups, retail customers, the Governor's office, a consumer representative, and staff of the AG, by statute the state's consumer advocate.

The legislation evolved into **HB 3068** (Hogan) and **SB 1416** (Norment) and as passed will end the state's experimental deregulation of electricity which began in 1999. The Dominion-sponsored bills, however, will not return Virginia to the more traditional rate regulation which effectively established fair and reasonable rates for electricity for almost 100 years.

A majority of the legislative subcommittee of the Board voted to oppose the Dominion electric re-regulation bills as: 1) anti-consumer and anti-business, resulting in significantly higher rates than would occur under cost-of-service regulation; 2) restrictive of the ability of the State Corporation Commission (SCC) to effectively regulate profits and rates; and 3) resulting in higher costs to consumers than required, due to the unnecessary bonuses electric companies are slated to receive for billions of dollars in new construction.

The Board's recommendation to return to cost-of-service regulation was also voiced in similar comments by the Chairman of the SCC, who stated that he did not understand the bill, and was not fully able to estimate its impacts, but was certain that the legislation would result in unnecessarily higher costs. In addition, the SCC Chairman questioned the AG's support of the bill in terms of his role as the state's consumer advocate. Despite growing opposition, Dominion's lobbyists successfully convinced both the House and Senate to adopt the bills.

An alternative to the Dominion-sponsored bills was **HB 2784** (Morgan), which would have provided that effective January 1, 2008, the rates for customers receiving default service would be determined by the State Corporation Commission based on the cost of service under the provisions of Chapter 10 of Title 56. The measure also would have clarified that the Electric Utility Restructuring Act's provisions do not

modify or impair the terms of orders approving the divestiture of an electric utility's generation assets. Currently the law provides that through December 31, 2010, default service rates are a utility's capped rates, and that thereafter default service rates for utilities (other than distribution cooperatives) will be based on prices in competitive regional markets. The bill was stricken from the docket in House Commerce and Labor.

### Immigration

**HB 1673** (Marshall) as passed creates the Virginia Commission on Immigration as an advisory commission in the executive branch to analyze the current impact of immigration on the Commonwealth and make recommendations on related policies in the areas of education, employment, and cooperative efforts with the federal government. The bill sets out the membership of the Commission and its powers and duties and defines immigration. The Commission is set to expire on August 1, 2009.

As passed by the House, **HB 1970** (Albo) would have provided that any alien who is present in the United States illegally and is removable, as verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor, but the offense is not a primary offense. The fiscal impact statement on the original version of the bill indicated 38,000 plus jail bed days statewide in FY 2009 at a cost of over \$1 million; the cost to localities was not determined. This bill was left in Senate Courts of Justice.

**HB 2926** (Rust) and **SB 1045** (O'Brien) would have expanded the powers of state and local law-enforcement officials to include immigration powers conferred upon the law-enforcement agency by agreement with the U.S. Department of Homeland Security. The bill also would have allowed the Department of Corrections to receive any person into a state facility committed under the authority of the United States. The House bill incorporated **HB 2933**. The House bill was passed by indefinitely in Senate Courts of Justice (11-4) after the Senate bill had been left in Senate Courts of Justice earlier in the Session. A number of urban police chiefs opposed the legislation.

**HB 2937** (Miller, J.) would have provided that no state or local funds shall be awarded or otherwise disbursed to any organization when the award or disbursement is made with the intent of circumventing the provisions of this section by enabling such organization to provide the type of benefits or assistance to persons who are otherwise ineligible. The bill further provided that no organization could receive state or local funds to provide the type of benefits or assistance to persons who are otherwise ineligible for them. The bill was passed by indefinitely in Senate Rehabilitation and Social Services (11-4) following passage in the House on a 70 – 29 vote.

### Human Trafficking

Several bills dealing with the issue of human trafficking were considered during the 2007 General Assembly, with two successes. **SB 815** (Cuccinelli) provides that any person who destroys, removes, confiscates, or possesses, any actual or purported passport, immigration document, or other government identification document, and thereby extorts money, property, or pecuniary benefit or any note, bond, or other evidence of debt from him or any other person, is guilty of a Class 5 felony. **HB 2923** (Ebbin) creates a legislative Commission for the purpose of developing and implementing a State Plan for the Prevention of Human Trafficking, and the budget conference report includes the necessary funding to create this Commission.

Other bills dealing with the issue of human trafficking were not successful this session. **HB 2551** (Ebbin) would have established the crime of and punishment for human trafficking, a Class 4 felony. The bill would have punished human trafficking, when for the purposes of commercial sex acts or sexually explicit performance, as a Class 2 felony, and provided for civil liability, business entity liability, restitution to victims, forfeiture of trafficker assets, and study by a Governor's task force. This bill was left in House Courts of Justice. **HJ 682** would have established a joint subcommittee to study the extent of the problem of human trafficking in the Commonwealth. The joint subcommittee was also to determine whether further efforts are needed to prevent and punish the crimes associated with human trafficking, and whether Virginia's endeavors are in concert with those of the federal government. The joint subcommittee was to submit its executive summary and report to the 2008 Session of the General Assembly. **HJ 682** was left in House Rules.

## **Transportation Funding**

The General Assembly approved **HB 3202** (Howell) which provides new statewide transportation funding and authorizes new regional transportation funding. The bill dedicates \$172 million in general funds for recordation taxes and about \$160 million in insurance premium taxes per year to transportation. These funds are intended to support \$2.5 billion in transportation bonds to be issued over eight or nine years. The bond funds will be allocated 15.7% to transit projects, 4.3% to rail enhancement projects and the remaining 80% to highway projects. The Commonwealth Transportation Board (CTB) will select the projects.

The statewide package also provides that half of the General Fund surplus each year will be dedicated to the Transportation Trust Fund. Revenues from increased vehicle registration fees, abusive driver fees and overweight truck fees, an estimated \$200 million per year, will be dedicated to the Highway Maintenance and Operations Fund (HMOF).

The Northern Virginia funding package authorizes the nine local governments in Northern Virginia to raise five taxes and fees for transportation. They are: an increase in rental car fees, a commercial real estate assessment, an initial driver's license fee, a grantor's tax and a transient occupancy tax. If implemented in all jurisdictions, these taxes and fees would raise an estimated \$400 million per year. The bill requires Northern Virginia localities to adopt all of the taxes to be entitled to determine the projects and services to be funded with the revenues generated by the taxes or to receive any allocation of these funds.

The Northern Virginia funding is allocated 40% to the localities in which it is raised. Of these funds, 50% must be used for urban and secondary road projects (except in Alexandria, Arlington and Falls Church). The remainder can be used for projects in the region's long range transportation plan. Of the remaining 60%, the first \$50 million is dedicated to Metro capital needs, \$25 million is dedicated to VRE capital projects, \$20 million is dedicated to Phase 2 of the Dulles Rail projects and \$2 million is dedicated to Loudoun County buses. Any remaining funds are available to the Northern Virginia Transportation Authority.

The bill also contains various VDOT, land use reforms, and secondary road devolution. The devolution provisions include direction to VDOT to develop new standards for accepting streets into the secondary road system for **maintenance**. New streets that do not meet the standards will need to be maintained by the county in which they are located or a homeowners association. The bill also contains a provision that says that any Northern Virginia counties that enact the five Northern Virginia taxes and fees will become responsible for the **planning and construction** of their secondary roads.

Although the bill passed easily in the House (64-34), there was considerable debate in the Senate regarding the use of General Funds for transportation. To a lesser extent, legislators in both houses raised concerns about the Northern Virginia and Hampton Roads portions of the bill. The Senate vote was 21-18.

## OTHER ITEMS OF INTEREST

### CSA

**SB 1332** (Devolites Davis) expands the CSA mandated population eligible for services to be provided using state and local funds to include children requiring mental health services, provided that:

- (i) the child is eligible for funding pursuant to subdivision A1 of § 2.2-5212 (CSA state pool funds)
- (ii) sufficient facts exist for a licensed mental health professional designated by the Family Assessment and Planning Team (FAPT) or by a juvenile court services intake officer to conclude that the child's behavior, conduct or condition presents or results in a serious threat to his well-being and physical safety, or, if he is under the age of 14, in a serious threat to the well-being and physical safety of another person;
- (iii) mental health services are required to prevent placement in foster care as determined and recommended by a licensed mental health professional designated by the FAPT;
- (iv) the FAPT indicates as a goal in the individualized family services plan that, absent the referenced mental health services, foster care is the planned arrangement for the child; and
- (v) the mental health services are not covered by private insurance or Medicaid.

This bill expands eligibility for state pool funds to include children requiring mental health services to avoid placement in foster care. This bill shall become effective only if reenacted by the 2008 Regular Session of the General Assembly. (The companion to this bill, HB 2620 (Fralin) was reported from House General Laws, and subsequently left in House Appropriations Committee at Crossover.)

The bill was introduced by the Attorney General, following the release of an opinion written in December 2006, in which the Attorney General suggested that children with mental health service needs should be considered as meeting the eligibility requirements for mandated CSA services. However, the opinion noted that legislation was needed to clarify eligibility.

The result of this additional group of mandated children could significantly increase the demands upon the CSA pool funding, with includes a local match. In 2007, the Fairfax County match for mandated children was just over 46 percent of CSA-funded services. Local government advocates maintain that services for these children should more appropriately be provided through the Community Service Board (CSB) structure. In addition to the re-enactment clause attached to this bill, FY 2008 budget language included in the Conference Report requires the Office of Comprehensive Services to report on the fiscal impact of this bill by November 1, 2007. The State Executive Council is also to review current allocation, adequacy, and equity of funding for non-mandated services. In addition, language is included in the FY 08 budget conference report that requires CSBs to give priority to children in need of such mental health services using existing mental health initiative funds.

**HJ 774** (Kilgore) recognizes the Department of Mental Health, Mental Retardation, and Substance Abuse Services as the primary state agency responsible for the planning and delivery of mental health services in the Commonwealth. This resolution also states that neither the Department of Social Services nor the Office of Comprehensive Services is the default system for the provision of mental health services.

### Conservation of Trees

**HB 2486** (Bulova)/**SB 939** (Ticer) would have provided that certain localities may, by ordinance, require conservation of trees during the development process. The bill also would have provided that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10% tree canopy for a site zoned business, commercial, or industrial; (ii) 10% tree canopy for a residential site zoned 20 or more units per acre; (iii) 15% tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20% tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30% tree canopy for a residential site zoned one to five units per acre. **HB 2486** was left in Counties, Cities, and Towns; **SB 939** failed to report in Local Government (6-8).



## Constitutional Amendments

**SJ 354** (Rerras) authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner- occupant's primary dwelling and lived in continuously. This homestead exemption resolution incorporates SJRs 362, 371, 386, 398, 425 and 443. The amendment will need to be passed in the exact same form in the 2008 GA session before going before the voters in a referendum during the November 2008 election. **SJ 354** passed the Senate 38-1 and the House 97-0.

## Data Released on Minors

**HB 2259** (Rust) expands the current record exemption for state or local park and recreation departments to include local and regional park authorities. As a result, certain records of such authorities are not subject to mandatory public disclosure. **HB 2259** passed the House 100-0 and the Senate 40-0.

## Elections

**HB 2707** (Hugo)/**SB 840** (Devolites Davis) prohibit future purchases of direct recording electronic (DRE) devices, and provide for the phase out of DRE devices as the devices now in operation wear out. DREs are the touch screen voting machines in use in most localities in the state. The bills prohibit any form of wireless communication to or from voting or counting devices while polls are open on election day, and require localities to provide accessible equipment for disabled voters. The bills delete obsolete references to mechanical voting equipment and punchcard devices.

## Eminent Domain – Public Uses

In response to the 2005 United States Supreme Court case of *Kelo v. City of New London, Connecticut*, 545 U.S. 469, many bills and constitutional resolutions were introduced to significantly restrict the exercise of eminent domain by all condemning authorities. Redevelopment and Housing authorities and local governments were particular targets of this legislation. A broad-based coalition that included Dominion, Verizon, Homebuilders Association of Virginia, Washington Gas, Virginia Manufacturers Association, Virginia Chamber of Commerce, Virginia Association of Realtors, Virginia Hospitality and Travel Association, Norfolk Southern, CSX, Columbia Gas, AOBA, VML, VACo, Virginia Association of Housing and Community Development Officials, Virginia First Cities, and several other industry groups diligently worked with patrons and all members of the General Assembly to craft responsible legislation that does not overreact to *Kelo*. Fairfax County participated in the activities of this coalition.

A major concern of the coalition was that no resolution pass that would advance any amendment to the Virginia Constitution. Eventually, three bills and one constitutional amendment resolution were left standing by the last two days of the Session. The resolution, **HJ 723** (Bell), discussed below, ultimately failed. On the last day of the Session, identical conference reports for **HB 2954** (Bell), **SB 781** (Cuccinelli), and **SB 1296** (Norment/Newman) passed. With the exception of the narrow definition of blighted property and the significant limitations placed on the use of eminent domain by redevelopment and housing authorities, the members of the coalition did not oppose the final conference report.

Key features of the adopted conference report include the enactment of a new Code section entitled "Limitations on eminent domain." This section contains and all-inclusive definition of "public uses" that will apply to the acquisition of property by eminent domain. Also included is an extensive definition of "public facilities" and a restrictive definition of "blighted property." Beginning July 1, 2007, except for certain grandfathered redevelopment and conservation plans, redevelopment and housing authorities shall only be able to use eminent domain to acquire property within an area of an adopted redevelopment or conservation plan if the property being acquired meets the new definition of blighted property. Prior to this bill, nonblighted property could be acquired by eminent domain if it was located within an adopted redevelopment area.

The conference report also contains provisions that require that when property is taken by eminent domain, public interest must dominate private gain and the primary purpose of the acquisition cannot be to increase the tax base, to increase employment, for private financial gain or private benefit. A statute that was adopted a couple of years ago that gives a former owner from whom property had been condemned in fee the right of first refusal to purchase the property should the property later be declared by the condemning authority to be surplus property is amended by the conference report to require the

condemning authority to provide written notice to the property owner at such time as the stated public use for which the property was acquired is completed or the project is abandoned.

With the exception of the acquisition of blighted property, either in a spot blight circumstance or as part of an adopted redevelopment or conservation area, and with the further exception of acquiring nonblighted property that may be needed to complete the conservation and redevelopment of a designated redevelopment or conservation area, the statutory changes reflected in the conference report should not preclude the Board of Supervisors, the Fairfax County Park Authority, the Fairfax County Water Authority, or the Fairfax County School Board from being able to continue to acquire property by the exercise of eminent domain, as has been done in the past from time to time.

**HJ 723** (Bell) would have proposed an amendment to the Virginia Constitution that would have established limitations on takings of private property by eminent domain. Private property could not be taken under the power of eminent domain unless it was (i) taken for the possession, occupation, and enjoyment by the public at large, by political subdivisions of the Commonwealth, or by public agencies; (ii) to be used for the creation or functioning of a public service corporation or company, including but not limited to railroad companies that possesses the power of eminent domain; (iii) taken for public highways or other public transportation facilities; or (iv) blighted and the taking eliminates a direct threat to public health or safety caused by the property. An increase in tax base, tax revenues, employment, or general economic health and welfare could not constitute public uses. Property could not be taken for private commercial enterprise, economic development, or any other private use, except with the consent of the owner from whom the property is taken. Any taking for the purpose of conferring a private benefit on a private party would be impermissible. Whenever an attempt is made to take property for a use alleged to be public, the question of whether the contemplated use is truly public would be a judicial question and determined without regard to any legislative assertion. This resolution incorporates HJR 579, 714, 722 and 772. Ultimately, **HJ 723** passed the House of Delegates, but failed to pass the Senate on a vote of 16-Y 20-N 2-A. Prior to the rejection of **HJ 723**, the Senate adopted a substitute for **HB 2954** (Bell), that added a new section of the Code that both defined public uses for purposes of eminent domain and established limitations on its exercise.

### **GASB**

**HB 2871** (McEachin)/**SB 789** (Stosch) create trusts or equivalent arrangements to fund the costs of providing postemployment benefits other than pensions for the Commonwealth and for counties, cities, towns, school divisions, and other political subdivisions of the Commonwealth. New standards issued by the Governmental Accounting Standards Board (GASB) require that governments recognize the cost of benefits promised to retirees during the time period that the employee is on the payroll, as opposed to when the employee actually retires. Larger local governments must start recognizing the cost of these post employment benefits in their audits for FY 2007; all local governments will be subject to the standards by FY 2010. The most common post employment benefit is health insurance for retirees.

During consideration of the bill in House Appropriations, some delegates expressed concern about VRS becoming the money manager for localities, and **HB 2871** was left in House Appropriations at crossover. During consideration by House Appropriations of **SB 789**, the same concerns were raised and the substitute bill that was reported out does removed the language that would have permitted local governments to contract with VRS to serve as money manager for the trusts. However, the bill as passed remains helpful to localities as it provides them authority to create the necessary trusts for investment of other postemployment benefits in order to comply with the new GASB standards.

### **Land Use--Transportation Linkage**

**HB 2814** (Sickles)/**SB 1254** (Herring) would have allowed a locality to provide in its zoning ordinance for the denial or modification of an application for rezoning when the existing and future transportation network is inadequate to handle the anticipated transportation impact of the proposed development. In determining whether the transportation network is inadequate, the locality would have had to provide in its zoning ordinance for the consideration of the following: (i) the locality's comprehensive plan, the Department of Transportation's secondary road and other transportation plans, or such other available information regarding the transportation network that will serve the proposed development; (ii) whether the proposed development would reduce the level of service in the existing and future transportation network, as determined by the locality in consultation with appropriate transportation agencies; and (iii) whether the design and phasing of the proposed development, the funded capital improvements program,

or other combination of public and private resources would address the anticipated transportation impact of the proposed development. The House bill was left in House Counties, Cities, and Towns and the Senate bill was incorporated into **SB 817** (Cuccinelli) and was subsequently defeated in Senate Local Government by a vote of 6-Y 9-N. **HB 2814** and **SB 1254** were endorsed by the Governor.

**HB 3196** (Athey) would have required certain counties to amend its comprehensive plan to incorporate one or more proposed urban development areas, if such locality met the criteria for high growth. An urban development area is an area designated by a locality that is most suited for development due to proximity to transportation facilities, the availability of a public or community water and sewer system, or proximity to a city, town, or other developed area. The comprehensive plan would have had to designate one or more urban development areas sufficient to meet projected residential growth in the locality for the ensuing 20-year period. Any comprehensive plan amended pursuant to this section shall also be amended to incorporate the opportunity for development that includes features that promote “new urbanism” and “traditional neighborhood development.” Counties such as Fairfax, whose comprehensive plan already satisfied the new mandate, would not have to be further amended provided the governing body adopted a resolution certifying compliance. As originally introduced, any locality that did not revise its comprehensive plan to establish an urban development area on or before July 1, 2008, shall not receive 50 percent of its annual secondary road allocation from the Virginia Department of Transportation. The bill failed to pass in the House; however, much of its substance was incorporated into the Transportation Funding Conference Report for **HB 3202** (Howell).

**HB 3197** (Athey)/**HB 3159** (Frederick) would have allowed for the creation of urban transportation service districts whereby boundaries would have to be approved by VDOT and service district taxes would be imposed for construction and maintenance of roads. Any county creating such a district would receive the urban allocation per lane mile for the area within the district for purposes of road maintenance from the Commonwealth. In addition, such locality would have received an amount equal to the difference between the urban allocation and what VDOT would have spent within the service district if not for the creation of such district. Furthermore, localities that establish urban transportation service districts could adopt residential impact fees for transportation facilities, parks, public safety facilities, public schools and libraries, but any impact fee could only be imposed on agriculturally zoned land. The bill failed to pass in the House; however, many of its provisions were incorporated into the Transportation Funding Conference Report for **HB 3202** (Howell).

**HB 3198** (Athey)/**HB 1742** (Marshall, R.G.) would have provided that no street or road or any portion thereof in any county shall be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system shall be classified by the Department as local subdivision roads and shall not be taken into or retained in the state secondary highway system. A local subdivision road shall be any road, according to the Department, that primarily serves residents living within a subdivision. These bills were referred to as “devolution” bills. Both bills were incorporated by **HB 2227** (Wardrup), which failed to pass in the House. Portions of the devolution provisions were incorporated into the Transportation Funding Conference Report for **HB 3202** (Howell).

**SB 1181** (Williams) allows local governing bodies of any counties that have not withdrawn from the state secondary highway system to request the Commonwealth Transportation Board, by resolution, to take any new street into the state secondary highway system for maintenance if such street has been developed and constructed in accordance with the Board's subdivision street requirements. Only those streets constructed in compliance with the Board's secondary street requirements are to be taken into the state secondary highway system for maintenance. The Board is further required to promulgate regulations establishing such secondary street requirements. Regulations initially promulgated by the Board are to be exempt from provisions of the Administrative Process Act, but this exemption does not apply to subsequent regulations or amendments thereto. Any streets, such as certain subdivision streets, that will not meet the new yet-to-be-determined VDOT standards will no longer be maintained by VDOT. The bill includes a grandfather provision that provides that the new regulations shall not apply to public streets shown on subdivision plats and subdivision construction plans submitted to VDOT before the effective date of the new regulations. The bill passed the Senate 40-0 and the House 96-0. The new Code section created by **SB 1181** is referenced in the Transportation Funding Conference Report for **HB 3202** (Howell).

## STATE BUDGET

As the 2007 General Assembly session drew to a close, the amendments to the 2006-2008 biennium budget became unexpectedly tied to negotiations on a transportation funding package. As it became apparent that the transportation package would include the dedication of significant General Fund revenues for transportation in future years, some budget conferees made clear their desire to consider the budget amendments in that context, resulting in a budget conference report that culls funding from many different portions of the budget and requiring passage on the final day of the General Assembly session.

A full review of the budget conference report will be coordinated with DMB staff. However, a preliminary analysis by legislative staff is provided below.

HB 599: Retains the original HB 599 distribution formula. The conference report includes a hold harmless provision, which appears to be provided in addition to the required increased funding in 599 and the \$1.1 million added by Governor Kaine, for a total funding distribution of \$215.8 million.

Magistrates: 4 percent salary increase for judicial employees, including magistrates. When combined with the 3 percent salary increase all state employees received in last year's budget and the additional 1 percent salary increase for state employees included in the conference report, magistrates will have received an 8 percent salary increase in this biennium, effective November 2007.

Northern Virginia Program for the All-Inclusive Care for the Elderly (PACE): Funding remains for a Northern Virginia PACE program.

Virginia Serious and Violent Offender Reentry (VASAVOR): Funding is retained for VASAVOR.

Enhanced Retirement Benefits for Law Enforcement Officers (LEOS): Deletes the additional \$11.5 million provided by the Governor and the Senate for reimbursements to localities that include their Sheriffs' deputies and regional jail officers in LEOS or LEOS-type systems. Fairfax County would have received over \$317,000 of this funding.

Fringe Benefit Rates: \$11.9 million for the state's share of increasing health insurance credits for teachers. Previous analyses indicate FCPS should receive \$760,000 under this proposal, but will have to spend \$5.3 million in local funds.

Medicaid MR and DD Northern Virginia Differential: 15 percent for a Northern Virginia differential for MR and DD waiver services.

Water Quality Improvement Fund (WQIF): \$20 million for WQIF to upgrade wastewater treatment plants' nutrient removal technology. Additionally, the conference report on HB 1710 (Callahan)/SB 771 (Chichester) on Chesapeake Bay cleanup provides that WQIF grant reimbursements be made to local governments that have added nutrient removal facilities to their wastewater treatment plants only after 75% of the local share of the cost of nutrient removal technology for the project has been expended.

Transportation: The budget includes \$500 million in one-time general funds for transportation. This amount includes \$339 million allocated to transportation, but not distributed during the 2006 Special Session and \$161 million in additional General Funds. Funding is allocated to four broad priorities: \$305 million to the Transportation Partnership Opportunity Fund for Public Private Transportation Act projects and design-build projects; \$65 million to the Rail Enhancement Fund to complete improvements in the rail corridors parallel to I-95 and I-85; \$75 million to transit capital projects including Metro, VRE, the Norfolk light rail project and statewide transit capital; \$50 million for port related projects.

The transportation portion of the budget also included two language amendments of note. The first says that prior to the release of Rail Enhancement Program funds for improvements in the I-95 corridor, the Department of Rail and Public Transportation and CSX must sign an operating agreement that will provide for improved passenger and freight operations in the corridor.

In addition, the budget contains language that directs the construction of sound walls along the residential properties on the Dulles Connector Road between the beginning of the Connector Road at I-66 and Route 123, pursuant to a Memorandum of Agreement between VDOT and MWAA.

Finally, it appears that the budget conference report does not include funding for subsidized child care for low-income working families and BRAC-related impacts.



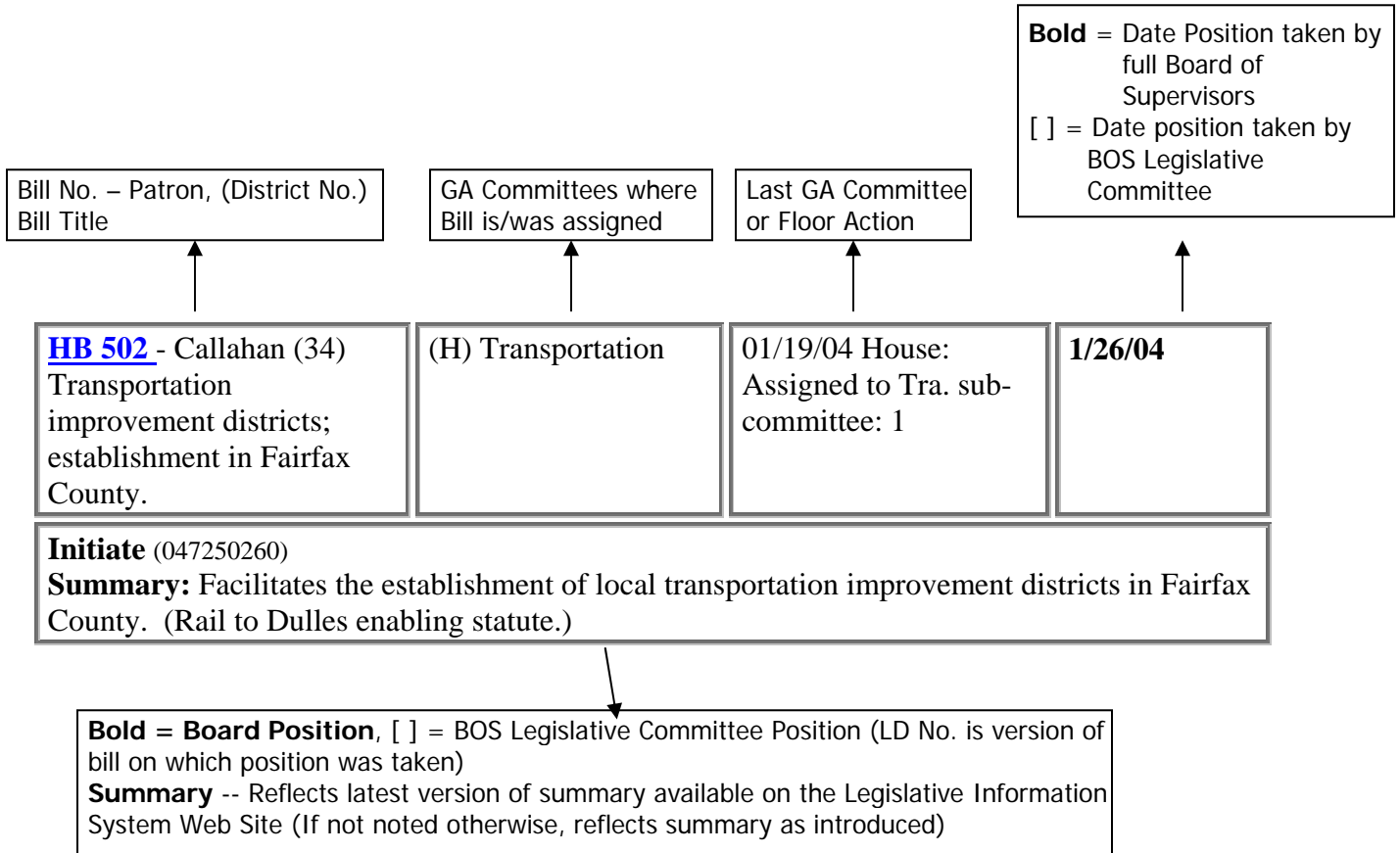
# **FAIRFAX COUNTY LEGISLATIVE SUMMARY**

***2007 GENERAL ASSEMBLY***

April 25, 2007

# Fairfax County Legislative Summary 2007 General Assembly

## Board of Supervisors Report Key



**Bold** = Date Position taken by full Board of Supervisors  
 [ ] = Date position taken by BOS Legislative Committee

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<b>Bill</b>	<b>Subject</b>
<b><i>Fairfax County Initiatives</i></b>	
<b><i>(Bills Introduced at Fairfax County's Request) :</i></b>	
<a href="#"><u>HB 2215</u></a>	Urban county executive form of government; wage requirements for certain employees.
<a href="#"><u>HB 2485</u></a>	Public Procurement Act; procurement of environmentally preferable products.
<a href="#"><u>HB 2598</u></a>	Urban county executive form of government; commission on human rights.
<a href="#"><u>HB 2727</u></a>	Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.
<a href="#"><u>HB 2789</u></a>	Uniform Statewide Building Code; violations, penalty.
<a href="#"><u>SB 735</u></a>	Spot blight abatement; interest on liens.
<a href="#"><u>SB 968</u></a>	Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.
<a href="#"><u>SB 1007</u></a>	Law-enforcement facilities; prohibits possession of weapons therein except by officers.
<a href="#"><u>SB 1039</u></a>	Cellular telephones; prohibits use of for those under 18 years old while driving.
<a href="#"><u>SB 1040</u></a>	Driver's license; makes violation of various restrictions primary offense if under 19 years old.
<a href="#"><u>SB 1114</u></a>	Residential Property Disclosure Act; violation of zoning ordinance.
<a href="#"><u>SB 1252</u></a>	Subdivision ordinance; alternative use of cash escrow.
<b><i>Fairfax County Positions</i></b>	
<b><i>(Oppose or Amend) :</i></b>	
<a href="#"><u>HB 2048</u></a>	Fire Prevention Code; no fee for permits for inspection of religious schools.
<a href="#"><u>HB 3068</u></a>	Electric utility service; advances scheduled expiration of capped rate period.
<a href="#"><u>HB 3109</u></a>	Firearms; discharging towards subdivision or towards any person or structure.
<a href="#"><u>SB 838</u></a>	Land use proceedings; disclosures therein.
<a href="#"><u>SB 1181</u></a>	Subdivision streets; requirements for taking thereof into state secondary highway system.
<a href="#"><u>SB 1416</u></a>	Electric utility service; advances scheduled expiration of capped rate period.



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## *Fairfax County Positions (Support or Monitor) :*

*Pages 35-57*

<a href="#"><u>HB 1710</u></a>	Treatment works; reimbursement to localities of funds for upgrades thereof.
<a href="#"><u>HB 1778</u></a>	Photo-monitoring systems; counties and cities may establish to enforce traffic light signals.
<a href="#"><u>HB 1791</u></a>	Freedom of Information Act; responses to requests for public records.
<a href="#"><u>HB 1930</u></a>	DMV; exempts federal, state, and local officials from fees charged for obtaining data from records.
<a href="#"><u>HB 2036</u></a>	Admission hearings, involuntary; adds providers to list by which an examiner may be employed.
<a href="#"><u>HB 2132</u></a>	HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.
<a href="#"><u>HB 2218</u></a>	Charitable organizations; those engaged in food distribution to needy are exempt from regulations.
<a href="#"><u>HB 2220</u></a>	Income tax, state; deduction for unreimbursed organ donation expenses.
<a href="#"><u>HB 2259</u></a>	Freedom of Information Act; records of regional and local park authorities.
<a href="#"><u>HB 2261</u></a>	Zoning violations; overcrowding of residential dwellings.
<a href="#"><u>HB 2294</u></a>	Workers' compensation; clarifies certain government employees.
<a href="#"><u>HB 2431</u></a>	Reversion of federal lands; State to take title to lands in NoVa with environmental contamination.
<a href="#"><u>HB 2497</u></a>	Building permits; building official may issue for any construction regulated by Building Code.
<a href="#"><u>HB 2498</u></a>	Income tax, state; residential tax credit for increased accessibility and visitability.
<a href="#"><u>HB 2538</u></a>	Transportation Commissioner; enter on land to ascertain its suitability for transportation purposes.
<a href="#"><u>HB 2588</u></a>	National Firearms Act; Superintendent of Dept. of State Police to certify transfer & registration.
<a href="#"><u>HB 2669</u></a>	Freedom of Information Act; allows public bodies to meet by electronic communication without quorum.
<a href="#"><u>HB 2726</u></a>	Emergency plans; review of certain by localities.
<a href="#"><u>HB 2776</u></a>	Sex offender treatment offices; prohibited in certain residential areas.
<a href="#"><u>HB 3011</u></a>	Bonding requirements; facilities dedicated for public use.
<a href="#"><u>HB 3113</u></a>	Environmental Quality, Department of; consolidation of various boards, increase of authority.
<a href="#"><u>HJ 683</u></a>	Substance abuse; JLARC to study actual cost to State.
<a href="#"><u>HJ 774</u></a>	Mental health services for children; services should be provided and funded by state's system.

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<a href="#">SB 756</a>	Public-Private Partnership Advisory Commission; created.
<a href="#">SB 771</a>	Treatment works; reimbursement to localities of funds for upgrades thereof.
<a href="#">SB 789</a>	Postemployment benefits; creates trusts or equivalent arrangements to fund costs thereof.
<a href="#">SB 790</a>	Caregivers Grant Program; modifies definition of eligible caregivers.
<a href="#">SB 791</a>	Residential tax credit; to improve accessibility and visitability for new or existing residence.
<a href="#">SB 806</a>	Charitable organizations; those engaged in food distribution to needy are exempt from regulations.
<a href="#">SB 829</a>	Photo-monitoring systems; counties and cities may establish to enforce traffic light signals.
<a href="#">SB 848</a>	Assessments; notice of change.
<a href="#">SB 971</a>	Sheriff's departments and regional jails; supplemental liability insurance.
<a href="#">SB 1002</a>	Freedom of Information Act; public access to procurement records, and discussions thereof.
<a href="#">SB 1004</a>	Telecommuting; use of personal computers.
<a href="#">SB 1061</a>	Fertilizers; regulation thereof.
<a href="#">SB 1063</a>	Assessment rates; notification for increase.
<a href="#">SB 1097</a>	Records of DMV; eliminates fee to receive driving record abstracts therefrom.
<a href="#">SB 1133</a>	Virginia Initiative for Employment Not Welfare (VIEW) program; increase of requirements.
<a href="#">SB 1208</a>	Background checks; requirement for employees, etc. that work for children's residential facilities.
<a href="#">SB 1211</a>	Resources Authority; expands projects that can be financed to include land conserv. & preservation.
<a href="#">SB 1332</a>	Community policy and management teams; adds children requiring mental health services.
<a href="#">SB 1351</a>	Public utility facilities; approval thereof.
<a href="#">SB 1412</a>	Zoning administrator; authority thereof when investigating violation of ordinance.
<a href="#">SJ 354</a>	Constitutional amendment; exempts certain homeowners from taxation (first reference).
<a href="#">SJ 378</a>	Driver training programs; joint subcommittee to study revision of curriculum therefor.

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## *Fairfax County Positions*

\* \* \*

### *Legislation No Longer Under*

#### *Consideration*

*Pages 59-91*

*(Killed, Failed to Report, Tabled,*

*Incorporated into Other*

*Legislation, etc.) :*

<a href="#">HB 1658</a>	Real property; survey of property required when purchased by public bodies.
<a href="#">HB 1683</a>	Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.
<a href="#">HB 1693</a>	Interrogations of juveniles; statements thereby to be electronically recorded.
<a href="#">HB 1699</a>	Motor vehicle license fees and taxes, local; repeals authority of imposition and collection thereof.
<a href="#">HB 1706</a>	Real estate tax; limitation on tax rate by localities.
<a href="#">HB 1718</a>	Rezoning applic.; locality may deny/modify req. if existing netwk. inadequate to accomodate traffic.
<a href="#">HB 1721</a>	Home accessibility features for disabled; broadens current tax credit.
<a href="#">HB 1747</a>	Emergency Evacuation Response Routes; designating portions of certain hwys. in 8th Plan. District.
<a href="#">HB 1749</a>	Dulles Toll Road; imposition on increase and use of tolls.
<a href="#">HB 1762</a>	Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.
<a href="#">HB 1763</a>	Personal property tax; classification of waste haulers.
<a href="#">HB 1786</a>	Solid waste; nonprofit organization to receive proceeds from civil action brought for improper disp.
<a href="#">HB 1876</a>	Wireless telecommunications devices; use by certain drivers.
<a href="#">HB 1886</a>	Streets; prohibits taking additional into state secondary highway system.
<a href="#">HB 1888</a>	Real estate tax; limitation on tax rate by localities.
<a href="#">HB 1918</a>	Illegal aliens; presence unlawful in State, penalty.
<a href="#">HB 1937</a>	Machinery and tools; classification and taxation for idle machinery and tools.
<a href="#">HB 1970</a>	Illegal aliens; it is unlawful to be in Virginia if in United States illegally.
<a href="#">HB 2110</a>	Cocaine, heroin, and methamphetamine; exclusion from drug first-offender deferral consideration.
<a href="#">HB 2127</a>	Real property; requires localities to provide individual notice to each taxpayer of certain rates.
<a href="#">HB 2146</a>	Children; unlawful to leave unattended in vehicle.

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<a href="#">HB 2150</a>	Foster care services; term means provision of services to child and his family when needed.
<a href="#">HB 2158</a>	Adult Fatality Review Team; created, report.
<a href="#">HB 2182</a>	Architects, Professional Engineers, Land Surveyors, etc., Board for; licensure exemption.
<a href="#">HB 2200</a>	State funds; repeals structure and formula for distributing to local law-enforcement in localities.
<a href="#">HB 2208</a>	Toll facilities; transfer of responsibility from state agency to other public/private entity.
<a href="#">HB 2232</a>	Rail Enhancement Fund; local contribution.
<a href="#">HB 2233</a>	Rail Enhancement Fund; governing body approving project must be received before funds expended.
<a href="#">HB 2258</a>	Charitable organizations; exceptions for those that engage in food distribution to needy.
<a href="#">HB 2260</a>	Towing and recovery operators; eliminates requirement to obtain written authorization from owner.
<a href="#">HB 2283</a>	Real estate tax; deferral of tax for certain elderly and disabled.
<a href="#">HB 2295</a>	Rabies vaccinations; surcharge thereon.
<a href="#">HB 2338</a>	Transient occupancy tax; gives each town authority to preempt within town.
<a href="#">HB 2414</a>	Statewide Building Code; asbestos inspections.
<a href="#">HB 2441</a>	High-occupancy vehicle lanes (HOV); establishes hours of operation in Northern Virginia.
<a href="#">HB 2443</a>	License taxes; repeals those that are local.
<a href="#">HB 2444</a>	High occupancy vehicle lanes (HOV); hours of operation.
<a href="#">HB 2484</a>	Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.
<a href="#">HB 2486</a>	Trees; conservation thereof during development process for air quality improvement in certain.
<a href="#">HB 2489</a>	Single-family dwellings; time limit for construction of.
<a href="#">HB 2490</a>	Regional strategic plan; removes exemption for Planning District 8 with regard thereto.
<a href="#">HB 2507</a>	Real estate tax; assessments.
<a href="#">HB 2550</a>	Discrimination; prohibited in public employment.
<a href="#">HB 2553</a>	Freedom of Information Act; allows governing body to meet electronically when state of emergency.
<a href="#">HB 2588</a>	National Firearms Act; Superintendent of Dept. of State Police to certify transfer & registration.
<a href="#">HB 2620</a>	Community policy and management teams; adds children requiring mental health services.
<a href="#">HB 2634</a>	Tax legislation; requires a sunset date of no more than four years thereon.
<a href="#">HB 2666</a>	Machinery and tools; classification as intangible personal

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	property.
<a href="#">HB 2667</a>	Signs; those located on real property of educational institution under jurisdiction of locality.
<a href="#">HB 2711</a>	Child unattended in a car; unlawful for younger than six years.
<a href="#">HB 2744</a>	Fair housing law; unlawful discriminatory housing practice.
<a href="#">HB 2795</a>	Subdivision streets; certain requirements for taking thereof into state secondary highway system.
<a href="#">HB 2806</a>	Commissioners of revenue; deny license for those without legal documents for employment in U.S.
<a href="#">HB 2811</a>	Firearms; possession thereof in residences of mentally ill persons.
<a href="#">HB 2814</a>	Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.
<a href="#">HB 2821</a>	Freedom of Information Act; records containing social security numbers.
<a href="#">HB 2826</a>	Security and Immigration Compliance Act; public bodies, etc. who intend to contract to register, etc.
<a href="#">HB 2863</a>	Pedestrians; motorists to stop for those at marked crosswalks.
<a href="#">HB 2871</a>	Trusts, state and local; created to fund postemployment benefits other than pensions.
<a href="#">HB 2888</a>	Revenue-sharing funds; repeals provision for use of so-called funding of certain highway projects.
<a href="#">HB 2916</a>	Vehicle detection devices; motorcycles to proceed through steady red signals if controlled thereby.
<a href="#">HB 2926</a>	Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.
<a href="#">HB 2936</a>	Illegal aliens; law-enforcement officers have authority to enforce U. S. immigration laws.
<a href="#">HB 2937</a>	Certain aliens; eligibility of for state and local public benefits.
<a href="#">HB 2986</a>	Zoning ordinance; development agreements for locality located in Planning District 8.
<a href="#">HB 3006</a>	Investigation following conviction for criminal street gang activity;
<a href="#">HB 3012</a>	Campaign finance disclosure; certain prohibited contributions to local governing body members.
<a href="#">HB 3057</a>	HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.
<a href="#">HB 3060</a>	Local government land-use decisions; publication of certain.
<a href="#">HB 3066</a>	Wireless telecommunications devices; prohibits use thereof by certain drivers.

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<a href="#">HB 3105</a>	Child day centers, licensed; approved credentials for program directors.
<a href="#">HB 3196</a>	Urban development areas; localities to amend comprehensive plan to include.
<a href="#">HB 3198</a>	Subdivision streets; certain requirements for taking thereof into state secondary highway system.
<a href="#">HJ 586</a>	Constitutional amendment; excludes privately owned motor vehicles used for nonbusiness purposes.
<a href="#">HJ 606</a>	Interstate Route 66; VDOT requested to extend hours during which shoulder lanes may be used.
<a href="#">HJ 624</a>	Constitutional amendment; localities to exempt from taxation percentage of value of prop. (1st ref).
<a href="#">HJ 654</a>	Fairfax County; Board of Supervisors to study efficiency/effectiveness of form of government.
<a href="#">HJ 684</a>	Constitutional amendment (first resolution); spending limits on government.
<a href="#">SB 776</a>	Law-Enforcement Officers Procedural Guarantee Act; changes as to process and procedures.
<a href="#">SB 812</a>	Revenue-sharing funds; for highway systems in certain.
<a href="#">SB 817</a>	Rezoning application; locality may deny or modify request when existing network inadequate.
<a href="#">SB 819</a>	Freedom of Information Act; records containing social security numbers and personal information.
<a href="#">SB 820</a>	Discrimination; prohibited in public employment.
<a href="#">SB 827</a>	Firearms; civil immunity for sellers, and requires criminal records check on transfers.
<a href="#">SB 835</a>	TANF; eligibility for benefits if convicted of drug-related felonies.
<a href="#">SB 849</a>	Condominium Act; assessments and taxation on certain condominium units.
<a href="#">SB 865</a>	Temporary Assistance for Needy Families (TANF); time limit on receipt thereof.
<a href="#">SB 871</a>	Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.
<a href="#">SB 917</a>	Donation of food to charity organizations; regulations for food prepared in his private residence.
<a href="#">SB 934</a>	TANF; eligibility for food stamps if convicted of drug-related felonies.
<a href="#">SB 939</a>	Trees; conservation thereof during development process for air quality improvement in certain.
<a href="#">SB 995</a>	Medicaid eligibility; young adults transitioning from foster care.
<a href="#">SB 1026</a>	Motor Vehicle Fuel Sales Tax; local-option to impose retail sales taxes on motor fuels.
<a href="#">SB 1043</a>	DMV; to develop and distribute materials for parents of

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certain minors.

[SB 1045](#)

Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.

[SB 1123](#)

Auditor of Public Accounts; review security governmental databases containing personal information.

[SB 1125](#)

Donation of food to charity organizations; regulations for food prepared in his private residence.

[SB 1176](#)

Pawnbrokers and secondhand dealers; adds regulation thereof to current statutes regulating.

[SB 1188](#)

Southeastern Public Service Authority; provision for locality that withdraws therefrom.

[SB 1254](#)

Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.

[SB 1267](#)

Advertisement of plans; descriptive summary.

[SB 1272](#)

Transportation districts; compensation of commission members.

[SB 1310](#)

Discrimination; prohibited in state employment.

[SB 1323](#)

Signs, certain; those located on real property of educational institutions.

[SB 1353](#)

Child day-care regulations; establishes staff-to-child ratios thereof.

[SB 1368](#)

Transportation planning; excludes certain cities requiring submission of land use applications.

[SB 1376](#)

Comprehensive plan; governing body desiring an amendment to prepare & submit to public hearing.

[SB 1399](#)

Rail and Public Transportation, Department of; transfers motor fuels retail sales taxes thereto.

[SJ 398](#)

Constitutional amendment; localities to exempt from taxation percentage of value of property.

# *Fairfax County Initiatives*

*Bills Introduced  
at Fairfax County's Request*



Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2215</a> - Amundson (44) Urban county executive form of government; wage requirements for certain employees.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (078410260) - Board has asked for bill to be withdrawn. <b>Summary:</b> Allows Fairfax County (described by form of government) to require vendors and contractors, who are awarded a county contract to perform work within the county, to pay to persons who are employed to perform such a contract and who will work within the county a wage higher than the federal minimum wage.</p>		
<p><a href="#">HB 2485</a> - Bulova (37) Public Procurement Act; procurement of environmentally preferable products.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/18/2007 House: Reported from General Laws with substitute (22-Y 0-N) 1/29/2007 House: Referred to Committee on Appropriations 2/6/2007 House: Left in Appropriations</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (078409260) <b>Summary:</b> Provides for the consideration of environmentally preferable products in the procurement of goods and services by state and local agencies. The bill defines environmentally preferable goods and services.</p>		
<p><a href="#">HB 2598</a> - Plum (36) Urban county executive form of government; commission on human rights.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Tabled in Counties, Cities and Towns (13-Y 9-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071127336) <b>Summary:</b> Adds "sexual orientation" as prohibited discrimination in a county with the urban county executive form of government (Fairfax County).</p>		

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b>HB 2727</b> - Englin (45) Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws (22-Y 0-N) 2/6/2007 House: VOTE: PASSAGE (99-Y 0-N) 2/7/07 Senate: Ref to Committee on General Laws &amp; Technology 2/14/2007 Senate: Reported from General Laws and Technology with amendment (14-Y 0-N) 2/19/2007 Senate: Passed Senate w/amend (40-Y 0-N) 2/21/07 House: Sen amend agreed to by House (95-Y 0-N) 3/7/2007 House: Enrolled 3/20/2007 Governor: Approved by Governor-Chapter 665 (effective 7/1/07)</p>	<p><b>12/4/2006</b></p>
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**Initiate** (074630299) - See also SB 968 (Whipple).

**Summary:** Allows any tenant who is disabled or elderly to assign the exclusive right to purchase his unit to a government agency, housing authority, or certified nonprofit housing corporation, which shall then offer the tenant a lease at an affordable rent, in the case of a conversion condominium. The bill provides that the acquisition of such units by the governmental agency, housing authority, or certified nonprofit housing corporation shall not (i) exceed the greater of one unit or five percent of the total number of units in the condominium or (ii) impede the condominium conversion process. The bill defines affordable rent and certified nonprofit housing corporation. The bill is identical to SB 968.

<p><b>HB 2789</b> - Hull (38) Uniform Statewide Building Code; violations, penalty.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 1/30/2007 House: Reported from General Laws (22-Y 0-N) 2/2/2007 House: VOTE: PASSAGE (97-Y 0-N) 2/5/2007 Senate: Referred to Committee on General Laws and Technology 2/7/2007 Senate: Reported from General Laws and Technology (14-Y 0-N) 2/12/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/16/2007 House: Enrolled 2/16/2007 House: Signed by Speaker 2/19/2007 Senate: Signed by President 3/23/2007 Governor: Approved by Governor-Chapter 760 (effective 7/1/07)</p>	<p><b>12/4/2006</b></p>
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**Initiate** (071415336)

**Summary:** Provides that when violations of the Building Code relating to occupancy limits, where a dwelling results in not being a safe, decent, and sanitary dwelling, in a locality where the governing body has taken action to enforce the Maintenance Code, any owner, other person, firm, or corporation convicted of such violation may be punished by increased fines and confinement in jail for not more than 10 days. Currently, any violation of the Building Code is punishable by a fine of not more than \$2,500.

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

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 735</b> - Cuccinelli, II (37) Spot blight abatement; interest on liens.</p>	<p>9/27/2006 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/3/2007 House: Referred to Committee on General Laws 2/8/2007 House: Reported from General Laws (21-Y 1-N) 2/13/2007 House: VOTE: PASSAGE (92-Y 6-N) 2/20/2007 Senate: Enrolled 2/20/2007 Senate: Signed by President 2/20/2007 House: Signed by Speaker 3/23/2007 Governor: Approved by Governor-Chapter 763 (effective 7/1/07)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071601720) <b>Summary:</b> Gives a locality a lien on property declared a nuisance when the locality, and not the owner, abates or removes the nuisance at its expense. The bill provides that this lien shall bear interest at the legal rate of interest established in § 6.1-330.53, beginning on the date the removal or abatement is completed through the date on which the lien is paid. The bill also provides for the same interest rate for liens on property declared to be blighted.</p>		
<p><b>SB 968</b> - Whipple (31) Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/3/2007 House: Referred to Committee on General Laws 2/8/2007 House: Reported from General Laws with amendment (22-Y 0-N) 2/13/2007 House: Passed House with amendment (99-Y 0-N) 2/15/2007 Senate: House amendment agreed to by Senate (38-Y 0-N) 2/22/2007 Senate: Enrolled 3/20/2007 Governor: Approved by Governor-Chapter 602 (effective 7/1/07)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071409140) - See also HB 2727 (Englin). <b>Summary:</b> Allows for a condominium conversion tenant who is disabled or elderly to assign his right to purchase to a government agency, housing authority, or certified tax exempt, nonprofit housing corporation. This bill is a recommendation of the Virginia Housing Commission.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 1007</b> - Saslaw (35) Law-enforcement facilities; prohibits possession of weapons therein except by officers.</p>	<p>1/9/2007 Senate: Referred to Committee for Courts of Justice 1/29/2007 Senate: Reported from Courts of Justice with substitute (15-Y 0-N) 2/1/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/6/2007 House: Referred to Committee on Militia, Police and Public Safety 2/20/2007 House: Left in Militia, Police and Public Safety</p>	<p><b>12/4/2006</b></p>
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**Initiate** (078411260)

**Summary:** Provides that it is a Class 1 misdemeanor to possess or transport a weapon into any marked, secure area of a law-enforcement facility in the Commonwealth. A law-enforcement officer or administrator with authority over such facility may consent and authorize a person to bring a firearm into the facility if that officer or administrator is present and an officer accompanies the person with the firearm. Law-enforcement and court officers conducting their official duties are not subject to the prohibition.

<p><b>SB 1039</b> - O'Brien (39) Cellular telephones; prohibits use of for those under 18 years old while driving.</p>	<p>1/9/2007 Senate: Referred to Committee on Transportation 1/25/2007 Senate: Reported from Transportation with substitute (15-Y 0-N) 1/31/2007 Senate: Passed Senate (40-Y 0-N) 2/3/2007 House: Referred to Committee on Transportation 2/15/2007 House: Reported from Transportation with substitute (20-Y 1-N) 2/21/2007 House: VOTE: PASSAGE (86-Y 10-N) 2/22/2007 Senate: House substitute agreed to by Senate VOTE: (38-Y 1-N) 2/22/2007 Senate: Reconsideration of House substitute agreed to by Senate (40-Y 0-N) 2/22/2007 Senate: House substitute agreed to by Senate(36-Y 3-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/23/2007 Governor: Approved by Governor-Chapter 777 (effective 7/1/07)</p>	<p><b>12/4/2006</b></p>
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**Initiate** (072869260)

**Summary:** Prohibits the use of wireless telecommunication devices for such drivers while operating a motor vehicle, except in an emergency or when parked or stopped.

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 1040</b> - O'Brien (39) Driver's license; makes violation of various restrictions primary offense if under 19 years old.</p>	<p>1/9/2007 Senate: Referred to Committee on Transportation 2/1/2007 Senate: Left in Transportation</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (072870260) <b>Summary:</b> Makes a violation of the various restrictions, such as passenger and curfew limitations, that are applicable to drivers under 19 years of age a primary offense, rather than a secondary offense as currently provided by law.</p>		
<p><b>SB 1114</b> - Davis (34) Residential Property Disclosure Act; violation of zoning ordinance.</p>	<p>1/9/2007 Senate: Ref to Committee for Courts of Justice 1/24/2007 Senate: Rereferred to General Laws and Technology 1/31/07 Senate: Rep from Gen Laws w/ amends (15-Y 0-N) 2/6/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/7/2007 House: Referred to Committee on General Laws 2/15/2007 House: Reported from General Laws w/ amends (22-Y 0-N) 2/20/2007 House: Passed House with amends (99-Y 0-N) 2/22/07 Senate: House amends agreed to by Sen (40-Y 0-N) 3/8/2007 Senate: Enrolled 3/8/2007 House: Signed by Speaker 3/11/2007 Senate: Signed by President 3/23/2007 Governor: Approved by Governor-Chapter 784 (effective 7/1/07)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071977260) <b>Summary:</b> Requires an owner of residential property to also notify purchasers that there are no pending violations of any local zoning ordinances that the owner has not abated or remedied, within a time period set out in the written notice of violation or established by a court of competent jurisdiction.</p>		
<p><b>SB 1252</b> - Herring (33) Subdivision ordinance; alternative use of cash escrow.</p>	<p>1/10/2007 Senate: Ref to Committee on Local Government 1/23/07 Senate: Rep from Local Government (15-Y 0-N) 1/29/2007 Senate: Passed Senate (40-Y 0-N) 2/5/07 House: Ref to Committee on Counties, Cities &amp; Towns 2/20/2007 House: Left in Counties, Cities and Towns</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071976260) <b>Summary:</b> Allows a procedure for the alternative use of cash escrows previously furnished to the governing body by the owner or developer in conjunction with the approval of a subdivision plat or site plan where such escrows were to be used for the construction of identified public improvements by someone other than the owner or developer.</p>		

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

***Fairfax County Positions***  
***(Oppose or Amend)***

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***Active Legislation***

<b>Bills</b>	<b>General Assembly Actions</b>	<b>Date of BOS Position</b>
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<p><b>HB 2048</b> - McQuigg (51) Fire Prevention Code; no fee for permits for inspection of religious schools.</p>	<p>1/8/2007 House: Referred to Committee on General Laws 1/30/07 House: Reported from General Laws (22-Y 0-N) 2/2/2007 House: VOTE: PASSAGE (97-Y 0-N) 2/5/2007 Senate: Ref to Committee on General Laws &amp; Technology 2/7/07 Senate: Rep from Gen Laws w/amend (12-Y 2-N) 2/12/2007 Senate: Passed Senate VOTE: (35-Y 5-N) 2/14/2007 House: Senate amendment agreed to by House VOTE: ADOPTION (78-Y 18-N) 2/21/2007 House: Enrolled 2/21/2007 House: Signed by Speaker 2/22/2007 Senate: Signed by President 3/26/2007 Governor: Vetoes by Governor 4/4/2007 House: VOTE: OVERRIDE GOVERNOR'S VETO (68-Y 31-N) 4/4/2007 Senate: Motion to pass in enrolled form rejected (23-Y 16-N) 4/4/2007 House: House sustained Governor's veto</p>	<p><b>1/22/2007</b></p>
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**Oppose** (071507412)  
**Summary:** Prohibits the State Fire Marshal from charging a fee for permits issued for the inspection of schools operated or conducted under the auspices of a religious institution. The bill has a two year sunset provision.

<p><b>HB 3068</b> - Hogan (60) Electric utility service; advances scheduled expiration of capped rate period.</p>	<p>1/16/2007 House: Referred to Committee on Commerce and Labor 2/1/2007 House: Rep from Commerce &amp; Labor w/ substitute (18-Y 1-N) 2/6/2007 House: VOTE: PASSAGE (85-Y 13-N) 2/7/07 Senate: Ref to Committee on Commerce and Labor 2/19/2007 Senate: Reported from Commerce and Labor with substitute (15-Y 0-N) 2/22/2007 Senate: VOTE: (35-Y 3-N 1-A) 2/22/2007 House: VOTE: Senate substitute agreed to by House (77-Y 13-N) 3/12/2007 House: Enrolled 4/4/2007 Governor: Governor's recommendation adopted 4/11/2007 Governor: Acts of Assembly Chapter text (CHAP0888)</p>	<p><b>2/26/2007</b></p>
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**Oppose** (070274324-H1)  
**Summary:** Advances the scheduled expiration of the capped rate period from December 31, 2010, to December 31, 2008, establishes a new mechanism for regulating the rates of investor-owned electric utilities, and ends the ability of most consumers to shop for electric generation service. Provides for enhanced returns for construction of new facilities, and limits SCC regulatory authority over electric utilities.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>HB 3109</u></b> - Janis (56) Firearms; discharging towards subdivision or towards any person or structure.</p>	<p>1/18/2007 House: Referred to Committee on Militia, Police and Public Safety 2/2/07 House: Reported from M &amp; P (18-Y 3-N) 2/6/2007 House: VOTE: PASSAGE (80-Y 19-N) 2/6/2007 House: VOTE: PASSAGE #2 (72-Y 26-N) 2/7/2007 Senate: Ref to Committee for Courts of Justice 2/19/2007 Senate: Reported from Courts of Justice with amendment (8-Y 6-N) 2/22/2007 Senate: Motion to recommit to committee agreed to (20-Y 19-N) 2/22/2007 Senate: Left in Courts of Justice</p>	<p><b>2/5/2007</b></p>
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**Oppose** (075851348)  
**Summary:** Makes it a Class 1 misdemeanor to discharge a firearm towards a subdivision within the range of the firearm, or to discharge a firearm towards any person or structure, when no barrier exists that would prevent the projectile from striking a person or structure. With these changes, a locality would no longer be able to prohibit hunting generally within a half-mile radius of a subdivision, but would still be able to prohibit hunting within a subdivision.

<p><b><u>SB 838</u></b> - Davis (34) Land use proceedings; disclosures therein.</p>	<p>1/5/2007 Senate: Ref to Committee on Local Government 1/30/2007 Senate: Rep from Local Govt w/sub (15-Y 0-N) 2/5/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/6/2007 House: Ref to Committee on Counties, Cities and Towns 2/16/07 House: Reported from CCT w/amend (22-Y 0-N) 2/22/2007 House: VOTE: PASSAGE (76-Y 21-N) 2/22/07 Senate: House amds agreed to by Sen (29-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/26/07 Senate: Gov's recommendation rec'd by Senate 4/4/2007 Governor: Gov's recommendation adopted in-part 4/11/2007 Governor: Vetoed by Governor</p>	<p><b>1/22/2007</b></p>
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**Oppose** (075061726) - Board has historically opposed.  
**Summary:** Requires each individual member of the governing body, the planning commission, and the board of zoning appeals in any proceeding before each such body involving an application for the amendment of a comprehensive plan requested by the owner or contract purchaser of land for which the amendment is requested to make a full public disclosure of certain business or financial relationships that such member has or has had within the 12-month period prior to such hearing. The foregoing measure only applies to counties with the urban county executive form of government (Fairfax County). In addition, current law provides that a zoning ordinance may provide that petitions brought by property owners, contract purchasers or the agents thereof, shall be sworn to under oath before a notary public or other official before whom oaths may be taken, stating whether or not any member of the local planning commission or governing body has any interest in such property. This bill eliminates contract purchasers, agents of contract purchasers, and agents of property owners from the category of persons to which the foregoing measure applies.

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



Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 1181</u></b> - Williams (1) Subdivision streets; requirements for taking thereof into state secondary highway system.</p>	<p>1/10/2007 Senate: Ref to Committee on Transportation 1/25/2007 Senate: Rep from Trans w/substitute (15-Y 0-N) 2/6/2007 House: Referred to Committee on Transportation 2/15/2007 House: Rep from Transportation (22-Y 0-N) 2/20/2007 House: VOTE: PASSAGE (96-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/15/07 Governor: Appr by Gov-Chap 382 (effect. 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Amend** (079331124) - Amend to require formation of advisory work group to include counties; to require public meetings throughout the Commonwealth; to maintain status quo with respect to accepting streets into the state highway system until new regulations take effect; and to grandfather development proposals pending or otherwise vested under state law.

**Summary:** Allows local governing bodies of any counties that have not withdrawn from the state secondary highway system to request the Commonwealth Transportation Board, by resolution, to take any new subdivision street into the state secondary highway system for maintenance if such subdivision street has been developed and constructed in accordance with the Board's subdivision street requirements. Only those subdivision streets constructed in compliance with the Board's subdivision street requirements are to be taken into the state secondary highway system for maintenance. The Board is further required to promulgate regulations establishing such subdivision street requirements. Regulations initially promulgated by the Board are to be exempt from provisions of the Administrative Process Act, but this exemption does not apply to subsequent regulations or amendments thereto.

<p><b><u>SB 1416</u></b> - Norment, Jr. (3) Electric utility service; advances scheduled expiration of capped rate period.</p>	<p>1/19/07 Senate: Ref to Committee on Commerce &amp; Labor 2/5/2007 Senate: Rep from C&amp;L w/substitute (15-Y 0-N) 2/6/2007 Senate: Passed Senate VOTE: (37-Y 2-N 1-A) 2/8/2007 House: Ref to Committee on Commerce &amp; Labor 2/19/2007 House: Rep from C&amp;L w/sub (18-Y 4-N) 2/21/2007 House: VOTE: PASSAGE (82-Y 16-N) 2/22/07 Senate: House sub agr. to by Sen (35-Y 3-N 1-A) 3/12/2007 Senate: Enrolled 3/12/2007 Senate: Signed by President 3/13/2007 House: Signed by Speaker 3/26/2007 Senate: Gov's recommendation rec'd by Senate 4/4/2007 Governor: Governor's recommendation adopted 4/4/2007 House: VOTE: ADOPTION (83-Y 15-N) 4/11/2007 Governor: Acts of Assembly Chapter text (CHAP0933)</p>	<p><b>2/26/2007</b></p>
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**Oppose** (076542780)

**Summary:** Advances the scheduled expiration of the capped rate period from December 31, 2010, to December 31, 2008, establishes a new mechanism for regulating the rates of investor-owned electric utilities, and ends the ability of most consumers to shop for electric generation service. Provides for enhanced returns for construction of new facilities, and limits SCC regulatory authority over electric utilities.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

***Fairfax County Positions***  
***(Support or Monitor)***

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***Active Legislation***

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1710</a> - Callahan, Jr. (34) Treatment works; reimbursement to localities of funds for upgrades thereof.</p>	<p>12/15/2006 House: Ref to Committee on Appropriations 1/26/2007 House: Rep from Approp w/sub (24-Y 0-N) 2/1/2007 House: VOTE: PASSAGE (99-Y 0-N) 2/2/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 2/12/2007 Senate: Rereferred to Finance 2/15/2007 Senate: Rep from Finance w/sub (13-Y 0-N) 2/20/2007 Senate: Passed Senate w/substitute (40-Y 0-N) 2/22/07 House: Senate sub rejected by House (5-Y 93-N) 2/22/2007 Senate: Senate insisted on substitute (30-Y 0-N) 2/24/2007 Senate: Senate requested conference committee 2/24/07 House: Conf report agreed to by House (98-Y 0-N) 2/24/07 Senate: Conf report agreed to by Sen (39-Y 0-N) 3/12/2007 House: Enrolled 3/12/2007 Senate: Signed by President 3/13/2007 House: Signed by Speaker 3/26/2007 House: Gov's recommendation rec'd by House 04/04/07 House: House concurred in Gov's recommendation (99-Y 0-N) 4/4/2007 Senate: Senate concurred in Governor's recommendation (39-Y 0-N) 4/11/2007 Governor: Acts of Assembly Chapter 851</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074383129) - See also SB 771 (Chichester). <b>Summary:</b> Authorizes the Virginia Public Building Authority to issue bonds in an amount not to exceed \$250 million for grants to be used solely for the purpose of funding the installation of nutrient removal technologies at specified publicly owned treatment works and non-significant discharges to implement the Commonwealth's Chesapeake Bay Tributary Strategies. This bill is identical to SB 771.</p>		
<p><a href="#">HB 1778</a> - Cosgrove (78) Photo-monitoring systems; counties and cities may establish to enforce traffic light signals.</p>	<p>12/28/2006 House: Ref to Committee on Transportation 2/1/2007 House: Rep from Trans w/substitute (19-Y 2-N) 2/6/2007 House: VOTE: PASSAGE (63-Y 35-N) 2/7/2007 Senate: Ref to Committee on Local Government 2/13/2007 Senate: Rereferred to Transportation 2/15/2007 Senate: Rep from Transportation (13-Y 2-N) 2/20/2007 Senate: Passed Senate (30-Y 10-N) 3/1/2007 House: Enrolled 3/1/2007 House: Signed by Speaker 3/4/2007 Senate: Signed by President 3/26/07 Governor: Appr by Gov-Chap 836 (effect. 7/1/07)</p>	<p><b>1/22/2007</b></p>
<p><b>Support w/ Amend.</b> (073183276) - Support, if amended to exclude costs of program from spending requirement. <b>Summary:</b> Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than one intersection for every 10,000 residents at one time. Provisions within the bill limit the use and retention of images recorded and provide other parameters and limitations for localities.</p>		

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1791</a> - Griffith (8) Freedom of Information Act; responses to requests for public records.</p>	<p>12/28/06 House: Referred to Committee on General Laws                  2/1/2007 House: Reported from General Laws (22-Y 0-N)                  2/6/2007 House: Passed House VOTE (99-Y 0-N)                  2/7/2007 Senate: Referred to Committee on General Laws and Technology                  2/14/2007 Senate: Reported from General Laws and Technology with amendments (14-Y 0-N)                  2/19/2007 Senate: Passed Senate w/amends (40-Y 0-N)                  2/21/2007 House: Senate amends rejected by House (0-Y 96-N)                  2/22/2007 Senate: Senate insisted on amendments (39-Y 0-N)                  2/22/2007 Senate: Senate requested conference committee                  2/24/2007 Senate: Conference report agreed to by Senate (38-Y 0-N)                  2/24/2007 House: Conference report agreed to by House (98-Y 0-N)                  3/12/2007 House: Enrolled                  3/12/2007 Senate: Signed by President                  3/13/2007 House: Signed by Speaker                  3/19/2007 Governor: Approved by Governor-Chapter 439 (effective 7/1/07)</p>	<p><b>2/26/2007</b> <del>1/22/2007</del></p>
<p><b>Monitor</b> (As Amended in SGL) <del><b>Amend</b> (061802308) — Amend to remove language requiring identification of other public bodies that have the requested records. Also, restore language concerning records being granted by the custodian of the records.</del></p> <p><b>Summary:</b> Adds an additional response to address situations when a public body receives a request for public records under FOIA but cannot find the requested records or the requested records do not exist. The bill also clarifies the other responses to requests for public records under FOIA. The bill also contains technical amendments.</p>		
<p><a href="#">HB 1930</a> - Rapp (96) DMV; exempts federal, state, and local officials from fees charged for obtaining data from records.</p>	<p>1/4/2007 House: Referred to Committee on Transportation                  1/16/2007 House: Rep from Trans w/substitute (22-Y 0-N)                  1/22/2007 House: VOTE: PASSAGE (96-Y 0-N)                  1/23/2007 Senate: Ref to Committee on Transportation                  2/8/2007 Senate: Rep from Trans w/substitute (15-Y 0-N)                  2/13/2007 Senate: Passed Senate VOTE: (40-Y 0-N)                  2/15/07 House: Senate sub agreed to by House (96-Y 1-N)                  2/22/2007 House: Enrolled                  2/23/2007 House: Signed by Speaker                  2/24/2007 Senate: Signed by President                  3/19/07 Governor: Appr by Gov-Chap 447 (effect 7/1/07)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (073551480-H1)  <b>Summary:</b> Exempts federal, state, and local officials from fees charged by DMV for obtaining data from DMV records.</p>		

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 2036</b> - Hamilton (93) Admission hearings, involuntary; adds providers to list by which an examiner may be employed.</p>	<p>1/8/2007 House: Referred to Committee on Health, Welfare and Institutions 1/25/2007 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 1/30/2007 House: Passed House (98-Y 0-N) 1/31/2007 Senate: Referred to Committee on Education and Health 2/8/07 Senate: Rep from Education &amp; Health (15-Y 0-N) 2/12/2007 Senate: Passed Senate (40-Y 0-N) 2/15/2007 House: Enrolled 2/15/2007 House: Signed by Speaker 2/15/2007 Senate: Signed by President 3/15/2007 Governor: Approved by Governor-Chapter 400 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (078153316) <b>Summary:</b> Adds community service boards and behavioral health authorities to the list of facilities by which an examiner may be employed.</p>		
<p><b>HB 2132</b> - Hugo (40) HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.</p>	<p>1/8/2007 House: Referred to Committee on Transportation 2/3/2007 House: Reported from Transportation (18-Y 0-N) 2/6/2007 House: VOTE: PASSAGE (97-Y 0-N) 2/7/2007 Senate: Referred to Committee on Transportation 2/15/2007 Senate: Rep from Transportation (15-Y 0-N) 2/20/2007 Senate: Passed Senate (40-Y 0-N) 3/1/2007 House: Enrolled 3/1/2007 House: Signed by Speaker 3/4/2007 Senate: Signed by President 3/13/2007 Governor: Approved by Governor-Chapter 317 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078273332) <b>Summary:</b> Extends the "sunset" to 2008 authorizing the use of certain HOV lanes by vehicles bearing clean special fuel vehicle license plates.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#">HB 2218</a> - Amundson (44) Charitable organizations; those engaged in food distribution to needy are exempt from regulations.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/25/2007 House: Reported from General Laws with substitute (22-Y 0-N) 1/31/2007 House: Passed House (100-Y 0-N) 2/1/2007 Senate: Referred to Committee on General Laws and Technology 2/7/2007 Senate: Reported from General Laws and Technology (13-Y 0-N) 2/12/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/15/2007 House: Enrolled 2/15/2007 House: Signed by Speaker 2/15/2007 Senate: Signed by President 3/15/2007 Governor: Approved by Governor-Chapter 404 (effective 3/15/07)</p>	<p><b>2/26/2007</b> <del>1/22/2007</del></p>
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**Support** (070909276-H1) - Support as amended. ~~**Amend** (071708212) - Amend to conform to SB 806 committee substitute.~~

**Summary:** Exempts charitable organizations that engage in food distribution to the needy from state and local regulations and ordinances that govern food service and preparation. Includes non-profit homeless shelters and hunger prevention programs under the definition of "charitable organizations" for purposes of the exemption. Permits the Board of Health to issue advisory standards for food preparation, handling, protection, and preservation. The bill contains an emergency clause and will take effect upon passage. This bill incorporates HB 2258 (Rust) and is identical to SB 806 (Puller).

<p><a href="#">HB 2220</a> - Amundson (44) Income tax, state; deduction for unreimbursed organ donation expenses.</p>	<p>1/9/2007 House: Referred to Committee on Finance 1/31/2007 House: Reported from Finance (18-Y 0-N) 2/5/2007 House: Passed House (98-Y 0-N) 2/6/2007 Senate: Referred to Committee on Finance 2/13/2007 Senate: Reported from Finance (15-Y 0-N) 2/14/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/21/2007 House: Enrolled 2/21/2007 House: Signed by Speaker 2/22/2007 Senate: Signed by President 3/20/2007 Governor: Approved by Governor-Chapter 636 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
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**Support** (077131212) - Board position in Legislative Program.

**Summary:** Provides an income tax deduction for unreimbursed expenses that are paid by an organ and tissue donor and that have not been taken as a medical deduction on the taxpayer's federal income tax return, effective for taxable years beginning on or after January 1, 2007. The amount of the deduction is the lesser of \$5,000 or the actual amount paid by the taxpayer.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#"><b>HB 2259</b></a> - Rust (86) Freedom of Information Act; records of regional and local park authorities.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/25/07 House: Reported from General Laws (22-Y 0-N) 1/31/2007 House: Passed House (100-Y 0-N) 2/1/2007 Senate: Referred to Committee on General Laws and Technology 2/14/2007 Senate: Reported from General Laws and Technology (14-Y 0-N) 2/19/2007 Senate: Passed Senate (40-Y 0-N) 2/28/2007 House: Enrolled 3/1/2007 House: Signed by Speaker 3/2/2007 Senate: Signed by President 3/15/2007 Governor: Approved by Governor-Chapter 406 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (078408260) - Board position in Legislative Program.  
**Summary:** Expands the current record exemption for state or local park and recreation departments to include local and regional park authorities. As a result, certain records of such authorities are not subject to mandatory public disclosure.

<p><a href="#"><b>HB 2261</b></a> - Rust (86) Zoning violations; overcrowding of residential dwellings.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Reported from Counties, Cities and Towns with substitute (17-Y 4-N) 2/6/2007 House: VOTE: PASSAGE (89-Y 10-N) 2/7/2007 Senate: Referred to Committee on Local Government 2/13/2007 Senate: Reported from Local Government (15-Y 0-N) 2/16/2007 Senate: Passed Senate (39-Y 0-N) 2/23/2007 House: Enrolled 2/24/2007 House: Signed by Speaker 2/26/2007 Senate: Signed by President 3/26/2007 House: Governor's recommendation received by House 4/4/2007 House: House rejected Governor's recommendation (11-Y 87-N) 4/10/2007 Governor: Approved by Governor-Chapter 937 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (073272492)  
**Summary:** Provides for enhanced fines for any conviction resulting from a violation of provisions related to overcrowding of residential dwellings. These violations shall not be punishable by a jail term.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>HB 2294</u></b> - McClellan (71) Workers' compensation; clarifies certain government employees.</p>	<p>1/9/07 House: Ref to Committee on Commerce and Labor 1/16/07 House: Rep from Commerce &amp; Labor (19-Y 0-N) 1/22/2007 House: VOTE: PASSAGE (96-Y 0-N) 1/23/07 Senate: Ref to Committee on Commerce &amp; Labor 2/12/07 Senate: Rep from Commerce &amp; Labor (15-Y 0-N) 2/15/2007 Senate: Passed Senate VOTE: (38-Y 0-N) 2/21/2007 House: Enrolled 2/22/2007 House: Signed by Speaker 2/23/2007 Senate: Signed by President 3/19/2007 Governor: Approved by Governor-Chapter 475 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (074387402)

**Summary:** Classifies policemen, firefighters, sheriffs and their deputies, and certain other individuals who are generally deemed to be employees of their employing locality for purposes of the Virginia Workers' Compensation Act, as employees of the Commonwealth while rendering aid outside of the Commonwealth pursuant to a state-approved request under the Emergency Management Assistance Compact.

<p><b><u>HB 2431</u></b> - Albo (42) Reversion of federal lands; State to take title to lands in NoVa with environmental contamination.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/30/2007 House: Reported from General Laws with amendments (22-Y 0-N) 2/2/2007 House: VOTE: PASSAGE (97-Y 0-N) 2/5/2007 Senate: Ref to Committee for Courts of Justice 2/19/2007 Senate: Reported from Courts of Justice with substitute (13-Y 1-N) 2/22/2007 Senate: Passed Senate w/substitute (39-Y 1-N) 2/22/2007 House: Senate substitute agreed to by House (87-Y 0-N) 3/12/2007 House: Enrolled 3/12/2007 Senate: Signed by President 3/13/2007 House: Signed by Speaker 3/19/2007 Governor: Approved by Governor-Chapter 490 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (078137204)

**Summary:** Authorizes the Commonwealth to take title to federal lands located within the Northern Virginia Planning District that contain environmental contamination if the United States enters into a written agreement with the Commonwealth, in a form to be approved by the Attorney General, to indemnify the Commonwealth for associated liabilities and clean-up costs or otherwise provides satisfactory assurances that all corrective action necessary to protect human health and the environment will be taken at the sole expense of the United States. The bill further provides that in addition, such transfer or reversion shall not occur unless and until the United States has agreed, and provides assurances satisfactory to the Commonwealth, to provide all transportation infrastructure improvements required to accommodate the development of any property contiguous or adjacent to the property subject to the transfer or reversion.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action



Bills	General Assembly Actions	Date of BOS Position
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<p><b>HB 2497</b> - Orrock, Sr. (54)                  Building permits; building official may issue for any construction regulated by Building Code.</p>	<p>1/9/2007 House: Referred to Committee on General Laws                  1/30/2007 House: Reported from General Laws with amendment (22-Y 0-N)                  2/2/2007 House: VOTE: PASSAGE (97-Y 0-N)                  2/5/2007 Senate: Referred to Committee on General Laws and Technology                  2/7/2007 Senate: Reported from General Laws and Technology (14-Y 0-N)                  2/12/2007 Senate: Passed Senate (40-Y 0-N)                  2/15/2007 House: Enrolled                  2/15/2007 House: Signed by Speaker                  2/15/2007 Senate: Signed by President                  3/12/2007 Governor: Approved by Governor-Chapter 291 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
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**Monitor** (071117448)

**Summary:** Allows a local building official to issue an annual permit for any construction regulated by the building code.

<p><b>HB 2498</b> - Orrock, Sr. (54)                  Income tax, state; residential tax credit for increased accessibility and visitability.</p>	<p>1/9/2007 House: Referred to Committee on Finance                  1/22/2007 House: Reported from Finance with substitute (21-Y 0-N)                  1/25/2007 House: VOTE: PASSAGE (98-Y 0-N)                  1/26/2007 Senate: Referred to Committee on Finance                  2/6/2007 Senate: Reported from Finance with substitute (11-Y 0-N)                  2/8/2007 Senate: Passed Senate with substitute (40-Y 0-N)                  2/12/2007 House: Senate substitute agreed to by House (100-Y 0-N)                  2/14/2007 House: Enrolled                  2/14/2007 House: Signed by Speaker                  2/14/2007 Senate: Signed by President                  2/19/2007 Governor: Approved by Governor-Chapter 68 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (076089448) - See also HB 1721, SB 791.

**Summary:** Requires the Department of Housing and Community Development to develop guidelines establishing the eligibility requirements for the tax credit in § 58.1-339.7. Changes the name of the disabled tax credit to the "Livable Home Tax Credit" and extends it to any taxpayer who purchases a new residence. This bill is a recommendation of the Virginia Disability Commission.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>HB 2538</u></b> - Landes (25) Transportation Commissioner;enter on land to ascertain its suitability for transportation purposes.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/16/07 House: Reported from Transportation (22-Y 0-N) 1/22/2007 House: VOTE: PASSAGE (94-Y 0-N) 1/23/2007 Senate: Referred to Committee on Transportation 2/8/2007 Senate: Reported from Transportation (15-Y 0-N) 2/13/2007 Senate: Passed Senate (40-Y 0-N) 2/19/2007 House: Enrolled 2/19/2007 House: Signed by Speaker 2/20/2007 Senate: Signed by President 3/23/2007 Governor: Approved by Governor-Chapter 755 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
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**Support** (074369376)

**Summary:** Revises the procedures according to which the Commonwealth Transportation Commissioner (CTC), through his duly authorized agents, may enter upon any land in the Commonwealth for the purposes of determining its suitability for highway and other transportation purposes.

<p><b><u>HB 2588</u></b> - Janis (56) National Firearms Act; Superintendent of Dept. of State Police to certify transfer &amp; registration.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 2/2/2007 House: Reported from Militia, Police and Public Safety with substitute (18-Y 3-N) 2/6/2007 House: VOTE: PASSAGE (81-Y 18-N) 2/7/2007 Senate: Referred to Committee for Courts of Justice 2/19/2007 Senate: Passed by indefinitely in Courts of Justice (9-Y 6-N)</p>	<p><b>2/26/2007</b> <del>1/22/2007</del></p>
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**Monitor** (075881348-H1) - State is already advising the local chief of police of the issuance of such permits.

~~**Amend** (073026348) - Amend to clarify as to notification of local police chief.~~

**Summary:** Names the Superintendent of the Department of State Police as a chief law-enforcement officer for purposes of certifying applications for the transfer and registration of weapons subject to the National Firearms Act. Upon receipt of a request to certify an application, the Superintendent shall provide the certification within 15 days unless he has knowledge that the applicant is prohibited from receiving the weapon.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>HB 2669</u></b> - Sherwood (29) Freedom of Information Act; allows public bodies to meet by electronic communication without quorum.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws with amendment (22-Y 0-N) 2/6/2007 House: VOTE: PASSAGE (99-Y 0-N) 2/7/2007 Senate: Referred to Committee on General Laws and Technology 2/14/2007 Senate: Reported from General Laws and Technology with amendment (14-Y 0-N) 2/19/2007 Senate: Passed Senate with amendment (40-Y 0-N) 2/21/2007 House: Senate amendment agreed to by House (93-Y 0-N) 3/7/2007 House: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/19/2007 Governor: Approved by Governor-Chapter 512 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (078643105)

**Summary:** Allows state public bodies to meet by electronic communication means without a quorum of the public body physically assembled at one location when (i) the Governor has declared a state of emergency in accordance with § 44-146.17, (ii) the meeting is necessary to take action to address the emergency, and (iii) the public body otherwise complies with the electronic communication meetings law.

<p><b><u>HB 2726</u></b> - McClellan (71) Emergency plans; review of certain by localities.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 1/26/2007 House: Reported from Militia, Police and Public Safety with amendment (21-Y 0-N) 1/31/2007 House: Passed House (100-Y 0-N) 2/1/2007 Senate: Referred to Committee on General Laws and Technology 2/7/2007 Senate: Reported from General Laws and Technology (14-Y 0-N) 2/12/2007 Senate: Passed Senate (40-Y 0-N) 2/16/2007 House: Enrolled 2/16/2007 House: Signed by Speaker 2/19/2007 Senate: Signed by President 3/8/2007 Governor: Approved by Governor-Chapter 129 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (074386402)

**Summary:** Grants authority to localities to require the review of, and suggest amendments to, the emergency plans of nursing homes, assisted living facilities, adult day care centers, and child day care centers that are located within the locality.

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

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2776</a> - Athey, Jr. (18) Sex offender treatment offices; prohibited in certain residential areas.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 1/19/2007 House: Reported from Militia, Police and Public Safety with amendment (21-Y 0-N) 1/24/2007 House: VOTE: PASSAGE (97-Y 0-N) 1/25/2007 Senate: Referred to Committee for Courts of Justice 2/7/2007 Senate: Reported from Courts of Justice with substitute (13-Y 1-N) 2/12/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/15/2007 House: Senate substitute agreed to by House (96-Y 0-N) 2/21/2007 House: Enrolled 3/26/2007 House: Governor's recommendation received by House 4/4/2007 House: House concurred in Governor's recommendation (98-Y 0-N) 4/4/2007 Senate: Senate concurred in Governor's recommendation (39-Y 0-N) 4/11/2007 Governor: Acts of Assembly Chapter text (CHAP0878)</p>	<p>2/5/2007</p>
<p><b>Monitor</b> (075177220) <b>Summary:</b> Provides that no individual shall knowingly provide sex offender treatment services to a convicted sex offender in an office or facility located in a residentially zoned subdivision.</p>		
<p><a href="#">HB 3011</a> - Hull (38) Bonding requirements; facilities dedicated for public use.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Reported from Counties, Cities and Towns with amendment (22-Y 0-N) 2/6/2007 House: Passed House: VOTE (99-Y 0-N) 2/7/2007 Senate: Ref to Committee on Local Government 2/13/07 Senate: Rep from Local Government (15-Y 0-N) 2/16/2007 Senate: Passed Senate VOTE: (38-Y 0-N) 2/16/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/28/2007 House: Enrolled 3/1/2007 House: Signed by Speaker 3/2/2007 Senate: Signed by President 3/15/2007 Governor: Approved by Governor-Chapter 420 (effective 7/1/07)</p>	<p>2/26/2007 2/5/2007</p>
<p><b>Monitor</b> (079813336-E) <del><b>Oppose Unless Amended</b> (079813336) – Oppose unless second sentence is stricken.</del> <b>Summary:</b> Provides that a governing body of a locality shall not require a developer to furnish a bond for the estimated cost of construction of facilities to be dedicated for public use until construction plans are submitted for the section in which such facilities are to be located.</p>		

**Bold** – Indicates BOS formal action  
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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#"><b>HB 3113</b></a> - Landes (25) Environmental Quality, Department of; consolidation of various boards, increase of authority.</p>	<p>1/18/2007 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources            2/3/2007 House: Reported from Agriculture, Chesapeake and Natural Resources with substitute (17-Y 5-N)            2/6/2007 House: VOTE: PASSAGE (67-Y 30-N)            2/7/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources            2/12/2007 Senate: Reported from Agriculture, Conservation and Natural Resources with amendments (14-Y 1-N)            2/14/2007 Senate: Passed Senate VOTE: (30-Y 10-N)            2/16/2007 House: VOTE: ADOPTION (73-Y 23-N)            3/12/2007 House: Enrolled            3/12/2007 Senate: Signed by President            3/13/2007 House: Signed by Speaker            3/26/2007 House: Bill became law without Governor's signature, Chapter 838</p>	<p><b>2/26/2007</b></p>
<p><b>Support</b> (070992376-H1) - Support reenactment clause to allow more time for study.  <b>Summary:</b> Consolidates the State Air Pollution Control Board, the State Water Control Board, and the Waste Management Board into one eleven-member citizen board--the Virginia Board of Environmental Quality--with the authority to adopt regulations, including general permit regulations. All other responsibilities of the existing boards, including the authority to issue licenses and permits, shall be transferred to the Department of Environmental Quality. The Department will hold public meetings for the presentation of staff recommendations on major permitting decisions. A citizen appeals board is established and granted the authority to hear appeals on decisions of the Director of the Department of Environmental Quality and to recommend reconsideration by the Director. The bill includes a "re-enactment clause" that requires the General Assembly of 2008 to reaffirm the legislation and delays the effective date until July 1, 2008. This bill is identical to SB 1403.</p>		
<p><a href="#"><b>HJ 683</b></a> - Landes (25) Substance abuse; JLARC to study actual cost to State.</p>	<p>1/9/2007 House: Referred to Committee on Rules            1/31/2007 House: Reported from Rules (15-Y 0-N)            2/2/2007 House: VOTE: PASSAGE (91-Y 0-N)            2/5/2007 Senate: Referred to Committee on Rules            2/19/2007 Senate: Reported from Rules with amendment            2/21/2007 Senate: Agreed to by Senate with amendment by voice vote            2/22/2007 House: Senate amendment agreed to by House (96-Y 0-N)</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (077628376)  <b>Summary:</b> Directs JLARC to study the cost of substance abuse to the Commonwealth to determine the financial savings available to the Commonwealth as a result of providing treatment to offenders diverted from incarceration.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#">HJ 774</a> - Kilgore (1) Mental health services for children; services should be provided and funded by state's system.</p>	<p>1/19/2007 House: Referred to Committee on Rules 1/31/07 House: Rep from Rules with substitute (15-Y 0-N) 2/2/2007 House: VOTE: PASSAGE (91-Y 0-N) 2/5/2007 Senate: Referred to Committee on Rules 2/19/2007 Senate: Reported from Rules with amendments 2/21/2007 Senate: Agreed to by Senate with amendments by voice vote 2/22/2007 House: Senate amendments agreed to by House (99-Y 0-N)</p>	<p><b>2/26/2007</b> <b>2/5/2007</b></p>
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**Support** (077659372-H1) ~~**Amend** (079217372) – Amend to clearly call for additional funding for children's mental health services, particularly the Mental Health Initiative; and to clearly identify the Department of Mental Health, Mental Retardation and Substance Abuse Services as the agency designated within the human services system with primary responsibility for the coordination and delivery of children's mental health services.~~

**Summary:** Recognizes the Department of Mental Health, Mental Retardation, and Substance Abuse Services as the primary state agency responsible for the planning and delivery of mental health services in the Commonwealth. This resolution also states that neither the Department of Social Services nor the Office of Comprehensive Services is the default system for the provision of mental health services.

<p><a href="#">SB 756</a> - Stosch (12) Public-Private Partnership Advisory Commission; created.</p>	<p>12/11/06 Senate: Ref to Committee on Commerce &amp; Labor 1/15/2007 Senate: Rereferred to General Laws and Technology 1/31/2007 Senate: Reported from General Laws and Technology with substitute (9-Y 0-N) 2/6/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/7/2007 House: Referred to Committee on General Laws 2/15/2007 House: Reported from General Laws with substitute (22-Y 0-N) 2/20/2007 House: VOTE: PASSAGE (99-Y 0-N) 2/22/2007 Senate: House sub agreed to by Sen (40-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/23/07 Governor: Appr by Gov-Chap 764 (effect 7/1/07)</p>	<p><b>2/26/2007</b> <del>{2/9/2007}</del></p>
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**Monitor** (072802824-H1) - Bill amended to address local concerns. ~~[Amend] (071591824-ES1) – Amend to pertain only to state projects.~~

**Summary:** Establishes the Public-Private Partnership Advisory Commission to review and advise responsible public entities that are agencies or institutions of the Commonwealth on detailed proposals for qualifying projects under the Public-Private Education Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.). The bill also requires all responsible public entities to adopt guidelines to guide the selection of projects under the Public-Private Education Facilities and Infrastructure Act containing certain specified provisions. For responsible public entities that are not agencies or institutions of the Commonwealth, the guidelines must include a mechanism for the appropriating body to review the proposed comprehensive agreement prior to execution under certain circumstances.

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

Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 771</u></b> - Chichester (28) Treatment works; reimbursement to localities of funds for upgrades thereof.</p>	<p>12/15/2006 Senate: Referred to Committee on Finance 1/31/07 Senate: Rep from Finance w/substitute (14-Y 0-N) 2/5/2007 Senate: Passed Senate (39-Y 0-N) 2/6/2007 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 2/14/2007 House: Rep from ACNR (21-Y 0-N) 2/14/2007 House: Ref to Committee on Appropriations 2/16/2007 House: Rep from Approp w/sub (21-Y 0-N) 2/21/2007 House: Passed House (97-Y 0-N) 2/22/07 Senate: House sub rejected by Senate (5-Y 34-N) 2/22/2007 House: House requested conference committee 2/24/2007 House: Conference report agreed to by House (91-Y 0-N) 2/24/07 Senate: Conf report agreed to by Sen (40-Y 0-N) 3/12/2007 Senate: Enrolled 3/12/2007 Senate: Signed by President 3/13/2007 House: Signed by Speaker 3/26/2007 Senate: Gov's recommendation rec'd by Senate 4/4/2007 Senate: Senate concurred in Governor's recommendation (40-Y 0-N) 4/4/2007 House: House concurred in Governor's recommendation (98-Y 0-N) 4/11/2007 Governor: Acts of Assembly Chapter text (CHAP0900) (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074382129) - See also HB 1710 (Callahan). <b>Summary:</b> Authorizes the Virginia Public Building Authority to issue bonds in an amount not to exceed \$250 million for grants to be used solely for the purpose of funding the installation of nutrient removal technologies at specified publicly owned treatment works and nonsignificant dischargers to implement the Commonwealth's Chesapeake Bay Tributary Strategies. This bill is identical to HB 1710.</p>		
<p><b><u>SB 789</u></b> - Stosch (12) Postemployment benefits; creates trusts or equivalent arrangements to fund costs thereof.</p>	<p>12/27/2006 Senate: Referred to Committee on Finance 1/24/2007 Senate: Reported from Finance (14-Y 0-N) 1/29/2007 Senate: Passed Senate (40-Y 0-N) 2/5/2007 House: Referred to Committee on Appropriations 2/16/2007 House: Rep from Approp w/sub (21-Y 0-N) 2/21/2007 House: VOTE: PASSAGE (97-Y 0-N) 2/22/07 Senate: House sub agreed to by Senate (40-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/21/07 Governor: Appr by Gov-Chap 710 (effect. 7/1/07)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077462824) - Consensus bill agreed to by many participants. See also HB 2871. <b>Summary:</b> Provides that counties, cities, towns, school divisions, and certain political subdivisions may establish local trusts or equivalent arrangements to fund postemployment benefits other than pensions.</p>		

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 790</b> - Stosch (12) Caregivers Grant Program; modifies definition of eligible caregivers.</p>	<p>12/27/2006 Senate: Referred to Committee on Rehabilitation and Social Services 1/19/2007 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/24/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/5/2007 House: Referred to Committee on Health, Welfare and Institutions 2/8/2007 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 2/8/2007 House: Referred to Committee on Appropriations 2/14/2007 House: Reported from Appropriations (24-Y 0-N) 2/19/2007 House: VOTE: PASSAGE (100-Y 0-N) 2/28/2007 Senate: Enrolled 3/1/2007 House: Signed by Speaker 3/2/2007 Senate: Signed by President 3/20/2007 Governor: Approved by Governor-Chapter 588 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (072486824-S1) <b>Summary:</b> Modifies the definition of caregivers eligible to receive a grant under the program to include legal guardians and raises the Virginia adjusted gross income limit under the program from \$50,000 to \$75,000 for a married caregiver.</p>		
<p><b>SB 791</b> - Puller (36) Residential tax credit; to improve accessibility and visitability for new or existing residence.</p>	<p>12/28/2006 Senate: Referred to Committee on Finance 1/16/2007 Senate: Reported from Finance with substitute (14-Y 0-N) 1/19/2007 Senate: Passed Senate VOTE: (38-Y 0-N) 2/2/2007 House: Referred to Committee on Finance 2/12/2007 House: Reported from Finance (19-Y 0-N) 2/14/2007 House: Passed House BLOCK VOTE (95-Y 0-N) 2/20/2007 Senate: Enrolled 2/21/2007 House: Signed by Speaker 2/22/2007 Senate: Signed by President 3/23/2007 Governor: Approved by Governor-Chapter 765 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077497796-S2) - See also HB 1721, HB 2498. <b>Summary:</b> Requires the Department of Housing and Community Development to develop guidelines establishing the eligibility requirements for the tax credit in section 58.1-339.7. Changes the name of the disabled tax credit to the "Livable Home Tax Credit" and extends it to any taxpayer who purchases a new residence. The bill would cap the tax credit at \$500 for the purchase of a new residence or for the retrofitting of an existing residence. This bill is a recommendation of the Virginia Disability Commission.</p>		

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action



Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 806</b> - Puller (36) Charitable organizations; those engaged in food distribution to needy are exempt from regulations.</p>	<p>1/3/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/15/2007 Senate: Rep from ACNR w/sub (14-Y 0-N) 1/15/07 Senate: Rereferred to Rehabilitation &amp; Social Services 1/19/2007 Senate: Reported from R&amp;SS w/sub (14-Y 0-N) 1/24/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/5/2007 House: Referred to Committee on General Laws 2/15/2007 House: Rep from General Laws (22-Y 0-N) 2/20/2007 House: VOTE: PASSAGE (99-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/19/07 Governor: Appr by Gov-Chap 545 (effect 3/19/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (071725796-S2)

**Summary:** Exempts charitable organizations that engage in food distribution to the needy from state and local regulations and ordinances that govern food service and preparation. Includes nonprofit homeless shelters and hunger prevention programs under the definition of "charitable organizations" for purposes of the exemption. Permits the Board of Health to issue advisory standards for food preparation, handling, protection, and preservation. The bill contains an emergency clause and will take effect upon passage. In addition, this bill incorporates SB 917 (Howell) and SB 1125 (Cuccinelli) and is identical to HB 2218 (Amundson).

<p><b>SB 829</b> - Davis (34) Photo-monitoring systems; counties and cities may establish to enforce traffic light signals.</p>	<p>1/5/2007 Senate: Referred to Committee on Transportation 1/11/2007 Senate: Rep from Trans w/substitute (12-Y 2-N) 1/17/2007 Senate: Passed Senate. VOTE: (31-Y 8-N) 2/6/2007 House: Referred to Committee on Transportation 2/13/2007 House: Rep from Trans w/substitute (19-Y 3-N) 2/20/2007 House: Passed House w/sub w/amend (67-Y 30-N) 2/22/07 Senate: House sub agreed to by Sen (33-Y 7-N) 2/22/2007 Senate: House amend rejected by Senate (0-Y 39-N) 2/22/2007 House: House insisted on amendment 2/22/2007 House: House requested conference committee 2/23/2007 House: Conf report agreed to by House (57-Y 38-N) 2/23/07 Senate: Conf report agreed to by Sen (30-Y 10-N) 3/12/2007 Senate: Enrolled 3/12/2007 Senate: Signed by President 3/13/2007 House: Signed by Speaker 3/26/2007 Senate: Gov's recommendation rec'd by Senate 4/4/2007 Senate: Senate concurred in Governor's recommendation (31-Y 9-N) 4/4/2007 House: House concurred in Governor's recommendation (66-Y 32-N) 4/4/2007 House: Enacted, Chapter 903 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (075052726)

**Summary:** Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than one intersection for every 10,000 residents at one time. Provisions within the bill limit the use and retention of recorded images and provide other parameters and limitations for localities.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 848</b> - Lambert III (9) Assessments; notice of change.</p>	<p>1/5/2007 Senate: Referred to Committee on Finance 1/17/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 1/22/2007 Senate: Passed Senate VOTE: (38-Y 0-N) 2/2/2007 House: Referred to Committee on Finance 2/12/2007 House: Reported from Finance with substitute (22-Y 0-N) 2/14/2007 House: VOTE: PASSAGE (95-Y 0-N) 2/16/2007 Senate: Senate: House substitute agreed to by Senate (38-Y 0-N) 2/22/2007 Senate: Enrolled 2/24/2007 Senate: Signed by President 3/13/2007 Governor: Approved by Governor-Chapter 353 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (074769748)

**Summary:** Provides that if a change in assessment arises solely from the construction or addition of new improvements, then notice of such change in assessment need not set out the new tax rate or the percentage change in the new tax levy from the immediately prior one. It also provides that such notice may omit reference to districts for those localities that have elected by ordinance to prepare land and personal property books in alphabetical order.

<p><b>SB 971</b> - Howell (32) Sheriff's departments and regional jails; supplemental liability insurance.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/3/2007 House: Referred to Committee on General Laws 2/15/2007 House: Reported from General Laws with amendments (22-Y 0-N) 2/20/2007 House: Passed House with amendments (99-Y 0-N) 2/22/2007 Senate: House amendments agreed to by Senate (40-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/23/2007 Governor: Approved by Governor-Chapter 773 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (078868744)

**Summary:** Provides that a sheriff's department of any city or county or a regional jail shall not be precluded from securing excess liability insurance coverage beyond the coverage provided by the Division.

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

Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 1002</u></b> - Houck (17) Freedom of Information Act; public access to procurement records, and discussions thereof.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Rep from General Laws (13-Y 1-N) 2/6/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/7/2007 House: Referred to Committee on General Laws 2/15/2007 House: Rep from General Laws (22-Y 0-N) 2/20/2007 House: VOTE: PASSAGE (99-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/15/07 Governor: Appr by Govr-Chap 374 (effect 7/1/07)</p>	<p><b>2/5/2007</b></p>
<p><b>Monitor</b> (070805740) <b>Summary:</b> Allows memoranda, staff evaluations, or other records prepared by the responsible public entity, its staff, outside advisors, or consultants exclusively for the evaluation and negotiation of proposals filed under the PPTA (Public-Private Transportation Act of 1995) and PPEA (Private Education Facilities and Infrastructure Act of 2002) to be withheld from public disclosure, where if such records were made public prior to or after the execution an interim or a comprehensive agreement, the financial interest or bargaining position of the public entity would be adversely affected. The bill allows any independent review panel appointed to review PPTA proposals and advise the responsible public entity concerning such records to meet in a closed meeting. The bill also contains technical amendments and is a recommendation of the Virginia Freedom of Information Advisory Council.</p>		
<p><b><u>SB 1004</u></b> - Davis (34) Telecommuting; use of personal computers.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Reported from General Laws and Technology with substitute (15-Y 0-N) 2/6/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/7/07 House: Ref to Committee on Science &amp; Technology 2/12/07 House: Rep from Science &amp; Tech (18-Y 3-N) 2/15/2007 House: VOTE: DEFEATED (37-Y 63-N) 2/16/2007 House: Reconsideration of defeated action agreed to by House 2/20/2007 House: Passed House w/amend (62-Y 37-N) 2/22/2007 Senate: House amendment agreed to by Senate (40-Y 0-N) 3/7/2007 Senate: Enrolled 3/7/2007 House: Signed by Speaker 3/8/2007 Senate: Signed by President 3/21/07 Governor: Appr by Gov-Chap 716 (effect. 7/1/07)</p>	<p><b>2/5/2007</b></p>
<p><b>Monitor</b> (075808726) <b>Summary:</b> Authorizes a state agency to allow eligible employees to use computer equipment not owned or leased by the Commonwealth to telecommute, if such use is technically and economically practical, and so long as such use meets information security standards as established by the Virginia Information Technologies Agency, or the employee receives an exception from such standards approved by the CIO of the Commonwealth or his designee.</p>		

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 1061</u></b> - Watkins (10) Fertilizers; regulation thereof.</p>	<p>1/9/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/29/07 Senate: Reported from ACNR w/sub (15-Y 0-N) 2/1/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/5/2007 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 2/14/2007 House: Reported from Agriculture, Chesapeake and Natural Resources (21-Y 0-N) 2/16/2007 House: Passed House (100-Y 0-N) 2/22/2007 Senate: Enrolled 2/23/2007 House: Signed by Speaker 2/24/2007 Senate: Signed by President 3/19/2007 Governor: Approved by Governor-Chapter 563 (effective 7/1/07)</p>	<p><b>2/26/2007</b> <del>2/5/2007</del></p>
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**Monitor** (071000840-S1) - Bill has been amended to retain local land use and environmental authority. **Oppose Unless Amended** (070965840) — ~~Oppose unless amended to retain local land use and environmental authority; Board has historically opposed.~~

**Summary:** Prohibits localities from regulating the registration, packaging, labeling, sale, or distribution of fertilizers. Localities are also prohibited from regulating use, application, or storage except by ordinances consistent with certain state laws. Persons aggrieved by development conditions restricting fertilizer use will have the right to bring an action against the locality.

<p><b><u>SB 1063</u></b> - Rerras (6) Assessment rates; notification for increase.</p>	<p>1/9/2007 Senate: Referred to Committee on Finance 1/31/2007 Senate: Reported from Finance with substitute (14-Y 0-N) 2/5/2007 Senate: Passed Senate (39-Y 0-N) 2/6/2007 House: Referred to Committee on Finance 2/12/2007 House: Reported from Finance (17-Y 1-N) 2/14/2007 House: VOTE: PASSAGE (92-Y 4-N) 2/20/2007 Senate: Enrolled 2/21/2007 House: Signed by Speaker 2/22/2007 Senate: Signed by President 3/26/07 Senate: Gov's recommendation received by Senate 4/4/2007 Senate: Senate concurred in Governor's recommendation (40-Y 0-N) 4/4/2007 House: House rejected Governor's recommendation (35-Y 63-N) 4/10/07 Governor: Appr by Gov-Chap 948 (effect. 7/1/07)</p>	<p><b>2/26/2007</b> <del>1/22/2007</del></p>
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**Monitor** (071687804-S1) - Bill has been amended to address onerous notice provisions. **Oppose** (072140804)

**Summary:** Increases from seven to 30 days the minimum notice that a locality must give the public of a public hearing in which the locality proposes to increase its total real estate tax levies more than 101% of the prior year's tax levies, and requires that such notice be posted in the building where the governing body of the locality ordinarily meets, as well as in a newspaper.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#"><b>SB 1097</b></a> - Williams (1) Records of DMV; eliminates fee to receive driving record abstracts therefrom.</p>	<p>1/9/2007 Senate: Referred to Committee on Transportation  1/25/2007 Senate: Reported from Transportation (15-Y 0-N)  1/31/2007 Senate: Passed Senate (40-Y 0-N)  2/6/2007 House: Referred to Committee on Transportation  2/15/2007 House: Reported from Transportation (22-Y 0-N)  2/19/2007 House: VOTE: PASSAGE (100-Y 0-N)  2/28/2007 Senate: Enrolled  3/1/2007 House: Signed by Speaker  3/2/2007 Senate: Signed by President  3/9/2007 Governor: Approved by Governor-Chapter 156 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (078484129)  <b>Summary:</b> Eliminates the fee to receive driving record abstracts from the Department of Motor Vehicles for (i) local government group self-insurance pools, (ii) law-enforcement officers, (iii) attorneys and court officials for the Commonwealth, (iv) officials of counties, cities, and towns, and (v) court, police, and licensing officials of other states and of the federal government.</p>		
<p><a href="#"><b>SB 1133</b></a> - Deeds (25) Virginia Initiative for Employment Not Welfare (VIEW) program; increase of requirements.</p>	<p>1/9/2007 Senate: Referred to Committee on Rehabilitation and Social Services  1/26/2007 Senate: Reported from Rehabilitation and Social Services with substitute (14-Y 0-N)  1/31/2007 Senate: Read third time and passed Senate (40-Y 0-N)  2/6/2007 House: Referred to Committee on Health, Welfare and Institutions  2/15/2007 House: Reported from Health, Welfare and Institutions (20-Y 0-N)  2/20/2007 House: VOTE: PASSAGE (94-Y 0-N)  3/7/2007 Senate: Enrolled  3/7/2007 House: Signed by Speaker  3/8/2007 Senate: Signed by President  3/19/2007 Governor: Approved by Governor-Chapter 568 (effective 7/1/07)</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (077623116)  <b>Summary:</b> Modifies the Temporary Assistance for Needy Families Program to increase Virginia Initiative for Employment Not Welfare (VIEW) requirements. This bill also eliminates food stamps from the subsidies replaced by the Full Employment Program, eliminates community work experience placement, and certain VIEW program exemptions. The bill authorizes posttermination payments of up to \$50 per month for recipients who work at least 30 hours per week.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 1208</u></b> - Hanger, Jr. (24) Background checks; requirement for employees, etc. that work for children's residential facilities.</p>	<p>1/10/2007 Senate: Referred to Committee on Rehabilitation and Social Services 2/2/2007 Senate: Reported from R&amp;SS (15-Y 0-N) 2/6/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/7/2007 House: Referred to Committee on Health, Welfare and Institutions 2/13/07 House: Reported from HWI w/amend (21-Y 0-N) 2/15/2007 House: VOTE: PASSAGE (100-Y 0-N) 2/19/07 Senate: House amend agreed to by Sen (38-Y 0-N) 2/28/2007 Senate: Enrolled 3/1/2007 House: Signed by Speaker 3/2/2007 Senate: Signed by President 3/19/2007 Governor: Approved by Governor-Chapter 573 (effective 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (071718116)

**Summary:** Strengthens criminal background check requirements for employees, volunteers, and providers of contractual services to children's residential facilities. Requires Departments to obtain the results of the background check before allowing an applicant to work with children. Adds numerous statutory offenses, including abduction, carjacking, threats, stalking, use of a machine gun, child pornography, incest, and felony drug possession, to the list of crimes that preclude employment at children's residential facilities. Additional offenses parallel those identified as "barrier crimes" in § 63.2-1719. Permits a children's residential facility to hire applicants with a misdemeanor conviction for assault and battery, provided 10 years have elapsed and the offense did not occur in the context of former employment or volunteer work. Prohibits state children's residential facilities from hiring employees or accepting volunteers who have a founded case of child abuse or neglect. The new requirements only apply to persons who did not work or volunteer at the facility prior to July 1, 2007.

<p><b><u>SB 1211</u></b> - Hanger, Jr. (24) Resources Authority; expands projects that can be financed to include land conserv. &amp; preservation.</p>	<p>1/10/2007 Senate: Referred to Committee on General Laws and Technology 1/17/07 Senate: Reported from General Laws (14-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/5/2007 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 2/7/2007 House: Reported from ACNR (22-Y 0-N) 2/9/2007 House: VOTE: PASSAGE (92-Y 0-N) 2/14/2007 House: Enrolled 2/14/2007 Senate: Signed by President 2/14/2007 House: Signed by Speaker 2/21/07 Governor: Appr by Gov-Chap 81 (effect. 7/1/07)</p>	<p><b>1/22/2007</b></p>
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**Support** (077439732)

**Summary:** Expands projects that can be financed through the Authority to include programs or projects for land conservation or land preservation. This bill is identical to HB 2694, which incorporates HB 1713.

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

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 1332</a> - Davis (34) Community policy and management teams; adds children requiring mental health services.</p>	<p>1/12/2007 Senate: Referred to Committee on General Laws and Technology                      1/31/2007 Senate: Reported from General Laws and Technology with substitute (15-Y 0-N)                      1/31/2007 Senate: Rereferred to Finance                      2/1/2007 Senate: Reported from Finance with amendment (15-Y 0-N)                      2/6/2007 Senate: Passed Senate VOTE: (40-Y 0-N)                      2/8/2007 House: Referred to Committee on Health, Welfare and Institutions                      2/15/2007 House: Reported from Health, Welfare and Institutions with amendments (19-Y 3-N)                      2/15/2007 House: Referred to Committee on Appropriations                      2/19/2007 House: Reported from Appropriations with substitute (24-Y 0-N)                      2/22/2007 House: VOTE: PASSAGE (91-Y 6-N)                      2/22/2007 Senate: House substitute agreed to by Senate (30-Y 0-N)                      3/8/2007 Senate: Enrolled                      3/8/2007 House: Signed by Speaker                      3/11/2007 Senate: Signed by President                      3/26/2007 House: Bill became law without Governor's signature, Chapter 840</p>	<p><b>2/26/2007</b> <del>2/5/2007</del></p>

**Monitor** (As amended by HHWI) - Bill as amended by HHWI includes reenactment clause. ~~**Oppose** (078603105)~~  
 See also ~~HB 2620~~.

**Summary:** Expands the target population for receipt of state funds to include children requiring mental health services, provided that (i) the child is eligible for funding pursuant to subdivision A1 of § 2.2-5212; (ii) sufficient facts exist for a licensed mental health professional designated by the Family Assessment and Planning Team (FAPT) or by a juvenile court services intake officer to conclude that the child’s behavior, conduct or condition presents or results in a serious threat to his well-being and physical safety, or, if he is under the age of 14, in a serious threat to the well-being and physical safety of another person; (iii) mental health services are required to prevent placement in foster care as determined and recommended by a licensed mental health professional designated by the FAPT; (iv) the FAPT indicates as a goal in the individualized family services plan that, absent the referenced mental health services, foster care is the planned arrangement for the child; (v) the mental health services are not covered by private insurance; and (iv) the child is not eligible for Medicaid upon initial evaluation of the listed criteria. This bill expands eligibility for state pool funds to include children requiring mental health services to avoid placement in foster care. This bill shall become effective only if reenacted by the 2008 Regular Session of the General Assembly.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 1351</u></b> - Wagner (7) Public utility facilities; approval thereof.</p>	<p>1/16/07 Senate: Ref to Committee on Commerce &amp; Labor 2/5/2007 Senate: Rep from C&amp;L w/sub (15-Y 0-N) 2/6/2007 Senate: VOTE: (26-Y 11-N 3-A) 2/8/2007 House: Referred to Committee on Counties, Cities and Towns 2/16/2007 House: Rep from CCT w/substitute (21-Y 1-N) 2/20/2007 House: VOTE: PASSAGE (97-Y 1-N) 2/22/07 Senate: House sub agreed to by Sen (38-Y 0-N 2-A) 3/8/2007 Senate: Enrolled 3/8/2007 House: Signed by Speaker 3/11/2007 Senate: Signed by President 3/23/07 Governor: Appr by Gov-Chap 801 (effect. 7/1/07)</p>	<p><b>2/26/2007</b> <del>{2/9/2007}</del></p>
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**Monitor** (070289832-H1) [~~Oppose Unless Amended~~] (070246832-S1) – ~~Oppose unless amended to strike proposed changes to paragraph C of the bill.~~

**Summary:** Amends provisions pertaining to comprehensive plans by localities and underground natural gas or underground electric distribution facilities of a public facility. Under current law, unless a feature is already shown on the adopted master plan or part thereof or is deemed so under other provisions of general law, no public utility facility or public service corporation facility shall be constructed, established or authorized, unless and until the general location or approximate location, character, and extent thereof has been submitted to and approved by the commission as being substantially in accord with the adopted comprehensive plan or part thereof. This bill exempts an underground natural gas or underground electric distribution facility of a public utility from the foregoing measure.

<p><b><u>SB 1412</u></b> - Cuccinelli, II (37) Zoning administrator; authority thereof when investigating violation of ordinance.</p>	<p>1/19/2007 Senate: Ref to Committee on Local Government 1/30/07 Senate: Rep from Local Gov't w/sub (15-Y 0-N) 2/5/2007 Senate: Passed Senate (39-Y 0-N) 2/6/2007 House: Referred to Committee on Counties, Cities and Towns 2/16/2007 House: Rep from CCT w/substitute (18-Y 4-N) 2/20/2007 House: VOTE: PASSAGE (71-Y 28-N) 2/22/07 Senate: House sub agreed to by Senate (40-Y 0-N) 3/8/2007 Senate: Enrolled 3/8/2007 House: Signed by Speaker 3/11/2007 Senate: Signed by President 3/23/07 Governor: Appr by Gov-Chap 821 (effect. 7/1/07)</p>	<p><b>2/5/2007</b></p>
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**Support** (071671720)

**Summary:** Whenever the zoning administrator of a locality within Planning District 8 has reasonable cause to believe that any person has engaged in or is engaging in any violation of a zoning ordinance that limits occupancy in a residential dwelling unit, which is subject to a civil penalty that may be imposed in accordance with the provisions of § 15.2-2209, and the zoning administrator, after a good faith effort to obtain the data or information necessary to determine whether a violation has occurred, has been unable to obtain such information, he may request that the attorney for the locality petition the judge of the general district court for his jurisdiction for a subpoena duces tecum against any such person refusing to produce such data or information.

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action



Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SJ 354</u></b> - Rerras (6) Constitutional amendment; exempts certain homeowners from taxation (first reference).</p>	<p>1/8/2007 Senate: Referred to Committee on Privileges and Elections                      1/30/2007 Senate: Reported from Privileges and Elections with substitute (13-Y 2-N)                      1/30/2007 Senate: Rereferred to Finance                      2/1/2007 Senate: Reported from Finance with amendments (15-Y 0-N)                      2/6/2007 Senate: Agreed to by Senate VOTE: (37-Y 1-N)                      2/6/2007 Senate: Agreed to by Senate VOTE: (38-Y 1-N)                      2/8/2007 House: Referred to Committee on Privileges and Elections                      2/16/2007 House: Reported from Privileges and Elections (21-Y 0-N)                      2/22/2007 House: VOTE: ADOPTION (97-Y 0-N)                      3/12/2007 Senate: Enrolled                      4/10/2007 Governor: Acts of Assembly Chapter text (CHAP0843)</p>	<p><b>2/26/2007</b></p>
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**Support** (075589820-ES1) - Bill incorporates SJR 398 (Whipple), which Board previously supported.  
**Summary:** Authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner- occupant's primary dwelling and lived in continuously. This resolution incorporates SJRs 362, 371, 386, 398, 425 and 443.

<p><b><u>SJ 378</u></b> - O'Brien (39) Driver training programs; joint subcommittee to study revision of curriculum therefor.</p>	<p>1/9/2007 Senate: Referred to Committee on Rules                      2/2/2007 Senate: Reported from Rules with substitute                      2/6/2007 Senate: Agreed to by Senate by voice vote                      2/8/2007 House: Referred to Committee on Rules                      2/14/2007 House: Reported from Rules (15-Y 0-N)                      2/14/2007 House: Reported from Rules (15-Y 0-N)                      2/16/2007 House: Agreed to by House (96-Y 0-N)</p>	<p><b>1/22/2007</b></p>
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**Support** (079305784)  
**Summary:** Establishes a 10-member joint subcommittee to study revision of the curriculum for driver training programs.

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

## *Fairfax County Positions*

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### *Legislation No Longer Under Consideration*

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

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1658</a> - Alexander (89) Real property; survey of property required when purchased by public bodies.</p>	<p>12/5/2006 House: Referred to Committee on Counties, Cities and Towns 1/26/2007 House: Reported from Counties, Cities and Towns with substitute (20-Y 2-N) 1/31/2007 House: Passed House (89-Y 11-N) 2/1/2007 Senate: Ref to Committee on Local Government 2/13/2007 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (071493208) - Amend to limit bill to purchases of real property above a reasonable threshold amount. <b>Summary:</b> Requires state and local public bodies whenever acquiring by purchase a fee simple interest in real property that exceeds \$100,000 to have a survey of the subject property completed prior to the purchase. Certain types of property are exempted.</p>		
<p><a href="#">HB 1683</a> - McQuigg (51) Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.</p>	<p>12/11/2006 House: Referred to Committee on Transportation 2/1/2007 House: Incorporated by Transportation (HB1778-Cosgrove)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071101412) <b>Summary:</b> Allows local governing bodies to adopt ordinances providing for a traffic light signal violation-enforcement program. Penalties for violations are capped at \$50.</p>		
<p><a href="#">HB 1693</a> - Eisenberg (47) Interrogations of juveniles; statements thereby to be electronically recorded.</p>	<p>11/30/2006 House: Referred to Committee for Courts of Justice 2/6/2007 House: Left in Courts of Justice</p>	<p><b>2/5/2007</b></p>
<p><b>Monitor</b> (073015301) <b>Summary:</b> Requires that statements made by a juvenile criminal defendant accused of committing a violent juvenile felony are to be electronically recorded and that failure to record such statements shall be a factor to be considered by the court re admissibility.</p>		
<p><a href="#">HB 1699</a> - Lingamfelter (31) Motor vehicle license fees and taxes, local; repeals authority of imposition and collection thereof.</p>	<p>12/15/2006 House: Referred to Committee on Transportation 1/16/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (076292380) <b>Summary:</b> Repeals authority of imposition and collection of local vehicle license fees and taxes. This does not affect the ability of localities to impose personal property taxes on vehicles.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 1706</b> - Lingamfelter (31) Real estate tax; limitation on tax rate by localities.</p>	<p>12/15/2006 House: Referred to Committee on Finance 2/6/2007 House: Left in Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071920380) <b>Summary:</b> Provides that localities must set real estate tax rates so that the total real estate tax revenue will not increase by more than 3% over the previous year's total real property tax levies with one exception. The exception would allow a locality to set its property tax rate at a rate not to exceed the rate of population growth plus the rate of inflation in the locality for the immediately preceding year, but in no event shall the rate be set at any amount that would produce more than 6% growth.</p>		
<p><b>HB 1718</b> - Marshall (13) Rezoning applic.; locality may deny/modify req. if existing netwk. inadequate to accomodate traffic.</p>	<p>12/18/2006 House: Referred to Committee on Transportation 2/6/2007 House: Left in Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071614396) <b>Summary:</b> Allows a locality to deny or modify a request for rezoning when the existing and future transportation network that will serve the proposed development is inadequate to handle the anticipated transportation impact of the proposed development. The bill also provides that the Department of Transportation shall collect cash payments, in lieu of cash payments or proffers accepted by a locality, in an amount equal to that which a locality could accept pursuant to its ability to accept proffers if the inadequacy of the existing and future transportation network that would serve the proposed development, as determined by such locality, gives rise to the need for such cash payments or proffers.</p>		
<p><b>HB 1721</b> - Eisenberg (47) Home accessibility features for disabled; broadens current tax credit.</p>	<p>12/19/2006 House: Referred to Committee on Finance 1/22/2007 House: Incorporated by Finance (HB2498-Orrock)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071306301) - See also HB 2498/SB 791 <b>Summary:</b> Broadens the current tax credit that is granted for adding to existing residences home accessibility features for the disabled to also include such features in new residential construction, for taxable years beginning on or after January 1, 2007.</p>		

Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 1747</a> - Marshall (13) Emergency Evacuation Response Routes; designating portions of certain hwys. in 8th Plan. District.	12/27/2006 House: Referred to Committee on Transportation 2/6/2007 House: Left in Transportation	<b>1/22/2007</b>
<p><b>Oppose</b> (078152396)  <b>Summary:</b> Designates portions of certain highways within the Eighth Planning District as Emergency Response Evacuation Routes and prohibits impediments not approved by the Manual on Uniform Traffic Control Devices from being placed on those portions of highways.</p>		
<a href="#">HB 1749</a> - Marshall (13) Dulles Toll Road; imposition on increase and use of tolls.	12/27/2006 House: Referred to Committee on Transportation 1/16/2007 House: Tabled in Transportation (19-Y 3-N)	<b>1/22/2007</b>
<p><b>Oppose</b> (078465396)  <b>Summary:</b> Imposes certain conditions on the increase and use of tolls on the Dulles Toll Road.</p>		
<a href="#">HB 1762</a> - Purkey (82) Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.	12/27/2006 House: Referred to Committee on Transportation 2/1/2007 House: Incorporated by Transportation (HB1778-Cosgrove)	<b>1/22/2007</b>
<p><b>Support</b> (078917472)  <b>Summary:</b> Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than 25 intersections at one time. Provisions within the bill set the maximum fine, limit the use and retention of images recorded, and provide other parameters and limitations for localities.</p>		
<a href="#">HB 1763</a> - Purkey (82) Personal property tax; classification of waste haulers.	12/27/2006 House: Referred to Committee on Finance 2/6/2007 House: Left in Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (078994472)  <b>Summary:</b> Creates a separate classification for personal property tax purposes for motor vehicles designed and primarily used for hauling waste. The revenues collected from such motor vehicles are to be used for transportation purposes by the locality collecting the tax.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 1786</a> - Kilgore (1) Solid waste; nonprofit organization to receive proceeds from civil action brought for improper disp.	12/28/2006 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 2/6/2007 House: Left in Agriculture, Chesapeake and Natural Resources	<b>2/5/2007</b>
<p><b>Support</b> (078292372)  <b>Summary:</b> Authorizes nonprofit organizations, whose primary mission is to protect Virginia's natural resources, to receive the proceeds from a civil action they brought for the improper disposal of solid waste.</p>		
<a href="#">HB 1876</a> - Caputo (67) Wireless telecommunications devices; use by certain drivers.	1/4/2007 House: Referred to Committee on Transportation 1/16/2007 House: Referred to Committee on Science and Technology 1/22/2007 House: Reported from Science and Technology with substitute (19-Y 3-N) 1/26/2007 House: VOTE: REJECTED (41-Y 56-N)	<b>1/22/2007</b>
<p><b>Support</b> (074213262)  <b>Summary:</b> Prohibits use of wireless telecommunications devices by holders of provisional licenses, learner's permits, and motorcycle learner's permits, except in an emergency, when the vehicle is parked, or when the vehicle is stationary on that portion of a highway improved, designed, and ordinarily used for vehicular travel.</p>		
<a href="#">HB 1886</a> - Marshall (13) Streets; prohibits taking additional into state secondary highway system.	1/4/2007 House: Referred to Committee on Transportation 1/23/2007 House: Incorporated by Transportation (HB2227-Wardrup)	<b>1/22/2007</b>
<p><b>Oppose</b> (071114396)  <b>Summary:</b> Prohibits taking additional streets into the state secondary highway system on or after July 1, 2007, unless they are within an area subject to control by a homeowners' association.</p>		
<a href="#">HB 1888</a> - Albo (42) Real estate tax; limitation on tax rate by localities.	1/4/2007 House: Referred to Committee on Finance 2/6/2007 House: Left in Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (078016204)  <b>Summary:</b> Provides that the total tax revenue in a locality may not exceed 105% of the total tax revenue in the locality in the immediately prior year unless approved by at least a two-thirds majority vote of the local governing body.</p>		
<a href="#">HB 1918</a> - Cole (88) Illegal aliens; presence unlawful in State, penalty.	1/4/2007 House: Ref to Committee for Courts of Justice 2/2/2007 House: Incorp. by Courts of Justice (HB1970-Albo)	<b>1/22/2007</b>
<p><b>Oppose</b> (077768272)  <b>Summary:</b> Provides that any alien who is present in the United States illegally, as verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 1937</a> - Purkey (82) Machinery and tools; classification and taxation for idle machinery and tools.	1/5/2007 House: Referred to Committee on Finance 1/31/2007 House: Rep from Finance w/sub (17-Y 2-N) 2/5/2007 House: VOTE: PASSAGE (81-Y 16-N) 2/6/2007 Senate: Referred to Committee on Finance 2/14/2007 Senate: Left in Finance	<b>2/26/2007</b>
<p><b>Oppose</b> (077143472-H1)  <b>Summary:</b> Classifies as intangible personal property idle equipment, hardware or software, of a research and development or technology, high technology, or nanotechnology business.</p>		
<a href="#">HB 1970</a> - Albo (42) Illegal aliens; it is unlawful to be in Virginia if in United States illegally.	1/5/2007 House: Ref to Committee for Courts of Justice 2/2/2007 House: Reported from Courts of Justice with substitute (12-Y 6-N) 2/6/2007 House: VOTE: PASSAGE (70-Y 28-N) 2/7/2007 Senate: Ref to Committee for Courts of Justice	<b>1/22/2007</b>
<p><b>Oppose</b> (077011204)  <b>Summary:</b> Provides that any alien who is present in the United States illegally and is removable, as verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor, but the offense is not a primary offense.</p>		
<a href="#">HB 2110</a> - Carrico, Sr. (5) Cocaine, heroin, and methamphetamine; exclusion from drug first-offender deferral consideration.	1/8/2007 House: Referred to Committee for Courts of Justice 1/22/2007 House: Incorporated by Courts of Justice (HB2481-Crockett-Stark)	<b>2/5/2007</b>
<p><b>Oppose</b> (078222264)  <b>Summary:</b> Excludes cocaine, heroin, and methamphetamine for consideration of deferred proceedings and dismissal under the drug "first offender" statute.</p>		
<a href="#">HB 2127</a> - Hugo (40) Real property; requires localities to provide individual notice to each taxpayer of certain rates.	1/8/2007 House: Referred to Committee on Finance 1/31/2007 House: Reported from Finance with substitute (18-Y 1-N) 2/5/2007 House: Passed House (78-Y 17-N) 2/6/2007 Senate: Referred to Committee on Finance 2/15/2007 Senate: Left in Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (078258103) - Oppose as redundant.  <b>Summary:</b> Requires localities to provide individual notice to each real estate taxpayer of certain proposed tax rates. The notice is triggered in any year in which any annual assessment, biennial assessment, or general reassessment at the current rate would result in an increase of one percent or more in the total real property tax revenue in the following year, and the locality's new rate derived from its new proposed budget would yield in the forthcoming year more than 101 percent of the total real estate tax revenue received in the prior year. The individual notice shall include the property owner's previous year's real property tax levy, the real property tax levy at the derived rate.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2146</a> - Albo (42) Children; unlawful to leave unattended in vehicle.	1/9/2007 House: Referred to Committee on Transportation 1/16/2007 House: Referred to Committee for Courts of Justice 2/6/2007 House: Left in Courts of Justice	<b>1/22/2007</b>
<p><b>Monitor</b> (077006412)</p> <p><b>Summary:</b> Provides that any driver or operator of a motor vehicle who leaves an unattended child in a motor vehicle is guilty of a Class 1 misdemeanor. The bill defines "unattended child" as a child under six years of age who has been left in a motor vehicle by the driver or operator of the vehicle when the driver or operator is unable to continuously observe the child, unless a person 12 years of age or older is physically present in the motor vehicle with the child.</p>		
<a href="#">HB 2150</a> - Fralin, Jr. (17) Foster care services; term means provision of services to child and his family when needed.	1/9/2007 House: Referred to Committee for Courts of Justice 1/22/2007 House: Referred to Committee on General Laws 2/6/2007 House: Left in General Laws	<b>2/5/2007</b>
<p><b>Oppose</b> (079084302)</p> <p><b>Summary:</b> Indicates that the term "foster care services" means the provision of services to a child and his family when the child has been identified as needing services to prevent or eliminate the need for custody relinquishment.</p>		
<a href="#">HB 2158</a> - O'Bannon, III (73) Adult Fatality Review Team; created, report.	1/9/2007 House: Referred to Committee on Health, Welfare and Institutions 1/16/2007 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 1/16/2007 House: Referred to Committee on Appropriations 2/6/2007 House: Left in Appropriations	<b>1/22/2007</b>
<p><b>Support</b> (071706440)</p> <p><b>Summary:</b> Requires the Commissioner of the Department of Health and the Chief Medical Examiner to develop an Adult Fatality Review Team (Team) to review suspicious deaths of adults in order to create a body of information to help prevent similar fatalities. The Team is charged with reviewing the death of any incapacitated adult of age 18 or older, and any adult of age 60 or older (i) who was the subject of an adult protective services investigation, or (ii) whose death was due to abuse or neglect or acts that suggest abuse or neglect, or (iii) whose death came under the jurisdiction of the Office of the Chief Medical Examiner pursuant to § 32.1-283. The bill sets forth duties, membership, confidentiality, reporting, and other requirements for the Team. The bill also exempts any information acquired during a review from the Virginia Freedom of Information Act.</p>		



Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2182</a> - Saxman (20) Architects, Professional Engineers, Land Surveyors, etc., Board for; licensure exemption.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/30/2007 House: Passed by in General Laws with letter</p>	<p><b>2/5/2007</b></p>
<p><b>Monitor</b> (078829428) <b>Summary:</b> Provides an exemption from licensure as an architect or professional engineer for the design of on-site treatment works consisting solely of an anaerobic septic tank treatment system with gravity conveyance to a gravity-distributed subsurface drain field.</p>		
<p><a href="#">HB 2200</a> - Wardrup, Jr. (83) State funds; repeals structure and formula for distributing to local law-enforcement in localities.</p>	<p>1/9/2007 House: Referred to Committee on Appropriations 2/6/2007 House: Left in Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071946536) <b>Summary:</b> Repeals the current structure and formula for distributing certain state funds for local law enforcement in localities that have a police department, and appropriates the associated funds for transportation projects in all localities on a pro rata basis, based on population.</p>		
<p><a href="#">HB 2208</a> - Wardrup, Jr. (83) Toll facilities; transfer of responsibility from state agency to other public/private entity.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/30/2007 House: Stricken from docket by Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (076306536) <b>Summary:</b> Provides that no agreement or contract to transfer responsibility from an agency or institution of the Commonwealth for control, maintenance, and/or operation of any toll facility controlled, maintained and/or operated by such agency or institution of the Commonwealth to any other public or private entity shall be entered into by the Commonwealth or any agency, instrumentality, or political subdivision thereof without prior legislative authorization from the General Assembly.</p>		
<p><a href="#">HB 2232</a> - Nutter (7) Rail Enhancement Fund; local contribution.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/23/2007 House: Referred to Committee on Appropriations 1/31/2007 House: Stricken from docket by Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078004436) <b>Summary:</b> Provides that for any funds to be expended, the local governing body of each locality within which the project is located shall contribute 1% of the total cost of the project.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2233</a> - Nutter (7) Rail Enhancement Fund; governing body approving project must be received before funds expended.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/23/2007 House: Referred to Committee on Appropriations 2/6/2007 House: Left in Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078003436) <b>Summary:</b> Provides that a resolution from each local governing body of each locality within which a portion of a project is located approving the project must be received before funds may be expended.</p>		
<p><a href="#">HB 2258</a> - Rust (86) Charitable organizations; exceptions for those that engage in food distribution to needy.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/25/2007 House: Incorporated by General Laws (HB2218-Amundson)</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (071982492) - Amend to conform to SB 806 committee substitute. <b>Summary:</b> Exempts charitable organizations that engage in food distribution to the needy from both state and local food handling and preparation regulations with respect to requirements for commercial-grade kitchens and equipment. Includes nonprofit homeless shelters, homeless and hunger prevention programs, and any volunteer who prepares food for such organizations under the definition of "charitable organizations" for purposes of this exception. This bill will take effect at the time of its passage due to the nature of its subject.</p>		
<p><a href="#">HB 2260</a> - Rust (86) Towing and recovery operators; eliminates requirement to obtain written authorization from owner.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/30/2007 House: Reported from Transportation with substitute (19-Y 1-N) 2/3/2007 House: VOTE: PASSAGE (94-Y 2-N) 2/5/2007 Senate: Referred to Committee on Transportation</p>	<p><b>2/26/2007</b></p>
<p><b>Oppose</b> (079408492-H1) <b>Summary:</b> Eliminates the requirement that towing and recovery operators obtain a second written authorization from the owner of the property from which the vehicle is towed.</p>		
<p><a href="#">HB 2283</a> - Watts (39) Real estate tax; deferral of tax for certain elderly and disabled.</p>	<p>1/9/2007 House: Referred to Committee on Finance 2/6/2007 House: Left in Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078220544) <b>Summary:</b> Creates a formula for determining net financial worth with regard to deferring or exempting real estate tax for elderly and disabled in certain localities. The net combined financial worth is to be determined as the portion of net combined financial worth equal to the percentage of total combined income derived from pension or social security income.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2295</a> - McClellan (71) Rabies vaccinations; surcharge thereon.</p>	<p>1/9/2007 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/31/2007 House: Tabled in Agriculture, Chesapeake and Natural Resources (17-Y 5-N)</p>	<p><b>2/5/2007</b></p>
<p><b>Support w/ Amend.</b> (074239402) - Support if amended to allow for recapture of administrative costs, and to clarify reimbursement criteria and process. <b>Summary:</b> Requires localities to add a \$3 surcharge to dog and cat licenses. The monies raised pursuant to the surcharge would be used by localities to fund low-cost spay and neuter services.</p>		
<p><a href="#">HB 2338</a> - Gilbert (15) Transient occupancy tax; gives each town authority to preempt within town.</p>	<p>1/9/2007 House: Referred to Committee on Finance 1/31/2007 House: Stricken from docket by Finance</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (078660306) <b>Summary:</b> Gives each town the authority to preempt a county's transient occupancy tax within the town, whether the county's tax is pursuant to the authority under § 58.1-3819 or to authority under other previous law. Under current law such preemption applies only to a county's transient occupancy tax imposed pursuant to § 58.1-3819.</p>		
<p><a href="#">HB 2414</a> - Athey, Jr. (18) Statewide Building Code; asbestos inspections.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/30/2007 House: Stricken from docket by General Laws</p>	<p><b>2/5/2007</b></p>
<p><b>Monitor</b> (075247220) <b>Summary:</b> Provides that before a building permit may be issued for any building to be renovated or demolished, the local building department must receive certification from the owner or his agent that the affected portions of the building have been inspected for the presence of asbestos by an individual licensed to perform such inspections pursuant to § 54.1-503. Currently, such certification is required for only those buildings for which an initial building permit was issued before January 1, 1985.</p>		
<p><a href="#">HB 2441</a> - Frederick (52) High-occupancy vehicle lanes (HOV); establishes hours of operation in Northern Virginia.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 2/6/2007 House: Left in Transportation</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (079354303) <b>Summary:</b> Establishes hours of operation for HOV lanes along I-95 and I-395 in Northern Virginia.</p>		
<p><a href="#">HB 2443</a> - Frederick (52) License taxes; repeals those that are local.</p>	<p>1/9/2007 House: Referred to Committee on Finance 2/6/2007 House: Left in Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (075226303) <b>Summary:</b> Repeals local license (BPOL) taxes.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2444</a> - Frederick (52) High occupancy vehicle lanes (HOV); hours of operation.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 2/6/2007 House: Left in Transportation</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (076391303) <b>Summary:</b> Requires the Commonwealth Transportation Commissioner, for HOV lanes designated by the Commonwealth Transportation Board, to develop and implement a process whereby (i) the times of day during which HOV restrictions are in place may be applicable either earlier or later on any day when traffic volume on the affected facility increases markedly either prior to or after the hours when HOV restrictions would otherwise apply and (ii) the direction of traffic flow on HOV facilities with reversible lanes may be reversed at any time when so doing would expedite the movement of traffic on parallel lanes not subject to HOV restrictions.</p>		
<p><a href="#">HB 2484</a> - Bulova (37) Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 2/1/2007 House: Incorporated by Transportation (HB1778-Cosgrove)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078911254) <b>Summary:</b> Allows the Counties of Arlington and Fairfax, the Cities of Alexandria, Fairfax, Falls Church, and Virginia Beach, and the Town of Vienna to establish photo-monitoring systems to enforce traffic light signals, subject to specific requirements and procedures set forth.</p>		
<p><a href="#">HB 2486</a> - Bulova (37) Trees; conservation thereof during development process for air quality improvement in certain.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074265254) - Board position in Legislative Program. See also SB 939 (Ticer). <b>Summary:</b> Provides that certain localities may, by ordinance, require conservation of trees during the development process. The bill also provides that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10% tree canopy for a site zoned business, commercial, or industrial; (ii) 10% tree canopy for a residential site zoned 20 or more units per acre; (iii) 15% tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20% tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30% tree canopy for a residential site zoned one to five units per acre. Finally, the bill mandates that any tree conservation ordinance provide for reasonable exceptions to or deviations from the canopy requirements.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2489</a> - Bulova (37) Single-family dwellings; time limit for construction of.	1/9/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns	<b>1/22/2007</b>
<p><b>Support w/ Amend.</b> (074264254) - Support with clarifying amendments.  <b>Summary:</b> Allows localities to adopt an ordinance establishing a reasonable time limit for the construction of a single-family detached dwelling unit, or any exterior addition or modification to a single-family detached dwelling unit, located on a lot equal to or smaller than one acre in size or that is located 200 feet or less from the next closest single-family detached dwelling unit.</p>		
<a href="#">HB 2490</a> - Bulova (37) Regional strategic plan; removes exemption for Planning District 8 with regard thereto.	1/9/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns	<b>1/22/2007</b>
<p><b>Oppose Unless Amended</b> (078914254) - Oppose unless amended to fully fund. Discussion among Northern Virginia jurisdictions should occur as to the need.  <b>Summary:</b> Removes the exemption for Planning District 8 with regard to preparation of a regional strategic plan.</p>		
<a href="#">HB 2507</a> - Jones (70) Real estate tax; assessments.	1/9/2007 House: Referred to Committee on Finance 1/31/2007 House: Stricken from docket by Finance (0-Y 0-N)	<b>1/22/2007</b>
<p><b>Oppose</b> (075038364) - Not needed.  <b>Summary:</b> Prohibits assessors and appraisers from considering federal or state income tax credits when determining fair market value of real property for valuation purposes.</p>		
<a href="#">HB 2550</a> - Ebbin (49) Discrimination; prohibited in public employment.	1/9/2007 House: Referred to Committee on General Laws 2/6/2007 House: Left in General Laws	<b>2/5/2007</b>
<p><b>Support</b> (071636300) - See also SB 820/SB 1310  <b>Summary:</b> Nondiscrimination in public employment. Prohibits employment discrimination.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 2553</b> - Ebbin (49) Freedom of Information Act; allows governing body to meet electronically when state of emergency.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 2/1/2007 House: Passed by in General Laws with letter</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078031300) <b>Summary:</b> Allows a local governing body to meet by electronic communication means when a local state of emergency has been declared in accordance with § 44-146.21 provided (i) the meeting is necessary to take action to address the emergency, (ii) notice, reasonable under the circumstances, of the emergency meeting shall be given contemporaneously with the notice provided members of the local governing body conducting the meeting, (iii) the local governing body makes arrangements for public participation, and (iv) the local governing body otherwise complies with the requirements for electronic communication meetings.</p>		
<p><b>HB 2588</b> - Janis (56) National Firearms Act; Superintendent of Dept. of State Police to certify transfer &amp; registration.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 2/2/2007 House: Reported from Militia, Police and Public Safety with substitute (18-Y 3-N) 2/6/2007 House: VOTE: PASSAGE (81-Y 18-N) 2/7/2007 Senate: Referred to Committee for Courts of Justice 2/19/2007 Senate: Passed by indefinitely in Courts of Justice (9-Y 6-N)</p>	<p><b>2/26/2007</b> <del>1/22/2007</del></p>
<p><b>Monitor</b> (075881348-H1) - State is already advising the local chief of police of the issuance of such permits. <del><b>Amend</b> (073026348) - Amend to clarify as to notification of local police chief.</del> <b>Summary:</b> Names the Superintendent of the Department of State Police as a chief law-enforcement officer for purposes of certifying applications for the transfer and registration of weapons subject to the National Firearms Act. Upon receipt of a request to certify an application, the Superintendent shall provide the certification within 15 days unless he has knowledge that the applicant is prohibited from receiving the weapon.</p>		
<p><b>HB 2620</b> - Fralin, Jr. (17) Community policy and management teams; adds children requiring mental health services.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws with substitute (22-Y 0-N) 2/1/2007 House: Referred to Committee on Appropriations 2/6/2007 House: Left in Appropriations</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (078602105) - See also SB 1332. <b>Summary:</b> Adds children requiring mental health services not otherwise covered by private insurance or Medicaid, where services are necessary to prevent placement in foster care to the target population for whom state pool funds shall be expended. Expands eligibility for state pool funds to include children requiring mental health services to avoid placement in foster care.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 2634</b> - Reid (72) Tax legislation; requires a sunset date of no more than four years thereon.</p>	<p>1/10/2007 House: Referred to Committee on Rules 1/31/2007 House: Tabled in Rules</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071916488) <b>Summary:</b> Requires a sunset date of no more than four years on all taxation bills that add new taxes or increase tax rates.</p>		
<p><b>HB 2666</b> - Purkey (82) Machinery and tools; classification as intangible personal property.</p>	<p>1/10/2007 House: Referred to Committee on Finance 2/6/2007 House: Left in Finance</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (070226832) - Potential revenue loss of \$3.8 million. <b>Summary:</b> Exempts certified pollution control equipment and facilities, placed in service on or after January 1, 2009, from state and local taxation pursuant to subsection d of Section 6 of Article X of the Constitution of Virginia. The measure also provides that certain machinery and tools placed in service on or after January 1, 2009, are taxable as intangible personal property, thereby excluding such property from local taxation.</p>		
<p><b>HB 2667</b> - Bulova (37) Signs; those located on real property of educational institution under jurisdiction of locality.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071648254) - See also SB 1323. <b>Summary:</b> Provides that for the purpose of zoning, the governing body of a locality shall have jurisdiction over any advertising structure or any sign located on real property held, operated, or possessed by an educational institution described as being "at" such locality if such advertisement structure or any part of the advertising or informative contents of such sign is visible from real property that is not held, operated, or possessed by such educational institution. Nothing contained herein shall impair, limit, modify, or supersede any expressed term of any management agreement entered into on or before January 1, 2007.</p>		
<p><b>HB 2711</b> - Barlow (64) Child unattended in a car; unlawful for younger than six years.</p>	<p>1/10/2007 House: Referred to Committee on Transportation 1/18/2007 House: Ref to Committee for Courts of Justice 2/6/2007 House: Left in Courts of Justice</p>	<p><b>1/22/2007</b></p>
<p><b>Monitor</b> (074323224) <b>Summary:</b> Provides that it is unlawful for any person who is responsible for a child younger than six years of age to leave such child unattended in a motor vehicle if the conditions within the vehicle or in the immediate vicinity of the vehicle, including outside temperature, present a risk to the health or safety of the child. The penalty for a first offense is a \$100 civil penalty, for a second offense a Class 4 misdemeanor, and for a third or subsequent offense a Class 3 misdemeanor.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2744</a> - Englin (45) Fair housing law; unlawful discriminatory housing practice.	1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Stricken from docket by General Laws	<b>2/5/2007</b>
<p><b>Support</b> (074636299)  <b>Summary:</b> Adds source of income to the list of unlawful discriminatory housing practices. The bill defines source of income as any lawful income used by a person to meet his obligation to pay for the purchase or lease of a dwelling, including payment with (i) federal funds received pursuant to public housing or Section 8 programs of the United States Housing Act of 1937, as amended, (ii) funds received from assistance made available under Chapter 1.2 (§ 36-55.26 et seq.) of Title 35, or (iii) proceeds from a bequest, life insurance policy, annuity, or other like source. The bill contains technical amendments.</p>		
<a href="#">HB 2795</a> - Marshall (13) Subdivision streets; certain requirements for taking thereof into state secondary highway system.	1/10/2007 House: Referred to Committee on Transportation 2/3/2007 House: Incorporated by Transportation (HB2227- Wardrup)	<b>2/5/2007</b>
<p><b>Oppose</b> (075205220)  <b>Summary:</b> Provides that on and after July 1, 2007, no street in any county will be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system will be classified by the Department as local subdivision roads and will not be taken into the state secondary highway system unless they are within an established urban development area.</p>		
<a href="#">HB 2806</a> - Byron (22) Commissioners of revenue; deny license for those without legal documents for employment in U.S.	1/10/2007 House: Referred to Committee on Finance 1/31/2007 House: Reported from Finance with amendment (19-Y 0-N) 2/5/2007 House: Passed House (82-Y 15-N) 2/6/2007 Senate: Referred to Committee on Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (071303256)  <b>Summary:</b> Grants local commissioners of the revenue the power to deny or revoke business licenses of persons who are aliens and who cannot provide legal documents proving they are legally eligible to be employed in the United States.</p>		
<a href="#">HB 2811</a> - Sickles (43) Firearms; possession thereof in residences of mentally ill persons.	1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 2/6/2007 House: Left in Militia, Police and Public Safety	<b>1/22/2007</b>
<p><b>Support</b> (075830510)  <b>Summary:</b> Requires the Department of State Police, in cooperation with the Department of Mental Health, Mental Retardation and Substance Abuse Services to develop educational materials concerning the possession of firearms in homes occupied by a mentally ill person. Such materials shall be available on each Department's website. The Department of State Police shall also establish a program to allow for the storage of firearms by owners who reside in a home with a mentally ill person.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>HB 2814</u></b> - Sickles (43) Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
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**Support** (078355124) - See also SB 1254.

**Summary:** Allows a locality to provide in its zoning ordinance for the denial or modification of an application for rezoning when the existing and future transportation network is inadequate to handle the anticipated transportation impact of the proposed development. In determining whether the transportation network is inadequate, the locality shall provide in its zoning ordinance for the consideration of the following: (i) the locality's comprehensive plan, the Department of Transportation's secondary road and other transportation plans, or such other available information regarding the transportation network that will serve the proposed development; (ii) whether the proposed development reduces the level of service in the existing and future transportation network, as determined by the locality in consultation with appropriate transportation agencies; and (iii) whether the design and phasing of the proposed development, the funded capital improvements program, or other combination of public and private resources will address the anticipated transportation impact of the proposed development.

<p><b><u>HB 2821</u></b> - Sickles (43) Freedom of Information Act; records containing social security numbers.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 1/25/2007 House: Passed by in General Laws with letter</p>	<p><b>1/22/2007</b></p>
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**Support** (070862510)

**Summary:** Exempts from the mandatory disclosure requirements of the Freedom of Information Act those portions of records containing an individual's social security number; except that access shall not be denied to the person who is the subject thereof. Any person who is the subject of any such record and who is 18 years of age or older may waive, in writing, these protections. If the protections are so waived, the public body shall open such records for inspection and copying.

Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 2826</b> - Gilbert (15) Security and Immigration Compliance Act; public bodies, etc. who intend to contract to register,etc.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 1/18/2007 House: Referred to Committee for Courts of Justice 2/6/2007 House: Left in Courts of Justice</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (074404306) <b>Summary:</b> Among other provisions, requires all public bodies and contractors who intend to contract with public bodies to register and participate in a federal work authorization program to verify information on all new employees. "Federal work authorization program" is defined as any of the electronic verification of work authorization programs operated by the United States Department of Homeland Security or any equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986. The bill also expands the current definition of extortion to include situations in which a person knowingly destroys, conceals, removes, confiscates, or possesses any actual or purported passport or other immigration document, or any other actual or purported government identification document, of another person and thereby extorts money, property, or pecuniary benefit or any note, bond, or other evidence of debt from him or any other person. This manner of extortion shall be punishable as a Class 5 felony. The bill requires that a law-enforcement officer report to the United States Immigration and Customs Enforcement Agency a person whom (i) he has arrested for a felony or for DUI and (ii) he has probable cause to believe is in the United States illegally. This bill also provides regulations for those who provide immigration assistance services.</p>		
<p><b>HB 2863</b> - Moran (46) Pedestrians; motorists to stop for those at marked crosswalks.</p>	<p>1/10/2007 House: Referred to Committee on Transportation 1/23/2007 House: Stricken from docket by Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078437424) <b>Summary:</b> Amends the statute that presently requires motorists to yield the right-of-way to pedestrians to require that motorists stop for pedestrians.</p>		
<p><b>HB 2871</b> - McEachin (74) Trusts, state and local; created to fund postemployment benefits other than pensions.</p>	<p>1/10/2007 House: Referred to Committee on Appropriations 2/6/2007 House: Left in Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078516410) - Consensus bill agreed to by many participants. See also SB 789. <b>Summary:</b> Creates trusts or equivalent arrangements to fund the costs of providing postemployment benefits other than pensions for the Commonwealth and for counties, cities, towns, school divisions, and other political subdivisions of the Commonwealth.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 2888</b> - Phillips (2) Revenue-sharing funds; repeals provision for use of so-called funding of certain highway projects.</p>	<p>1/10/2007 House: Referred to Committee on Transportation 1/23/2007 House: Stricken from docket by Transportation</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (076376460) <b>Summary:</b> Repeals provision for use of so-called "revenue-sharing" funding of certain highway projects.</p>		
<p><b>HB 2916</b> - Bowling (3) Vehicle detection devices; motorcycles to proceed through steady red signals if controlled thereby.</p>	<p>1/10/2007 House: Referred to Committee on Transportation 1/18/2007 House: Tabled in Transportation</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (078344246) <b>Summary:</b> Allows motorcycles, under certain conditions, to proceed through steady red signals if the traffic light is controlled by a vehicle detection device.</p>		
<p><b>HB 2926</b> - Rust (86) Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 1/26/2007 House: Reported from Militia, Police and Public Safety with substitute (21-Y 0-N) 1/26/2007 House: Referred to Committee on Appropriations 2/2/2007 House: Repfrom Appropriations (23-Y 0-N) 2/6/2007 House: VOTE: PASSAGE (92-Y 6-N) 2/7/2007 Senate: Ref to Committee for Courts of Justice 2/14/2007 Senate: Passed by indefinitely in Courts of Justice (11-Y 4-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (073325105) <b>Summary:</b> Expands the powers of state and local law-enforcement officials to include immigration powers conferred upon the law-enforcement agency by agreement with the U.S. Department of Homeland Security. The bill also allows the Department of Corrections to receive any person into a state facility committed under the authority of the United States. This bill incorporates HB 2933.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2936</a> - Miller (50) Illegal aliens; law-enforcement officers have authority to enforce U. S. immigration laws.</p>	<p>1/10/2007 House: Referred to Committee for Courts of Justice 2/2/2007 House: Incorporated by Courts of Justice (HB1970-Albo)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (073091348) <b>Summary:</b> Provides that all law-enforcement officers enumerated in § 19.2-81 shall have the authority to enforce immigration laws of the United States, and to arrest an individual without a warrant upon receiving confirmation from the Bureau of Immigration and Customs Enforcement of the United States Department of Homeland Security that the individual is an alien illegally present in the United States. Currently the person arrested would also have to have been previously convicted of a felony in the United States and deported or left the United States after such conviction.</p>		
<p><a href="#">HB 2937</a> - Miller (50) Certain aliens; eligibility of for state and local public benefits.</p>	<p>1/10/2007 House: Referred to Committee on Health, Welfare and Institutions 1/23/2007 House: Reported from HWI (13-Y 8-N) 1/29/2007 House: Floor substitute printed 070911419-H1 (Miller, J. H.) 1/30/2007 House: VOTE: PASSAGE (70-Y 29-N) 1/31/2007 Senate: Referred to Committee on Rehabilitation and Social Services 2/16/2007 Senate: Passed by indefinitely in Rehabilitation and Social Services (11-Y 4-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078133204) <b>Summary:</b> Provides that no state or local funds shall be awarded or otherwise disbursed to any organization when the award or disbursement is made with the intent of circumventing the provisions of this section by enabling such organization to provide the type of benefits or assistance to persons who are otherwise ineligible. Further provides that no organization receiving state or local funds shall use the funds to provide the type of benefits or assistance to persons who are otherwise ineligible for them.</p>		
<p><a href="#">HB 2986</a> - Ingram (62) Zoning ordinance; development agreements for locality located in Planning District 8.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Tabled in Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071111344) <b>Summary:</b> Requires every locality located in Planning District 8 to include in its zoning ordinance provisions for the governing body to enter into binding development agreements with any persons owning legal or equitable interests in real property in the locality. Such agreements shall be authorized by ordinance, shall be for a term not to exceed 15 years, and may be renewed by mutual agreement of the parties for successive terms of not more than 10 years each. Development agreements may provide, among other things, for specific land uses and the density or intensity of such uses. No locality shall either request or accept a cash payment as part of a development agreement whose amount is scheduled to increase annually, from the time of agreement until tender of payment, by a percentage greater than the annual rate of inflation.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 3006</a> - Marsden (41) Investigation following conviction for criminal street gang activity;	1/10/2007 House: Referred to Committee for Courts of Justice 2/6/2007 House: Left in Courts of Justice	<b>1/22/2007</b>
<p><b>Support w/ Amend.</b> (079816390) - Support with amendment to delete reference to household members.  <b>Summary:</b> States that upon conviction for certain youth gang offenses, the probation and parole officer shall verify the offender's immigration status. Permits further investigation of the offender's household.</p>		
<a href="#">HB 3012</a> - Frederick (52) Campaign finance disclosure; certain prohibited contributions to local governing body members.	1/10/2007 House: Referred to Committee on Privileges and Elections 2/2/2007 House: Tabled in Privileges and Elections	<b>1/22/2007</b>
<p><b>Oppose</b> (079814303)  <b>Summary:</b> Prohibits any governing body member from soliciting or accepting a campaign contribution from a person with a personal interest in a transaction pending before the governing body while the matter is pending before the governing body or for 90 days after action on the matter. Prohibits any person with a personal interest in a transaction pending before the governing body from making or promising to make a campaign contribution to a member of the governing body while the matter is pending before the governing body or for 90 days after action on the matter. Includes special disclosure requirements, definitions, and civil penalties for violations.</p>		
<a href="#">HB 3057</a> - Plum (36) HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.	1/15/2007 House: Referred to Committee on Transportation 2/3/2007 House: Incorporated by Transportation (HB2132-Hugo)	<b>2/5/2007</b>
<p><b>Support</b> (079178464)  <b>Summary:</b> Extends until July 1, 2008, the sunset on use of HOV facilities by vehicles bearing clean special fuel license plates. This bill does not change the treatment of clean special fuel vehicles using I-95 and I-395.</p>		
<a href="#">HB 3060</a> - Frederick (52) Local government land-use decisions; publication of certain.	1/15/2007 House: Referred to Committee on Counties, Cities and Towns 2/6/2007 House: Left in Counties, Cities and Towns	<b>2/5/2007</b>
<p><b>Oppose</b> (079371303)  <b>Summary:</b> Provides that whenever the governing body of any county, city, or town approves a change in zoning or takes any similar action that involves or potentially will involve construction of new structures or expansion of existing structures whose construction or expansion would require or reasonably be expected to require the construction, reconstruction, improvement, or expansion of any transportation facility, and such transportation facility construction, reconstruction, improvement, or expansion is not provided for in the most recent six-year improvement plan of the Department of Transportation, the local governing body shall publish a notice to that effect at least once a week for two successive weeks in a newspaper published or having general circulation in the affected county, city, or town.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 3066</b> - Miller (87) Wireless telecommunications devices; prohibits use thereof by certain drivers.</p>	<p>1/15/2007 House: Ref to Committee on Transportation 1/23/2007 House: Ref to Committee on Science &amp; Technology 1/29/2007 House: Tabled in Science and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (079368422) <b>Summary:</b> Prohibits use of wireless telecommunications devices by holders of provisional licenses, learner's permits, and motorcycle learner's permits, except in an emergency, when the vehicle is parked, or when the vehicle is stationary on that portion of a highway improved, designed, and ordinarily used for vehicular travel.</p>		
<p><b>HB 3105</b> - Nixon, Jr. (27) Child day centers, licensed; approved credentials for program directors.</p>	<p>1/18/2007 House: Referred to Committee on Health, Welfare and Institutions 1/25/2007 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 1/30/2007 House: VOTE: PASSAGE (98-Y 0-N) 1/31/2007 Senate: Referred to Committee on Rehabilitation and Social Services 2/9/2007 Senate: Rereferred to Education and Health 2/15/2007 Senate: Failed to report (defeated) in Education and Health (7-Y 8-N)</p>	<p><b>2/26/2007</b></p>
<p><b>Oppose Unless Amended</b> (071979284) - Oppose unless amended to clarify that program directors' skills should be commensurate to the responsibilities of a director, and different from the "program leaders" or "child care supervisors." <b>Summary:</b> Adds program directors to the list of individuals who may possess an approved credential. Adds requirement that the Department of Social Services, State Board of Social Services, Child Care Council, or State Board of Education shall recognize individuals who possess an approved credential as being fully qualified to hold the position of program leader, program director, or child care supervisor in any private licensed child day center or private preschool.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 3196</a> - Athey, Jr. (18) Urban development areas; localities to amend comprehensive plan to include.</p>	<p>1/19/2007 House: Referred to Committee on Transportation 2/3/2007 House: Reported from Transportation with substitute (21-Y 0-N) 2/6/2007 House: Passed by for the day 2/7/2007 House: No further action taken 2/7/2007 House: Failed to pass in House</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (071151220) <b>Summary:</b> Provides that every county that has adopted zoning may, and that any city or town may, amend its comprehensive plan to incorporate one or more proposed urban development areas, if such locality meets the criteria for high growth. An urban development area is an area designated by a locality that is most suited for development due to proximity to transportation facilities, the availability of a public or community water and sewer system, or proximity to a city, town, or other developed area. The comprehensive plan shall designate one or more urban development areas sufficient to meet projected residential growth in the locality for the ensuing 20-year period. Any comprehensive plan amended pursuant to this section shall also be amended to incorporate the opportunity for development that includes features that promote new urbanism and traditional neighborhood development. No county, city, or town that has amended its comprehensive plan in accordance with these provisions shall limit or prohibit development pursuant to existing zoning or any application for rezoning based solely on the fact that the property is located outside the urban development area. Any locality that has not revised its comprehensive plan to establish an urban development area on or before July 1, 2008 shall not receive 50 percent of its annual secondary road allocation from the Virginia Department of Transportation.</p>		
<p><a href="#">HB 3198</a> - Athey, Jr. (18) Subdivision streets; certain requirements for taking thereof into state secondary highway system.</p>	<p>1/19/2007 House: Referred to Committee on Transportation 2/3/2007 House: Incorporated by Transportation (HB2227-Wardrup)</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (071149220) <b>Summary:</b> Provides that no street or road or any portion thereof in any county shall be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system shall be classified by the Department as local subdivision roads and shall not be taken into the state secondary highway system. A local subdivision road shall be any road, according to the Department, that primarily serves residents living within a subdivision.</p>		
<p><a href="#">HJ 586</a> - Cole (88) Constitutional amendment; excludes privately owned motor vehicles used for nonbusiness purposes.</p>	<p>12/20/2006 House: Referred to Committee on Privileges and Elections 2/6/2007 House: Left in Privileges and Elections</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (079066272) - Potential fiscal impact of \$355 million. <b>Summary:</b> Amends the Constitution of Virginia to exempt from property taxes privately owned motor vehicles used for nonbusiness purposes.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HJ 606</a> - Caputo (67) Interstate Route 66; VDOT requested to extend hours during which shoulder lanes may be used.	1/4/2007 House: Referred to Committee on Transportation 2/6/2007 House: Left in Transportation	<b>2/5/2007</b>
<b>Support w/ Amend.</b> (074218262) - Support with amendment to allow the CTB to set regulations. <b>Summary:</b> Requests VDOT to allow vehicular traffic to use shoulder lanes on I-66 for an additional hour in the morning and an additional hour in the afternoon.		
<a href="#">HJ 624</a> - Brink (48) Constitutional amendment; localities to exempt from taxation percentage of value of prop. (1st ref).	1/8/2007 House: Referred to Committee on Privileges and Elections 2/6/2007 House: Left in Privileges and Elections	<b>1/22/2007</b>
<b>Support</b> (075565248) - VACo supports. See also SJ 398. <b>Summary:</b> Directs the General Assembly to enact legislation that will permit localities to exempt from property taxes up to 20% of the value of residential or farm property that is designed for continuous habitation as a home and is owner-occupied.		
<a href="#">HJ 654</a> - Albo (42) Fairfax County; Board of Supervisors to study efficiency/effectiveness of form of government.	1/9/2007 House: Referred to Committee on Rules 2/6/2007 House: Left in Rules	<b>1/22/2007</b>
<b>Oppose</b> (076106204) <b>Summary:</b> Requests the Fairfax County Board of Supervisors, together with members of the House of Delegates and the Senate of Virginia who currently represent districts within Fairfax County, to study the efficiency and effectiveness of the County's form of government.		
<a href="#">HJ 684</a> - Frederick (52) Constitutional amendment (first resolution); spending limits on government.	1/9/2007 House: Referred to Committee on Privileges and Elections 2/6/2007 House: Left in Privileges and Elections	<b>2/5/2007</b>
<b>Oppose</b> (079060303) <b>Summary:</b> Provides for annual state and local government spending limits with surplus revenues returned to taxpayers.		



Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 776</b> - Cuccinelli, II (37) Law-Enforcement Officers Procedural Guarantee Act; changes as to process and procedures.</p>	<p>12/18/2006 Senate: Referred to Committee for Courts of Justice 1/24/2007 Senate: Failed to report (defeated) in Courts of Justice (7-Y 8-N)</p>	<p><b>1/22/2007</b></p>
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**Oppose** (073072720) - Board has historically opposed.

**Summary:** Makes several changes as to the process and procedures afforded to officers under the procedural guarantee act, clarifying several existing rights and setting forth specific procedures for the questioning of officers and the conduct of a disciplinary hearing.

<p><b>SB 812</b> - Ruff (61) Revenue-sharing funds; for highway systems in certain.</p>	<p>1/4/2007 Senate: Referred to Committee on Transportation 1/25/2007 Senate: Reported from Transportation with substitute (15-Y 0-N) 1/31/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/3/2007 House: Referred to Committee on Transportation 2/8/2007 House: Referred to Committee on Appropriations</p>	<p><b>2/26/2007</b></p>
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**Amend** (079402812-S1) - Amend to exempt any existing projects that are already being managed by VDOT from the first criteria which lists projects managed by the jurisdictions as the top priority.

**Summary:** Provides that, from additional revenues made available by the General Assembly after January 1, 2007, and appropriated for the improvement, construction, or reconstruction of the systems of state highways, the Commonwealth Transportation Board must make an equivalent matching allocation to any county, city, or town for designations by the governing body of up to \$1 million in county, city, or town general funds for use by the county, city, or town to construct or improve the highway systems within such county, city, or town. After adopting a resolution supporting the action, the governing body may request revenue-sharing funds to construct or improve a highway system located in another locality, between two or more localities, or to bring subdivision streets, used as such prior to July 1, 1992, up to standards sufficient to qualify them for inclusion in the state primary and secondary system of highways. All requests for funding shall be accompanied by a prioritized listing of specific projects. In allocating these funds, the Board must give priority (i) first when such project is administered by the county, city, or town, either directly or by contract with another entity, (ii) second when such county, city, or town commits more local funding than the amount of revenue-sharing funding requested; and (iii) third when the allocation will accelerate an existing project in the Six-Year Improvement Program or the locality's capital plans. Any funds remaining may be applied to any other project that requires an equivalent matching allocation from the governing body. Regardless of implementation, funds allocated under this program must be utilized within two subsequent fiscal years of allocation, or earlier. Any revenue-sharing funds remaining after two subsequent fiscal years of allocation may be reallocated at the discretion of the Commonwealth Transportation Board.

Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 817</u></b> - Cuccinelli, II (37) Rezoning application; locality may deny or modify request when existing network inadequate.</p>	<p>1/5/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Failed to report (defeated) in Local Government (6-Y 9-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077466720) <b>Summary:</b> Allows a locality to deny or modify a request for rezoning when the existing and future transportation network that will serve the proposed development is inadequate to handle the anticipated transportation impact of the proposed development.</p>		
<p><b><u>SB 819</u></b> - Cuccinelli, II (37) Freedom of Information Act; records containing social security numbers and personal information.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology 2/6/2007 Senate: Left in General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078317720) <b>Summary:</b> Exempts from the mandatory disclosure requirements of the Freedom of Information Act those portions of records containing personal information concerning an identifiable individual, including date of birth, social security number, driver's license number, bank account numbers, credit or debit card numbers, personal identification numbers, electronic identification codes, automated or electronic signatures, biometric data, or fingerprints; except that access shall not be denied to the person who is the subject thereof. Any person who is the subject of any such record and who is 18 years of age or older may waive, in writing, these protections. If the protections are so waived, the public body shall open such records for inspection and copying.</p>		
<p><b><u>SB 820</u></b> - Davis (34) Discrimination; prohibited in public employment.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Failed to report (defeated) in General Laws and Technology (7-Y 8-N)</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (071652726) - See also HB 2550/SB 1310 <b>Summary:</b> Prohibits discrimination in state employment on the basis of pregnancy, childbirth or related medical conditions, marital status, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974.</p>		

Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 827</b> - Davis (34) Firearms; civil immunity for sellers, and requires criminal records check on transfers.</p>	<p>1/5/2007 Senate: Referred to Committee for Courts of Justice 1/24/2007 Senate: Failed to report (defeated) in Courts of Justice (4-Y 10-N)</p>	<p><b>1/22/2007</b></p>
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**Support** (075050726)

**Summary:** Adds a definition of "firearms show vendor" and requires that a criminal history record information check be performed on the prospective transferee before the vendor may transfer firearms at a gun show. Under current law, only licensed dealers must obtain such a check. The bill also adds the definition of "promoter" and requires that the promoter of a gun show provide vendors with access to licensed dealers who will conduct the criminal background check. The bill also provides that any party who sells, transfers, or trades a firearm shall be immune from all civil liability stemming from the use of the firearm sold, transferred, or traded in the commission of a crime if a criminal background check was conducted prior to the sale, transfer, or trade.

<p><b>SB 835</b> - Davis (34) TANF; eligibility for benefits if convicted of drug-related felonies.</p>	<p>1/5/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/19/2007 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/22/2007 Senate: Rereferred to Finance 1/30/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 2/1/2007 Senate: Passed Senate VOTE: (39-Y 0-N) 2/6/2007 House: Referred to Committee on Health, Welfare and Institutions 2/13/2007 House: Reported from Health, Welfare and Institutions (17-Y 3-N) 2/13/2007 House: Referred to Committee on Appropriations 2/20/2007 House: Left in Appropriations</p>	<p><b>1/22/2007</b></p>
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**Support** (075058726)

**Summary:** Provides exemption to receive TANF benefits for persons who have been convicted of a felony drug offense pursuant to § 18.2-250 and fully comply with criminal court orders and treatment programs, as permitted by federal law. This bill incorporates SB 934 (Ticer) and is contingent upon an appropriation of funds.

<p><b>SB 849</b> - Lambert III (9) Condominium Act; assessments and taxation on certain condominium units.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Left in General Laws and Technology</p>	<p><b>1/22/2007</b></p>
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**Oppose** (074770748)

**Summary:** Provides that certain condominium units owned by the declarant shall be assessed and taxed against the declarant based solely upon the income derived from that unit

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

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 865</b> - Miller (5) Temporary Assistance for Needy Families (TANF); time limit on receipt thereof.</p>	<p>1/8/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/26/2007 Senate: Reported from Rehabilitation and Social Services (10-Y 4-N) 1/26/2007 Senate: Rereferred to Finance 1/30/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 2/2/2007 Senate: Passed Senate VOTE: (35-Y 5-N) 2/2/2007 Senate: Senate: Reconsideration of passage agreed to by Senate (39-Y 0-N) 2/2/2007 Senate: Passed Senate (32-Y 7-N) 2/6/2007 House: Referred to Committee on Health, Welfare and Institutions 2/15/2007 House: Tabled in Health, Welfare and Institutions</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077616768) <b>Summary:</b> Allows the children of VIEW participants to continue receiving TANF financial assistance beyond the initial 24-month period if (i) the VIEW-participating parent is no longer the children's legal guardian, (ii) another relative of the children now has legal custody, and (iii) the children otherwise meet the eligibility requirements set forth in §§ 63.2-602 through 63.2-607. This bill is contingent upon appropriation of funds.</p>		
<p><b>SB 871</b> - Watkins (10) Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.</p>	<p>1/8/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Reported from Local Government (8-Y 6-N) 1/29/2007 Senate: Read third time and passed Senate (30-Y 10-N) 2/6/2007 House: Referred to Committee on Transportation 2/13/2007 House: Incorporated by Transportation (SB829-Devolites Davis)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075711840) <b>Summary:</b> Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than 25 intersections at one time. Provisions within the bill set the maximum fine, limit the use and retention of images recorded, and provide other parameters and limitations for localities.</p>		

Bills	General Assembly Actions	Date of BOS Position
<b>SB 917</b> - Howell (32) Donation of food to charity organizations; regulations for food prepared in his private residence.	1/8/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/15/2007 Senate: Incorporated by Agriculture, Conservation and Natural Resources (SB806-Puller) (14-Y 0-N)	<b>1/22/2007</b>
<p><b>Amend</b> (074728744) - Amend to conform to SB 806 committee substitute.</p> <p><b>Summary:</b> Provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any person to donate food prepared in his private residence to any political subdivision or to any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), for distribution to needy persons. The bill likewise provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any political subdivision and any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), that is engaged in a food distribution program for needy persons to distribute any food properly donated to it. In addition, the bill prohibits a locality from enacting or enforcing any general law, special act, state regulation, or local ordinance or regulation that imposes conditions or requirements inconsistent with or more stringent than the regulations promulgated by the Board. This bill contains an emergency clause.</p>		
<b>SB 934</b> - Ticer (30) TANF; eligibility for food stamps if convicted of drug-related felonies.	1/9/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/19/2007 Senate: Incorporated by Rehabilitation and Social Services (SB835-Devolites Davis) (15-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (074654828)</p> <p><b>Summary:</b> Provides exemption to receive TANF benefits for persons who have been convicted of a felony drug offense pursuant to § 18.2-250 and comply with criminal court orders and treatment programs, as permitted by federal law.</p>		
<b>SB 939</b> - Ticer (30) Trees; conservation thereof during development process for air quality improvement in certain.	1/9/2007 Senate: Referred to Committee on Local Government 1/16/2007 Senate: Failed to report (defeated) in Local Government (6-Y 8-N)	<b>1/22/2007</b>
<p><b>Support</b> (071643828) - Board position in Legislative Program. See also HB 2486 (Bulova).</p> <p><b>Summary:</b> Provides that certain localities may, by ordinance, require conservation of trees during the development process. The bill also provides that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10% tree canopy for a site zoned business, commercial, or industrial; (ii) 10% tree canopy for a residential site zoned 20 or more units per acre; (iii) 15% tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20% tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30% tree canopy for a residential site zoned one to five units per acre. Finally, the bill mandates that any tree conservation ordinance provide for reasonable exceptions to or deviations from the canopy requirements.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 995</u></b> - Blevins (14) Medicaid eligibility; young adults transitioning from foster care.</p>	<p>1/9/2007 Senate: Referred to Committee on Education and Health 1/25/2007 Senate: Reported from Education and Health (14-Y 0-N) 1/25/2007 Senate: Rereferred to Finance 1/30/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 2/2/2007 Senate: Passed Senate (40-Y 0-N) 2/6/2007 House: Referred to Committee on Health, Welfare and Institutions 2/15/2007 House: Tabled in Health, Welfare and Institutions</p>	<p><b>2/5/2007</b> <del>1/22/2007</del></p>
<p><b>Support</b> (078188702) <b>Monitor</b> <b>Summary:</b> Requires the Department of Medical Assistance Services to amend the state plan to provide for the payment of medical assistance, pursuant to The Foster Care Independence Act of 1999, for any individual who (i) was receiving foster care services on his eighteenth birthday, (ii) continues to receive independent living services pursuant to § 63.2-905.1, and (iii) has not yet reached his twenty-first birthday. Such individuals shall not be subject to Medicaid income limits. This bill is dependent upon an appropriation of general funds in the 2007 General Assembly session.</p>		
<p><b><u>SB 1026</u></b> - O'Brien (39) Motor Vehicle Fuel Sales Tax; local-option to impose retail sales taxes on motor fuels.</p>	<p>1/9/2007 Senate: Referred to Committee on Finance 2/7/2007 Senate: Left in Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (079348784) <b>Summary:</b> Requires counties with populations of 50,000 or more, according to the last preceding U.S. census, to take over from VDOT responsibility for planning, construction, operation, and maintenance of state secondary highway system components within their boundaries prior to July 1, 2012. This would apply to the Counties of Campbell, Washington, Fauquier, York, Henry, Frederick, Bedford, Pittsylvania, Augusta, Rockingham, Albemarle, Montgomery, Roanoke, Hanover, Spotsylvania, Stafford, Loudoun, Chesterfield, Prince William, and Fairfax. Additionally, the bill provides, on a local-option basis, for a two percent retail sales tax on motor fuels in counties that take over responsibilities for state secondary highways, the proceeds of which would be used for secondary highway planning, construction, operation, and maintenance.</p>		
<p><b><u>SB 1043</u></b> - O'Brien (39) DMV; to develop and distribute materials for parents of certain minors.</p>	<p>1/9/2007 Senate: Referred to Committee on Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (079303784) <b>Summary:</b> Requires the Department of Motor Vehicles, in cooperation with the Department of Education, to develop, produce, and make available instructional materials for use by parents of minors who hold learner's permits or provisional driver's licenses. These materials are to be designed to assist parents in ensuring that their children develop the skills, knowledge, habits, and awareness necessary for becoming safe drivers. They are, further, to be made available free of charge in the Department's Customer Service Centers.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 1045</u></b> - O'Brien (39) Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.</p>	<p>1/9/2007 Senate: Referred to Committee for Courts of Justice 2/6/2007 Senate: Left in Courts of Justice</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (073324105) <b>Summary:</b> Expands the powers of state and local law-enforcement officials to include immigration powers conferred upon the law-enforcement agency by agreement with the U.S. Department of Homeland Security. The bill also allows the Department of Corrections to receive any person into a state or local facility committed under the authority of the United States.</p>		
<p><b><u>SB 1123</u></b> - Cuccinelli, II (37) Auditor of Public Accounts; review security governmental databases containing personal information.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N) 2/3/2007 House: Referred to Committee on Science and Technology 2/12/2007 House: Tabled in Science and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (079145720) - Amend to clarify that bill only applies to state agencies. <b>Summary:</b> Provides that the Auditor of Public Accounts shall periodically review the security of any database or information system maintained or operated by any agency or other governmental entity of the Commonwealth that contains personal information regarding any individual to ensure that appropriate measures are in place to prevent unauthorized or unlawful access to this information. On an annual basis, the Auditor shall report the results of its review to the General Assembly and make recommendations for new or revised security measures, if needed.</p>		
<p><b><u>SB 1125</u></b> - Cuccinelli, II (37) Donation of food to charity organizations; regulations for food prepared in his private residence.</p>	<p>1/9/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/15/2007 Senate: Incorporated by Agriculture, Conservation and Natural Resources (SB806-Puller) (14-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (071629720) - Amend to conform to SB 806 committee substitute. <b>Summary:</b> Provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any person to donate food prepared in his private residence to any political subdivision or to any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), for distribution to needy persons. The bill likewise provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any political subdivision and any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), that is engaged in a food distribution program for needy persons to distribute any food properly donated to it. In addition, the bill prohibits a locality from enacting or enforcing any general law, special act, state regulation, or local ordinance or regulation that imposes conditions or requirements inconsistent with or more stringent than the regulations promulgated by the Board. This bill contains several emergency clauses.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 1176</u></b> - Stolle (8) Pawnbrokers and secondhand dealers; adds regulation thereof to current statutes regulating.</p>	<p>1/10/2007 Senate: Referred to Committee on General Laws and Technology 1/24/2007 Senate: Left in General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071534820) <b>Summary:</b> Adds the regulation of secondhand dealers and secondhand stores to current statutes regulating pawnbrokers. The bill also (i) requires secondhand dealers to prepare a daily report of goods and items sold to them, (ii) requires a pawnbroker to maintain records of each loan or transaction in the course of business for a period of one year, (iii) requires pawnbrokers and secondhand dealers to obtain a single thumbprint of the person pawning or selling an item, and (iv) authorizes localities to enact an ordinance requiring pawnbrokers and secondhand dealers to report their daily transactions electronically to a designated law-enforcement official of the locality. The bill adds secondhand dealers to the existing penalty provisions for pawnbrokers.</p>		
<p><b><u>SB 1188</u></b> - Blevins (14) Southeastern Public Service Authority; provision for locality that withdraws therefrom.</p>	<p>1/10/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (078193702) <b>Summary:</b> Provides that if a member locality withdraws from the authority, the locality shall not be obligated to continue depositing waste with, or paying waste disposal or management fees, rates or charges to, the authority for the same or comparable services. Also, the bill requires the General Assembly to appoint special commissions (i) to investigate the acceptance of out-of-area waste by the authority and make findings regarding whether it is in the best interest of the public and (ii) to investigate the operations and finances of the authority and make findings regarding the performance and financial stability of the authority. Also, numerous changes are made to the Virginia Water and Waste Authorities Act related to dissolution of an authority, out-of-state waste, and rates and charges.</p>		



Bills	General Assembly Actions	Date of BOS Position
<a href="#">SB 1254</a> - Herring (33) Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.	1/10/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Incorporated by Local Government (SB817-Cuccinelli) (15-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (078354124) - See also HB 2814.</p> <p><b>Summary:</b> Allows a locality to provide in its zoning ordinance for the denial or modification of an application for rezoning when the existing and future transportation network is inadequate to handle the anticipated transportation impact of the proposed development. In determining whether the transportation network is inadequate, the locality shall provide in its zoning ordinance for the consideration of the following: (i) the locality's comprehensive plan, the Department of Transportation's secondary road and other transportation plans, or such other available information regarding the transportation network that will serve the proposed development; (ii) whether the proposed development reduces the level of service in the existing and future transportation network, as determined by the locality in consultation with appropriate transportation agencies; and (iii) whether the design and phasing of the proposed development, the funded capital improvements program, or other combination of public and private resources will address the anticipated transportation impact of the proposed development.</p>		
<a href="#">SB 1267</a> - Herring (33) Advertisement of plans; descriptive summary.	1/10/2007 Senate: Referred to Committee on Local Government 1/30/07 Senate: Rep from Local Government (15-Y 0-N) 2/5/2007 Senate: Passed Senate (39-Y 0-N) 2/6/2007 House: Referred to Committee on Counties, Cities and Towns 2/20/2007 House: Left in Counties, Cities and Towns	<b>2/5/2007</b>
<p><b>Support</b> (071142738)</p> <p><b>Summary:</b> Provides that a party's actual notice of, or active participation in, the proceedings for which certain advertisement is required, shall waive the right of that party to challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement. Also, no person mailed written notice pursuant to certain zoning ordinance amendments may challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement.</p>		
<a href="#">SB 1272</a> - Whipple (31) Transportation districts; compensation of commission members.	1/10/2007 Senate: Referred to Committee on Local Government 1/30/07 Senate: Rep from Local Government (15-Y 0-N) 2/5/2007 Senate: Passed Senate (39-Y 0-N) 2/6/2007 House: Referred to Committee on Counties, Cities and Towns 2/20/2007 House: Left in Counties, Cities and Towns	<b>2/5/2007</b>
<p><b>Support</b> (079157844)</p> <p><b>Summary:</b> Allows members of commissions of transportation districts to receive the same per diem as members of the General Assembly.</p>		

**Bold** – Indicates BOS formal action  
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Bills	General Assembly Actions	Date of BOS Position
<b>SB 1310</b> - Lucas (18) Discrimination; prohibited in state employment.	1/10/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Incorporated by General Laws and Technology (SB820-Devolites Davis) (15-Y 0-N)	<b>2/5/2007</b>
<p><b>Support</b> (079829752) - See also HB 2550/SB 820.  <b>Summary:</b> Prohibits discrimination in state employment on the basis of pregnancy, childbirth or related medical conditions, marital status, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974.</p>		
<b>SB 1323</b> - Cuccinelli, II (37) Signs, certain; those located on real property of educational institutions.	1/11/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Reported from Local Government with substitute (14-Y 1-N) 2/6/2007 Senate: Defeated by Senate (15-Y 25-N) 2/6/2007 Senate: Reconsideration of defeated action agreed to by Senate (40-Y 0-N) 2/6/2007 Senate: Defeated by Senate (17-Y 19-N)	<b>1/22/2007</b>
<p><b>Support</b> (079197720)  <b>Summary:</b> Provides that for the purpose of zoning, the governing body of a locality shall have jurisdiction over any advertising structure or any sign located on real property held, operated, or possessed by an educational institution described as being "at" such locality if such advertisement structure or any part of the advertising or informative contents of such sign is visible from real property that is not held, operated, or possessed by such educational institution. Nothing contained herein shall impair, limit, modify, or supersede any expressed term of any management agreement entered into on or before January 1, 2007.</p>		
<b>SB 1353</b> - Wagner (7) Child day-care regulations; establishes staff-to-child ratios thereof.	1/16/2007 Senate: Referred to Committee on Rehabilitation and Social Services 2/2/2007 Senate: Passed by indefinitely in Rehabilitation and Social Services (8-Y 7-N)	<b>1/22/2007</b>
<p><b>Oppose</b> (071416832)  <b>Summary:</b> Establishes staff-to-child ratios, activity space guidelines, and training and qualification guidelines for program directors, program leaders, and general staff for regulated child day-care centers.</p>		
<b>SB 1368</b> - Williams (1) Transportation planning; excludes certain cities requiring submission of land use applications.	1/17/2007 Senate: Referred to Committee on Transportation	<b>2/5/2007</b>
<p><b>Support w/ Amend.</b> (079173848) - Support, if amended to exempt counties with populations over 100,000.  <b>Summary:</b> Excludes certain cities with full-time transportation planners from provisions that would require the submission of land use applications to VDOT for review.</p>		

**Bold** – Indicates BOS formal action  
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Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 1376</b> - Herring (33) Comprehensive plan; governing body desiring an amendment to prepare &amp; submit to public hearing.</p>	<p>1/17/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Reported from Local Government (15-Y 0-N) 2/5/2007 Senate: Passed Senate (39-Y 0-N) 2/6/2007 House: Referred to Committee on Counties, Cities and Towns 2/20/2007 House: Left in Counties, Cities and Towns</p>	<p><b>2/5/2007</b></p>
<p><b>Support</b> (071665738) <b>Summary:</b> Allows a governing body desiring a comprehensive plan amendment to direct the local planning commission to prepare an amendment and submit it to public hearing within a period prescribed by the local governing body. Under current law, if the governing body desires an amendment it may direct the local planning commission to prepare an amendment and submit it to public hearing within 60 days after formal written request by the governing body. The bill also provides that the local governing body may approve, amend and approve, or disapprove the proposed comprehensive plan amendment within 90 days after conducting its public hearing.</p>		
<p><b>SB 1399</b> - O'Brien (39) Rail and Public Transportation, Department of; transfers motor fuels retail sales taxes thereto.</p>	<p>1/19/2007 Senate: Referred to Committee on Finance 2/7/2007 Senate: Left in Finance</p>	<p><b>2/5/2007</b></p>
<p><b>Oppose</b> (079230784) <b>Summary:</b> The bill transfers the Motor Vehicle Fuels Sales Tax collected in the localities comprised by the Northern Virginia Transportation District to the Transportation Trust Fund rather than for support of the Washington Metropolitan Area Transit Authority (WMATA). The bill makes the Virginia Department of Rail and Public Transportation (VDRPT) responsible for funding Virginia's share of WMATA's expenses.</p>		
<p><b>SJ 398</b> - Whipple (31) Constitutional amendment; localities to exempt from taxation percentage of value of property.</p>	<p>1/10/2007 Senate: Referred to Committee on Privileges and Elections 1/30/2007 Senate: Incorporated by Privileges and Elections (SJ354-Rerras) (15-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075566844) - VACo supports. See also HJ 654. <b>Summary:</b> Directs the General Assembly to enact legislation that will permit localities to exempt from property taxes up to 20% of the value of residential or farm property that is designed for continuous habitation as a home and is owner-occupied.</p>		

## Section III

### OTHER LEGISLATION OF COUNTY INTEREST

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## CONSTITUTIONAL AMENDMENTS

A Constitutional Amendment must be passed by both the House and Senate twice, with an intervening election between first and second resolutions. After the second resolution, the amendment must be put on the ballot for a referendum. On second resolution of a Constitutional Amendment, there are two parts to the legislation. The first part is the resolution proposing to amend the Constitution, and the second part is the bill creating a referendum.

### The following Constitutional Amendment passed:

**SJ 340** (Devolites Davis) Constitutional amendment; certain armed forces exempt from property taxation (first reference).

### The following Constitutional Amendments failed:

**HJ 18** (Marshall) Constitutional amendment; Transportation Fund, Transportation Trust Fund, and Highway. Maintenance and Operating Fund.

**HJ 593** (Griffith) Constitutional amendment; powers of General Assembly (first reference).

**SJ 180** (Devolites Davis) Constitutional amendment; funds for transportation purposes (first reference).

**SJ 373** (Norment) Constitutional amendment; Transportation Fund, Transportation Trust Fund, etc. (first reference).

## EDUCATION

### The following bills passed:

**HB 2216** (Amundson) Driver education programs; allows school boards to assess surcharge to recover program costs.

**HB 2302** (Cole) Nonpublic schools; school boards may enter into agreements therewith for transportation services.

**HB 2542** (Landes)/**SB 1212**(Hanger) No Child Left Behind Act; Board of Education requesting waiver from certain provisions.

**SB 795** (Potts) Standards of Quality; changes in provisions.

### The following bills failed:

**HB 1617** (Frederick) School boards; required to allocate certain percentage of budget to instructional spending.

**HB 1702** (Lingamfelter) Standards of Quality; requires General Assembly to modify current funding formula, etc. of composite index.

**HB 1752** (Marshall) School boards, local; unexpended funds

**HB 1891** (Albo) Local government; composite index of local ability-to-pay.

**HB 2613** (Watts) Standards of Quality; reduces current pupil-teacher ratio in kindergarten.

**SB 757** (Stosch) Neighborhood Assistance Act; makes several changes thereto.

# ELECTIONS

## The following bills passed:

**HB 1935** (Rapp) Absentee ballots; to include last four digits of applicant's social security number.

**HB 2101** (Orrock) Elections; statewide bond referendum to include fiscal impact statement for voters.

**HB 2287** (Watts) Absentee voting; alternative procedures to expedite counting.

**HB 2354** (Cosgrove) Recount procedures; securing of ballots and election materials pending a recount.

**SB 1034** (O'Brien) Elections; person challenging another's right to vote shall complete form indicating reason.

**SB 1226** (Howell) Electronic voting equipment; requires electoral boards to develop plans to ensure security thereof.

**SB 1334** (Reynolds) Absentee voting; alternative procedures to expedite counting.

## The following bills failed:

**HB 46** (Dance) Voter registration; copy of application to be maintained at DMV and registration records.

**HB 658** (Wardrup) Constitutional officers; certain incompatible activities.

**HB 1629** (Shuler) Redistricting advisory commission; establishment thereof, report.

**HB 1642** (Alexander) Voter registration records; clarifies duties of general registrars and State Board of Elections. This bill incorporates HB 2202.

**HB 2069** (Brink) Absentee voting and ballot applications; certain requirements to volunteers.

**HB 2072** (Brink) Absentee voting; requirements for pregnant women to vote absentee.

**HB 2083** (Eisenberg) Victims of domestic violence; post office box address to be shown on list of registered voters.

**HB 2574** (Shannon) Absentee voting; qualified voters may vote absentee for any reason.

**HB 2697** (Hugo) Elections; recount procedures.

**HB 2901** (Spruill) Absentee voting, in-person; qualified voters may vote at sites provided in locality.

**SB 658** (Ticer) Victims of domestic violence; post office box address to be shown on list of registered voters.

**SB 920** (Howell) Absentee voting; qualified voters may vote without a reason.

**SB 940** (Ticer) Victims of domestic violence; post office box address to be shown on list of registered voters.

**SB 986** (Deeds) Absentee voting; persons with a disability or illness may vote absentee.

**SB 1274** (Whipple) Absentee voting; persons with a disability or illness may vote absentee.

## ELECTRICITY/ENERGY

### The following bills passed:

**HB 2614** (May) requires the State Corporation Commission to conduct an analysis of the facility applicant's assessment of need, load flow analysis, and method of installation.

**HB 3031** (Marshall, R.) requires that certain utilities receive notice of comprehensive plan amendments affecting electrical transmission lines. Also, provisions related to electrical transmission line corridors are added to the comprehensive plan enabling statute and to State Corporation Commission provisions.

**SB 1031** (O'Brien) Establishes a pre-application planning and review process for certain gas or electric utility facilities.

**SB 1152** (Wagner) Energy Policy Act of 2006; appropriations for certain funds.

**SB 1362** (Colgan) Electrical utility facilities; review of construction applications by State Corporation Commission. Reduces the threshold for the size of electrical transmission lines requiring approval of the State Corporation Commission from 150 kilovolts to 138 kilovolts.

### The following bills failed:

**HB 2402** (Athey) Electrical transmission lines; State Corporation Commission to consider all effect of proposed line.

**SB 1245** (Herring) Overhead electrical transmission lines; SCC to conduct public hearing for approval of construction.

## ENVIRONMENT

### The following bills passed:

**HB 2180** (Saxman) Stormwater inspectors; removes certification required by Department of Environmental Quality.

**HB 2431.** (Albo) Reversion of federal lands; authorizes State to take title to lands in Northern Virginia with environmental contamination provided U.S. signs agreement indemnifying Commonwealth.

**HB 2483** (Bulova) establishes deadline for public to recommend specific water segments to be included in State Water Control Board's water quality monitoring plan.

**HB 2487** (Bulova) Low-flow protections; authorizing withdrawal of water from Potomac River.

**HB 2568** (Shannon)/**SB 821** (Davis) Civil penalties for violation of erosion and sediment control ordinances.

**HB 3134** (Morgan) Alternative onsite sewage systems; Board of Health to establish program for operation and maintenance thereof.

### The following bills failed:

**HB 857** (Ebbin) Green Buildings Act; LEED silver standard for major state facility projects.

**HB 1945** (Purkey) Solid waste; landfill operators tipping fee.

**HB 1959** (Hargrove) Dogs and cats; increase in amount of license fee localities may charge.

**HB 2100** (Orrock) Cats and dogs; license fee for those not spayed or neutered.

**HB 2401** (Athey) Investor-owned utilities and cooperatives providing electric distribution meeting State Corporation Commission goals for increasing efficiency and reducing consumption of electric energy.

**SB 234** (Ticer) Fertilizer, specialty; label required for proper use and precautionary statements.

**SB 594** (Watkins) Fertilizers; prohibiting local regulation thereof.

**SB 626** (Quayle) Water Quality Improvement Fund; revenues from lodging to be deposited thereof.

**SB 1256** (Herring) Hazardous material; authority for localities to prohibit initiation of new storage thereof in certain floodplains.

## FEES

### The following bill passed:

**SB 1082** (Puckett) increases from \$5 to \$10 the part of the costs in each criminal or traffic case in district or circuit courts in which the defendant is convicted of a violation of any statute or ordinance that is used to provide and maintain courthouse security.

### The following bills failed:

**HB 2170** (BaCote) provides for a local fee of \$5.00 upon conviction of a misdemeanor that shall be deposited into a fund maintained by the county, city, or town wherein the court sits for the express purpose of training law-enforcement employees.

**HB 2237** (Nutter) would have increased from two dollars to \$10 the part of the costs for filing civil actions, and thereby increases from four dollars to \$14 the total for the assessment for courthouse construction and for the acquisition of books and equipment for local law libraries.

**HB 2918** (Bowling) Courthouse security; increases costs in each criminal or traffic case in district or circuit courts.

**HB 3096** (Lohr) allows any locality to provide by ordinance for the imposition of a fee on any person convicted under any criminal statute or ordinance if such person was provided an interpreter paid for by the locality.

**HB 1694** (Callahan)/**SB 828** (Davis) Allows any county or city to assess \$5 as part of the costs in each criminal or traffic case in which the defendant is convicted of a violation of any statute or ordinance. Proceeds of these assessments shall be used to add to the fixed compensation of magistrates.



## FINANCE/TAXATION

### The following bills passed:

**HB 1695** (Purkey) Business, professional and occupational license (BPOL) tax; motor fuels tax exemption.

**HB 1744** (Marshall) Real estate tax; increases income limit for elderly and disabled taxpayers.

**HB 1880** (Caputo) Personal Property Tax Relief; adds to definition of 'qualifying vehicle'.

**HB 2181** (Saxman)/**SB 1151** (Wagner) Machinery and tools tax; provides uniform statewide statutory classification for idle machinery.

**HB 2362** (Scott, E.) Law-enforcement officials; exempted from local tax and license fees for one vehicle.

**HB 2385** (May) Personal property tax; separate classification for wireless broadband service providers.

**HB 2390** (Ingram) Treasurers; make list of uncollected balances on personal property taxes on certain vehicles.

**HB 2545** (Hogan) Retail Sales and Use tax; exemptions include nonprofit entities.

**HB 2618** (Fralin)/**SB 1051** (Edwards) permits localities to tax certain energy-efficient buildings, not including the land on which they are located, at a lower tax rate than that imposed on the general class of real property by creating a separate classification for taxation purposes.

**HB 2640** (Gear) Inoperable vehicles; prohibits imposition of local vehicle license taxes and fees thereon

**HB 2723** (Nixon) Communications sales and use tax; exemptions include military base customers.

**HB 2975** (Bell) Personal Property Tax Relief Act of 1998; commissioner of revenue to rely upon DMV information.

**HB 3002** (Scott, J.) Affordable housing; investment of funds

**HB 3022** (Cline)/**SB 778** (Stosch) Income tax, state; filing threshold amounts, personal exemptions therefor.

**HB 3143** (Reid) Motor vehicle license taxes and fees, local; restates limitation on amount.

**SB 772** (Watkins) Business, professional and occupational and license (BPOL) tax; motor fuels tax exemption.

**SB 1265** (Herring) Real estate tax; relief for elderly and permanently and totally disabled.

### The following bills failed:

**HB 67** (Lewis) Recordation tax; additional distribution to localities.

**HB 1549** (Griffith) Personal property tax relief; reimbursement payments to localities.

**HB 1615** (Frederick) Keep our Promise Act of 2007; reinstates Personal Property Tax Relief Act of 1998.

**HB 1699** (Lingamfelter) Motor vehicle license fees and taxes, local; repeals authority of imposition and collection thereof.

**HB 1709** (Lingamfelter) Car tax relief reimbursements; income tax sharing w/localities for transportation and education in lieu thereof.

**HB 1894** (Albo) Car tax relief; removes cap on overall amount, and creates Personal Property Tax Relief Fund.

**HB 2167** (Cline) Retail Sales and Use Tax; limited exemption on computers and related peripheral equipment.

**HB 2191** (Hull) Land preservation tax credits; maximum amount allowed annually.

**HB 2226** (Wardrup) Land preservation income tax credits; removes annual inflation indexing.

**HB 2262** (Rust) Income tax, state; dedicates a portion of car tax to localities.

**HB 2382** (May) Consumer utility taxes, local; provider remains liable to appropriate taxing locality.

**HB 2559** (Brink) BPOL tax; commissioner of revenue to accept estimated payments thereof based on preceding year.

**HB 2611** (Watts) Income and personal property taxes; localities to impose.

**HB 2641** (Gear) Real estate tax; exemptions for elderly and disabled, indexing income limits.

**HB 2666** (Purkey) Exempts certified pollution control equipment and facilities, placed in service on or after January 1, 2009, from state and local taxation pursuant to subsection d of Section 6 of Article X of the Constitution of Virginia. The measure also provides that certain machinery and tools placed in service on or after January 1, 2009, are taxable as intangible personal property, thereby excluding such property from local taxation.

**HB 2675** (Ware, O.) Business licenses, beginning; all taxes owed to locality to be paid before issuance.

**HB 2746** (Englin) Allows localities to impose a local income tax if they freeze the amount of real estate tax collections as of the date the local income tax is adopted. Prior to adopting the tax, there must be a referendum approving it, and the local governing body must adopt an ordinance. Localities will continue to assess real property as they normally would. The purpose of the local income tax is to make up the revenues that would have been collected from the real property tax if the collections amount had not been frozen.

**HB 2753** Real estate tax; tax credit for certain residential property. Allows localities to provide a tax credit equal to five percent of the tax liability due on residential real property located within one mile of a light or heavy rail station or bus station that is a hub. The credit may be taken only by property owners who purchased their homes on or after January 1, 2007, and may be taken for a period not to exceed five years.

**HB 2812** (Englin) Real estate tax; localities to tax residential property at lower tax rate.

**HB 2909** (Spruill)/**SB 1424** (Quayle) Allows localities to grant higher percentages of tax relief to the elderly based on increasing age, especially for those who are 75 years of age and older.

**HB 2919** (Bowling) Communications sales and use tax; distribution formula for localities.

**HB 2929** (Miller, J.) License fees; authorizes local body to charge according to gross receipts of business.

**SB 765** (Colgan) Provides that certain restrictions on the use or development of resource protection areas be considered in determining fair market value.

**SB 966** (Whipple) Housing Trust Fund; name change, dedicating unreserved general fund balances.

**SB 967** (Whipple) Housing Trust Fund; name change, deposit of recordation tax revenues into Fund.

**SB 1365** (Potts) Tangible personal property tax relief; repealed on passenger cars, motorcycles, etc.

## **FIRE/EMS-Related**

### The following bills passed:

**HB 1860** (Wittman) Fires; authorizes counties to regulate or prohibit the making of fires.

**HB 2356** (Cosgrove) Fire Marshal, Office of; transfers enforcement of Fire Prevention Code thereto.

**HB 2469** (Marshall) Uniform Statewide Building Code; abatement of violations a civil penalty.

**HB 2789** (Hull) Uniform Statewide Building Code; violations, penalty.

**SB 742** (Miller) Overweight permits; exempts fire & emergency apparatus from weight limits on bridges & culverts.

**SB 1090** (Puckett) State Firefighter's Association; establishment thereof.

**SB 1132** (Deeds) Fire Marshal, Office of; transfers enforcement of Fire Prevention Code thereto.

### The following bills failed:

**HB 2297** (McClellan) Fire Prevention Code; requires automatic sprinkler systems, etc. in certain structures.

**HB 2470** (Marshall) Uniform Statewide Building Code; violations, penalty.

**HB 2554** (Ebbin) Uniform Statewide Building Code; emergency communication equipment.

**SB 1053** (Edwards) Uniform Statewide Building Code; locality to require building permits in historic zoning districts.

## **FREEDOM OF INFORMATION ACT (FOIA)/ACCESS TO PUBLIC RECORDS**

### The following bills passed:

**HB 1790** (Griffith) Freedom of Information Act; access by persons civilly committed under Sexually Violent Predators.

**HB 1791** (Griffith) Freedom of Information Act; responses to requests for public records.

**HB 2062** (McQuigg) Freedom of Information Act; secure remote access to land records, certain provisions.

**HB 3097** (Cole) Freedom of Information Act (FOIA); personal information in constituent correspondence.

**SB 824** (Davis) Freedom of Information Act; secure remote access to land records, certain provisions.

**SB 1001** (Houck) Freedom of Information Act; electronic communication meetings, report.

**SB 1002** (Houck) Freedom of Information Act; public access to procurement records, and discussions thereof.

**SB 1003** (Houck) Freedom of Information Act; venue for enforcement actions against public bodies.

**SB 1111** (Houck) Freedom of Information Act; closed meetings and security of public buildings.

**SB 1369** (Bell) Freedom of Information Act; expands current record & meeting exemptions for retirement systems.

**The following bills failed:**

**HB 2293** (McClellan) Freedom of Information Act; electronic communication meetings by local governing bodies.

**HB 2821** (Sickles) Freedom of Information Act; records containing social security numbers.

**HB 3161** (Marshall) Freedom of Information Act; exemption for complainant information.

## **GANGS**

**The following bills passed:**

**HB 2429** (Albo) provides that the Attorney General, with the concurrence of the local attorney for the Commonwealth, may assist in the prosecution of certain gang and terrorism crimes when committed on the grounds of a state correctional facility. The bill also provides that any person who solicits, invites, recruits, encourages, or otherwise causes or attempts to cause another to participate in an act or acts of terrorism is guilty of a Class 4 felony.

**HB 2524** (Iaquinto) adds "felony involving the use of a firearm or other weapon" to the list of crimes that qualify as predicate criminal acts necessary for criminal gang member status, which results in enhanced penalties for certain other crimes.

**The following bills failed:**

**HB 1775** (Cosgrove) adds § 18.2-154 (shooting at a vehicle) and § 18.2-279 (shooting at an occupied building or dwelling) to the list of "predicate acts" for determination of criminal street gang member status.

**HB 1896** (Albo) provides that punishment for any person who defaces or destroys any war memorial at the direction of, for the benefit of, or in clear association with any criminal street gang, as defined in § 18.2-46.1, shall include a mandatory minimum term of incarceration of 10 days.

**SB 876** (McDougle) allows a person to be charged for criminal street gang participation for the first offense of manufacturing, selling, giving, distributing or possessing a controlled substance or imitation controlled substance with the intent to manufacture, sell, give, or distribute the substance. Currently, a person can only be charged for criminal street gang participation for a second or subsequent violation of such crime.

# GENERAL GOVERNMENT

## The following bills passed:

**HB 1689** (Landes) Regulation of municipal solid waste.

**HB 2010** (Suit)/**SB 955** (Quayle) Makes numerous changes to the affordable housing law including authorizing establishment of housing trust funds and allowing acceptance of cash in lieu of affordable units.

**HB 2099** (Orrock) Dog license application; delays date requirement that local treasurer transmit to owner.

**HB 2197** (Nixon)/**SB 1393** (Stosch) Libraries; state funded shall have technology protection measures against Internet restrictions.

**HB 2296** (McClellan) Cats and dogs; exempts releasing agencies from obligations of licensure.

**HB 2298** (McClellan)/**SB 868** (Watkins) Localities; gifts and donations of personal property may be delivered to another government entity, etc.

**HB 2380** (May) Provides that the governing body of a locality may, notwithstanding the provisions of the Virginia Public Procurement Act, negotiate and award a contract without competition to an entity that is constructing road improvements pursuant to a special exception condition in order to expand the scope of the road improvements by utilizing cash proffers of others or other available locally generated funds. This bill contains an emergency clause.

**HB 2502** (Lewis) Donations; expands definition thereof to include provision of in-kind resources for event.

**HB 2676** (Ware, O.) Budgets, local; modifies existing requirements for advertising, etc. when a locality amends.

**HB 2729** (Englin) provides that any locality notified by the United States Federal Emergency Management Agency (FEMA) that a change in the FEMA floodplain map concerns or relates to real property within the locality shall provide to each owner of any such property (i) written notification of such change and (ii) contact information for the National Flood Insurance Program.

**HB 2735** (Englin) Provides that any locality may participate in programs offered by the National Association of Counties.

**HB 2834** (Waddell) Home ownership grants; amount localities may provide for certain local government employees.

**HB 2928** (Landes) replaces population brackets and other descriptions found in the Code of Virginia with locality names. This bill is a recommendation of the Code Commission.

**HB 3123** (Alexander) Housing authorities; must hold at least one public hearing to receive views of citizens.

**HB 3129** (Wittman) Service districts; additional powers with regard to dredging of creeks and rivers.

**HB 3141** (Reid) Local governing body tie breakers; eliminates use of an unelected person.

**SB 1000** (Houck) Regulation of taxicab service by localities; public access to financial records.

**SB 1042** (O'Brien) Towing and recovery operators; exemption from liability when rendering emergency assistance.

**SB 1250** (Herring) Provides that any citizen appearing at a public hearing before the governing body of any locality or other political subdivision, or the boards, commissions, agencies and authorities thereof, and other governing bodies of any local governmental entity shall be immune from a civil liability for a violation of § 18.2-499 (willful and malicious injury to another's reputation, trade, business, or profession), or a claim of tortious interference with an existing contract or a business or contractual expectancy, arising from a citizen's statements concerning matters properly before the governing body.

**SB 1400** (Colgan) provides that if the disqualification of a state or local government officer or employee who has a personal interest in a transaction leaves fewer than the number required by law to act, the remaining member or members shall constitute a quorum for the conduct of business and have authority to act for the agency by majority vote.

The following bills failed:

**HB 1240** (Hugo) State employees; effectiveness of alternative work schedule and telecommuting policy.

**HB 1438** (Sickles) Zoning ordinances; provisions on occupancy of residential dwelling unit, penalty.

**HB 2174** (BaCote) provides immunity from civil liability for local officials who participate in the grievance process, except in instances of bad faith or malicious intent.

**HB 2193** (Hull) Local government; equalizes municipal and county taxing authorities.

**HB 2449** (Frederick) Noise abatement structures; local governing bodies to adopt ordinance requiring developers to construct.

**HB 2670** (Griffith) would have repealed the provisions requiring the following types of bills to be filed no later than the first day of a legislative session: charter, claims, optional county form of government, corrections impact, local fiscal impact, sales tax exemption, and Virginia Retirement System.

**HB 2898** (Brink) Cats and dogs; delays effective date for localities to forward license information to treasurer.

**HB 2967** (Bell) provides that a local government officer or employee who recuses himself from participating in a transaction because of a past personal interest in the matter shall disclose the nature of his personal interest. Present law requires disclosure in the case of a recusal based on a present personal interest in the transaction.

**HB 3194** (Ware) provides that any person appearing at a public hearing called by the governing body of a locality or political subdivision, or an agency, authority, board, commission, or other governmental entity shall not be liable for any civil damages for a claim for violation of § 18.2-499 (conspiracy to injure another in trade, business, or profession), for a claim for tortious interference with a business or contractual expectancy, or for statements made in bad faith or with malicious intent resulting from the exercise of his right to speak on matters before a governing body.

**SB 713** (Marsh) Affordable housing; development for low- and moderate-income persons.

**SB 951** (Quayle) Stray animals; allows a person living in any political subdivision to adopt.

## HEALTH AND HUMAN SERVICES

### The following bills passed:

**HB 1691** (Landes) Medical care facilities certificate of public need; transition to elimination thereof.

**HB 2032** (Hamilton) Department for the Aging; long-term care services. Expands the type of long-term care services that must be provided, including transportation, educational, and housing services and opportunities for self-care and independent living.

**HB 2033** (Hamilton)/**SB 1024** (Puller) Health and Human Resources, Secretary of; clarifies powers to implement long-term care policy.

**HB 2035** (Hamilton)/**SB 1230** (Howell) Human papillomavirus vaccine; added as required vaccination.

**HB 2102** (Orrock) Wells, private; prohibits construction thereof within 50 feet of certain property lines

**HB 2198** (Nixon) Electronic health records; requires those purchased by state agency to adhere to accepted standard.

**HB 2210** (O'Bannon) Medical examiner fee; county or city shall be responsible therefor.

**HB 2211** (O'Bannon) Emergency Medical Services Registry and Statewide Trauma Registry; created.

**HB 2319** (Welch) Children; parents' right to make medical decisions ("Abraham's Law").

**HB 2366** (Scott, E. T.)/**SB 998** Water systems; chronically noncompliant systems. Defines "chronically noncompliant waterworks." Authorizes localities to acquire chronically noncompliant waterworks. Requires the Board of Health to promulgate regulations for the implementation of a program to (i) identify chronically noncompliant water systems and (ii) create mechanisms or enforcement options for eliminating underperforming systems.

**HB 2520** (Iaquinto) Health records privacy; creates exceptions to disclose records to law-enforcement officers.

**HB 2684** (Frederick)/**SB 918** (Howell) Revised Uniform Anatomical Gift Act (UAGA); replaces current provisions in the code with this act.

**HB 2691** (Suit) Establishes the Environmental Health Education and Training Fund to support, train, educate, and recognize public- and private-sector individuals in all areas of environmental health.

**HB 2955** (Bell) Temporary detention orders; licensed physician to complete in-person evaluation.

**SB 738** (Cuccinelli) Psychiatric Inpatient Treatment of Minors Act; certain judges, etc. authorized to perform hearings.

**SB 890** (Deeds) Involuntary mental health commitment; emergency custody order to include transportation.

**SB 1117** (Rerras) Senior Alert Program; created.

### The following bills failed:

**HB 598** (Cosgrove) Emergency medical services personnel; required to report child abuse or neglect.

**HB 1538** (Reid) Child day care facilities; exemptions from licensure.

**HB 1633** (Morgan) Mental health, mental retardation, and substance abuse services providers; retaliation prohibited.

**HB 1904** (Albo) Outpatient treatment orders; changes first criterion to include failure to properly take medication.

**HB 1952** (Morgan) Smoke Free Air Act; created.

**HB 2005** (Callahan) Smoke Free Air Act; created.

**HB 2067** (Cosgrove) Indoor Clean Air Act; provides unlawful for any person to smoke in certain establishments.

**HB 2150** (Fralin) Foster care services; term means provision of services to child and his family when needed.

**HB 2245** (Howell, A.) Smoke Free Air Act; created.

**HB 2474** (Crockett-Stark) Involuntary commitment; county police department to provide transportation.

**HB 2612** (Watts) TANF; eligibility for benefits if convicted of drug-related felonies.

**HB 2636** (Watts) Geriatric mental health care services; DMHMRSAS to develop pilot program therefor.

**HB 2877** (McEachin) Human papillomavirus vaccinations; requires health insurers to provide coverage thereof.

**SB 635** (Howell) Adult Fatality Review Team; created, report.

**SB 773** (Miller) Child-friendly visiting rooms; state and local correctional facilities required to provide.

**SB 808** (Marsh) Assisted outpatient treatment; establishes program for severely mentally ill.

**SB 856** (Reynolds) Criminal history background checks; providers licensed by DMHMRSAS.

**SB 981** (Edwards) Involuntary commitment; county police department to provide transportation.

**SB 1388** (Edwards) Mental health courts; Office of Executive Secretary of Supreme Court to establish pilot program.

## **IMMIGRATION**

### The following bills passed:

**HB 1673** (Marshall) creates the Virginia Commission on Immigration as an advisory commission in the executive branch. The purpose of the Commission is to study, report, and make recommendations to address the costs and benefits of immigration on the Commonwealth, including the impact on education, health care, law enforcement, local demands for services and the economy, and the effect on the Commonwealth of federal immigration and funding policies. The Commission expires on August 1, 2009. This bill incorporates HJR 776 (Saxman)

**HB 1921** (Griffith) provides that any person who confiscates, withholds or threatens to withhold any actual or purported passport, immigration document or other government identification document and thereby extorts money, property, or pecuniary benefit is guilty of a Class 5 felony. HB 2264 (Albo) and HB 2924 (Ebbin) are incorporated into this bill. This bill is similar to SB 815 (Cuccinelli).

**SB 815** (Cuccinelli) provides that any person who destroys, removes, confiscates, or possesses, any actual or purported passport, immigration document, or other government identification document, and



thereby extorts money, property, or pecuniary benefit or any note, bond, or other evidence of debt from him or any other person, is guilty of a Class 5 felony. SB 1027 and SB 1227 are incorporated into this bill. This bill is similar to HB 1921.

**The following bills failed:**

**HB 1618** (Frederick) states that it is the responsibility of the Governor to enter into an agreement with federal Immigration and Customs Enforcement that would allow the Department of State Police to enforce civil immigration laws.

**HB 1918** (Cole) / **HB 1970** (Albo) Illegal aliens; it is unlawful to be in Virginia if in United States illegally.

**HB 1970** (Albo) provides that any alien who is present in the United States illegally and is removable, as verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor, but the offense is not a primary offense. HB 2936 (Miller) is incorporated into this bill.

**HB 2322** (Gilbert) adds a presumption, subject to rebuttal, against admitting to bail any person charged with a felony who is identified as being present in the United States illegally.

**HB 2435** (Albo) prevents an alien not lawfully in the United States from obtaining legal domicile in the Commonwealth. HB 2934 (Miller) is incorporated into this bill.

**HB 2448** (Frederick) requires that a jailer shall reasonably attempt to verify the citizen status of certain persons who are confined in jail and that the Department of Corrections shall issue guidelines for such verifications. The bill also requires the Virginia State Bar to investigate the practice of providing legal advice to illegal immigrants and to establish related guidelines on unauthorized practice of law.

**HB 2605** (Watts) Illegal immigrants; document verification for employment of, penalty.

**HB 2622** (Reid) provides that any person who as a part of a commercial enterprise harbors, transports, or conceals an alien is guilty of a Class 6 felony if he knew that the alien was in the United States illegally.

**HB 2629** (Reid) Matrícula Consular cards; not to be relied upon as evidence that individual is State resident.

**HB 2688** (Reid) Workers' compensation; benefits paid to unauthorized aliens.

**HB 2751** (Hurt) possession of firearms by illegal aliens; prosecution. Allows a certified "Certificate of Nonexistence of Record" from the United States Department of Homeland Security to be admitted into evidence without proving the signature, authority, or seal of the executing individual.

**HB 2826** (Gilbert) Security and Immigration Compliance Act; public bodies, etc. who intend to contract to register, etc.

**HB 2931** (Miller, J.) provides that no local government shall enact any ordinance or policy that limits or prohibits a law-enforcement officer, local official, or local government employee from communicating or cooperating with federal officials with regard to the immigration status of any person within the Commonwealth. Also, various other provisions are put into place to ensure cooperation regarding determination of the immigration status of an individual.

**HB 2934** (Miller) /**HB 2435** (Albo) prevents an alien not lawfully in the United States from obtaining legal domicile in the Commonwealth.

**HB 3130** (Byron) BPOL tax; refusal to grant and revocation of business licenses.

## LAND USE

### The following bills passed:

**HB 2265** (Rust) Changes the date from 1953 to 1975 for purposes of validating subdivision plats that failed to comply with the technical requirements for recordation existing at the time such plat was recorded.

**HB 2503** (Toscano) Development rights; county and adjacent city may enter voluntarily into an agreement.

**HB 2544** (Lingamfelter) Subdivision plats; local planning commission, etc to forward to appropriate state agency for review.

**HB 3031** (Marshall, R.) Requires that certain utilities receive notice of comprehensive plan amendments affecting electrical transmission lines. Also, provisions related to electrical transmission line corridors are added to the comprehensive plan enabling statute and to State Corporation Commission provisions.

### The following bills failed:

**HB 3115** (May) Eminent domain; compensation for damage to viewshed.

**SB 1268** (Herring) grants general impact fee authority to "high-growth" localities. Any locality that includes within its comprehensive plan a calculation of the capital costs of public facilities necessary to serve residential uses may impose and collect impact fees to cover the costs of issuing permits for residential uses in amounts sufficient to defray all or part of the capital costs of public facilities related to residential development. Impact fees imposed and collected shall only be used for public facilities that are impacted by a particular development project; however, the fees may be used in the general area of the project.

**SB 1329** (Williams) Subdivision ordinance; provisions to adopt guidelines for design/construction of public facilities.

**SB 1376** (Herring) Comprehensive plan; governing body desiring an amendment to prepare & submit to public hearing.

## PERSONNEL

### The following bills passed:

**HB 2370** (Tata)/**SB 1218** (Hanger) increases health insurance credits for retired teachers and other local school board employees.

**HB 2738** (Englin)/**SB 758** (Stosch) Minimum wage Act; repeals exclusion for persons who have reached age 65.

**HB 2764** (Hurt) requires localities to provide information about relevant benefit options and programs in writing to any local employee who develops a life-threatening health condition.

**HB 3132** (Moran) requires employers to allow an employee who is a victim of a crime to leave work, without compensation, to exercise his right to be present at criminal proceedings relating to the crime. An employer may limit the leave if it creates an undue hardship.

### The following bills failed:

**HB 2186** (Miller) Line of Duty Act; definition of deceased person to include individual who suffers a heart attack or stroke during, or not later than 24 hours after, nonroutine, stressful, or strenuous law-enforcements situations, fire suppression, rescue, or other such activities.

**SB 9** (Reynolds) participation of employees of local governments, local officers, teachers, and retirees and dependents of such persons, with the approval of local government, in the state employee health plan established pursuant to § 2.2-2818.

**SB 377** (McDougle) Commonwealth and political subdivisions to continue to provide health insurance benefits to any employee who is a reservist or member of the National Guard and is called to active duty, as well as to dependents.

**SB 1242** (Whipple) Localities that self-fund a health insurance program for officers and employees. Extension of coverage to other persons as mutually agreed upon by the locality and the policyholder.

## **PUBLIC SAFETY**

### The following bills passed:

**HB 1603** (Rapp) Multiline telephone systems; owner or operator thereof ability to identify location from 9-1-1 call.

**HB 1625** (Ingram) Provides that any person holding public office who is convicted of any offense that requires registration on the Sex Offender and Crimes Against Minors Registry, as defined in § 9.1-902, and for whom all rights of appeal under Virginia law have expired, shall forfeit the public office.

**HB 1932** (Rapp)/**SB 1016** (Norment) clarifies that a local jail farm may be used to hold or confine a person who could be held or confined in a regional or local jail.

**HB 2410** (Athey) Amber Alert Programs; amends definition of an abducted child to include secondary school students. This bill incorporates **HB 2255** (Waddell).

**HB 3008** (Marsden) Uniform crime reports; shall be distributed in an electronic format.

**HB 3048** (Miller, P.)/**SB 1318** (Puckett) Emergency management plans; local and interjurisdictional agency to review.

**SB 787** (Stosch) Animal emergency response plan; Department of Emergency Management to address needs thereof.

**SB 1069** (McDougle) Drug and alcohol treatment program; local or regional jail may establish for inmates.

**SB 1108** (Wampler) Emergency preparedness; makes several revisions related to orders of isolation and quarantine.

**SB 1121** (Cuccinelli) Police; expands authority thereof in civil matters.

**SB 1202** (Wampler) Emergency management and preparedness; mutual aid agreements.

### The following bills failed:

**HB 1246** (Hugo) Driver's licenses; first-time applicants to complete approved driver education program.

**HB 1655** (Lohr) Learner's permits; required driving hours for holders.

**HB 2034** (Hamilton) Prisoners; payment for health care costs by local and state correctional facilities.

**HB 2324** (Gilbert) Methamphetamine; manufacturing, selling, giving, and distributing thereof.

**HB 2585** (Janis) Motorcycle helmets; exempted from wearing thereof on certain byways and highways.

**HB 2587** (Janis) Running a red light; increases penalty therefor. This bill incorporates **HB 2761** (Hurt).

**HB 2745** (Englin) Child-friendly visiting rooms; state and local correctional facilities required to provide.

**HB 2912** (Bowling) Cell phones; bans use thereof by drivers of school buses and passenger-carrying commercial vehicles.

**SB 1032** (O'Brien) Accident reports; law-enforcement officers to report if use of cell phone was factor in accident.

**SB 1234** (Obenshain) Methamphetamine; manufacturing, selling, giving, and distributing thereof.

**SB 1308** (Newman) Provides that sheriffs may designate deputies that will provide only partial courthouse security, primarily guarding the entrances and working metal detectors. The bill also provides that the Department of Criminal Justice Services will establish an abbreviated two-week training course for such deputies. Currently, deputies used in this limited role must attend the same training as those who are fulfilling all the duties of courthouse and courtroom security officers, which lasts between six and eight weeks.

## **TELECOMMUNICATIONS**

### The following bills passed:

**HB 1603** (Rapp) Multiline telephone systems; owner or operator thereof ability to identify location from 9-1-1 call.

**HB 1885** (Marshall) Voice-over-Internet protocol services; revises definition

## **TRANSPORTATION**

### The following bills passed:

**HB 1729** (Lohr) School buses; maximum speed limit therefor.

**HB 1908** (Albo) Child restraint devices; raises booster seat age, prohibits certain in front seat.

**HB 2380** (May) Road improvements; use of cash proffers by localities.

**HB 2387** (May) Allows local governing bodies by ordinance to limit to no more than two hours the parking on streets adjacent to commercial business areas of vehicles with gross weights in excess of 12,000 pounds or lengths of 30 feet or more, unless actively engaged in loading or unloading operations.

**HB 2462** (Rust) Toll facilities; operation of photo-monitoring or automatic vehicle identification systems.

**HB 3045** (Miller, J.) Safety inspection stickers and vehicle inspections; required for parked vehicles.

**HB 3046** (Miller, J.) Private roads as highways; governing body of any county, etc. may adopt ordinances designating.

**SB 1110** (Houck) Service districts; additional powers with regard to road construction and maintenance.

The following bills failed:

**HB 841** (Frederick) Local Partnership Programs; payment schedule for reimbursement of funds to locality.

**HB 1675** (Scott, E.T.) Revenue-sharing funds; may be used to construct, etc. highway system located between localities.

**HB 1893** (Albo) Federal transportation enhancement grants; distribution of funds on basis of population.

**HB 2206** (Wardrup) Highway construction projects; shortens time for state agencies to respond for permits requested.

**HB 2286** (Watts) Loitering; prohibited in the rights-of-way of certain highways.

**HB 2310** (Lingamfelter) Transportation projects, local; state funding for portions thereof.

**HB 2379** (May) School bus stops; local governing bodies and VDOT to mark pavement of highways to indicate.

**HB 2922** (Shannon) VDOT; annual statistical report concerning highway and arterial roadway levels of service.

**SB 431** (Davis) Route 674; prohibition on transportation of hazardous materials in Fairfax County.

**SB 1008** (Saslaw) High-occupancy toll (HOT) lanes; revises procedures and penalties involved therewith.

## **WEAPONS**

The following bill passed:

**HB 2547** (Carrico) Firearms; regulation by counties for hunting.

The following bills failed:

**HB 704** (Hogan) Firearms, discharge of, or hunting; certain local ordinances invalid.

**HB 2235** (Nutter) Concealed handgun permits; recognition of out-of-state permits.

**HB 2405** (Athey) Concealed handguns; person to inform law-enforcement officer of his possession thereof.

**HB 2406** (Athey) Concealed weapons; creates new exemption to general prohibition against carrying.

**HB 2768** (Hurt) Possession of certain firearms by persons under the age of 18; parental consent.

**HB 2998** (Scott, J.) prohibits a person who has had his parental rights terminated based upon a finding of aggravated circumstances from purchasing, possessing, or transporting a firearm.

**SB 1364** (Howell) Firearms; prohibits possession thereof at a child day center.

## STUDIES

### The following studies passed:

**HJ 637** (O'Bannon) Childhood obesity; joint subcommittee to study problem in public schools.

**HJ 652** (Welch)/**SJ 327** (Puller) Prisoner Reentry to Society, Joint Subcommittee Studying Program for; continued.

**HJ 692** (Cline) continues for an additional year the joint subcommittee studying long-term funding sources for the purchase of development rights to preserve open-space land and farmlands. Incorporates HJR 576 (Lewis).

**HJ 686** (Plum) Directs the Commission on Electric Utility Restructuring to include in its deliberations an evaluation of the efficacy of a voluntary program to encourage the production of electricity from renewable resources.

**HJ 696** (Miller, J.) Residential dwelling units; Housing Commission to study overcrowding and its impact on neighborhoods.

**HJ 701** (Hamilton)/**SJ 390** (Newman) Health care providers; joint subcommittee to study feasibility of offering liability protection.

**HJ 729** (Cox) Virginia Preschool Initiative; JLARC to study.

**HJ 743** (Rust) Fire and rescue squad volunteers; joint subcommittee to study incentives to recruit, etc.

**SJ 329** (Locke) High school dropout and graduation rates; Board of Education to study.

**SJ 361** (Ticer) Waste minimization, reuse, and recycling; Joint Legislative Audit and Review Commission to study.

**SJ 366** (Whipple) Study; Virginia Housing Commission; state incentives for targeted affordable housing development and regional planning initiatives.

**SJ 372** (Norment) Health insurance; joint subcommittee to study experience pool for educators, etc. Incorporates **SJ 308** (Miller).

**SJ 377** (O'Brien) Adoption; Department of Taxation to study current financial incentives in other states to support.

**SJ 385** (Wagner) Fuel-efficient vehicles and transportation funding; joint subcommittee to study.

**SJ 395** (Hanger) Substance abuse; JLARC to study impact of issue related thereto on state & local fiscal expenditure.

**SJ 401** (Hanger) Study; continues the joint subcommittee studying long-term funding for the purchase of development rights to preserve open-space and farmlands; report. Incorporates **SJ 396** (Ticer).

**SJ 418** (McDougle) Judicial circuits; joint Senate & House Committees for Courts of Justice to study redistricting.

The following studies failed:

**HJ 102** (Gear) Chesapeake Bay Bridge-Tunnel; joint subcommittee to study selling or leasing to private operator.

**HJ 129** (O'Bannon) Study; Emergency preparedness plans for residents of special needs facilities; report.

**HJ 589** (Marshall) Study; light rail transportation along the Washington and Old Dominion Rail Trail.

**HJ 597** (Peace) Sales tax nexus; joint subcommittee to study.

**HJ 602** (Saxman) Unfunded state mandates; joint subcommittee to study.

**HJ 607** (Caputo) State highway, passenger rail, and mass transit programs; joint subcommittee to study financing.

**HJ 613** (Purkey) Uninsured population; Joint Legislative Audit and Review Commission to study.

**HJ 623** (McQuigg) Highways; joint subcommittee to study desirability, etc. of replacing administrative classification.

**HJ 630** (Marshall) Highway user fees; joint sub. to study feasibility of creating equitable system for charging fees.

**HJ 636** (O'Bannon) Persons w/mental illness; Joint Commission on Health Care to study housing opportunities therefor.

**HJ 640** (Amundson) School boards; JLARC to study implications of granting fiscal autonomy to those elected.

**HJ 648** (Watts) Absentee ballots; joint subcommittee to study processing thereof before election day.

**HJ 649** (Watts) Electronic personal health records; Joint Commission on Health Care to study increased use thereof.

**HJ 687** (Plum) Electronic waste (eCycling); Joint Commission on Technology & Science to study collection, etc.

**HJ 691** (Frederick) would have established an 11-member joint subcommittee to study an Urban Partnership Agreement between the Counties of Arlington, Fairfax, Loudoun, and Prince William, the Cities of Fairfax and Alexandria, the Virginia Department of Transportation, the Virginia Department of Rail and Public Transportation, and the United States Department of Transportation.

**HJ 704** (Amundson) Long-term care; joint subcommittee to study prepaid program for citizens.

**HJ 705** (Amundson) Affordable workforce housing; Housing Commission to study availability thereof.

**HJ 706** (Hall) High school dropout and graduation rates; Board of Education to study.

**HJ 707** (Hurt) Law-enforcement officers; joint subcommittee to study establishment of protocols for those killed.

**HJ 708** (Hall) Eminent domain; JLARC to study current state of law regarding exercise thereof.

**HJ 710** (Hogan) Adult group homes; JLARC to study financial oversight therefor in state.

**HJ 711** (Hugo) Workforce housing; Housing Commission to study initiatives for employers to provide employees.

**HJ 712** (Hugo) Driver education programs; joint subcommittee to study feasibility of privatizing in public schools.

**SJ 46** (O'Brien) Immigrants; Joint Legislative Audit and Review Commission to study impact of those undocumented.

**SJ 93** (Stolle) Sheriffs departments; JLARC to study staffing standards.

**SJ 326** (Bell) Consumption of goods and services; joint subcommittee to study viability of fair tax thereon.

**SJ 358** (Ticer) Northern Virginia land preservation; Department of Conservation & Recreation & task force to study.

**SJ 365** (Whipple) Study; Virginia Housing Commission; feasibility of granting additional authority to local government to develop innovative housing policies and programs; report.

**SJ 393** (Norment) Real property tax classifications and homestead exemption program; joint subcommittee to study.

**SJ 404** (Norment) Eminent domain; JLARC to conduct comprehensive study of use thereof by governmental entities.

**SJ 419** (Miller) Gang prevention activities; joint subcommittee to study availability and efficacy thereof.