



County of Fairfax, Virginia

MEMORANDUM

DATE: February 11, 2008

TO: Board of Supervisors

FROM: Anthony H. Griffin 
County Executive

SUBJECT: 2008 Legislative Report No. 2 – Board Legislative Committee Meeting of February 1

The “crossover” date of the 2008 General Assembly is scheduled for February 12, 2008. This is one of the most significant dates for the conduct of legislative activities. The House and Senate are required to dispose of their own non-budget legislative initiatives by crossover, and thereafter consider only actions taken by the other body. In order to meet that deadline, the House and Senate committees have been meeting frequently during the past week; the House met in pro forma session over the weekend in order to expedite its floor action on Monday.

The Legislative Committee met on February 1 to consider several issues of importance to the County and offers the following report and recommendations for action to the Board:

Legislative Committee Actions of February 1, 2008:

Members Present: Chairman Gerald E. Connolly
Supervisor Sharon Bulova
Supervisor John W. Foust
Supervisor Pat Herrity
Supervisor Catherine M. Hudgins
Supervisor Linda Q. Smyth

I. Fairfax County Legislative Summary

The Committee discussed the status of legislation that was initiated by the Board and legislation for which the Board had previously taken positions.

II. Specific Legislation

HB 90 (Nichols) (HRUL) requires all public contractors and their subcontractors to register and participate in a federal Electronic Work Verification Program or similar electronic verification of work authorization program to determine that their employees and individual independent contractors are legally eligible for employment in the United States. Contractors and subcontractors are required to verify the employment status of their employees and independent contractors, and are prohibited from employing or contracting with an individual who is not determined to be legally eligible for employment in the United States as determined through the verification of the individual's status. Contractors who do not register and participate in the registration program are ineligible for prequalification. Oppose; many implementation concerns. (088276654)

HB 119 (Landes) (HGL) requires the local county, city, or town attorney to represent Soil and Water Conservation Districts in any suits or actions brought by the districts or district directors. Currently, attorneys for the Commonwealth are charged with the responsibility of representing districts and district directors. Oppose unless amended to eliminate mandate on provision of services by local government attorneys. (House Committee substitute)

HB 133 (Ware, O.) (HTRAN) allows the DMV Commissioner to consider any parking citation, not just those issued only a vehicle owner's jurisdiction of residence, when refusing to issue or renew any vehicle registration to any applicant who owes fees or taxes to such county, city, or town. Support. (081047776)

HB 579 (Cosgrove) (HFIN)/**HB 1120** (Purkey) modifies the current formula that compensates dealers with a percentage of the sales and use tax they collect by including the local sales and use tax collected in the Northern Virginia Transportation District and the Hampton Roads Transportation District on motor vehicle repair services. Oppose. (082541536, 083025828)

HB 627 (May) (STRAN) provides that a responsible public entity must require a private entity to pay the costs for an independent verification of any traffic and cost estimates associated with the private entity's proposal and also provide a full accounting of all public costs and potential liabilities to which taxpayers would be exposed, with all such information to be fully disclosed prior to entering into any interim agreement. Support; has been amended to address Board's concerns. (083507620-H1)

HB 901 (Scott, J.M.) (HCCT) Allows localities comprising Planning District 8, which is composed of the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park; the towns of Dumfries, Herndon, Leesburg, Purcellville, and Vienna; and the counties of Arlington, Fairfax, Loudoun, and Prince William, to provide for the use of funds, other than state funds, to provide grants, loans, and other assistance for local government and school board employees, as well as employees of local constitutional officers, to purchase or rent residences for use as the employee's principal residence within the locality. Support. (082384720)

HB 1488 (Sherwood) (HCT)/**SB 164** (Lucas) (SFloor) provides that no complaining witness of any alleged offense involving criminal sexual activity shall be requested to submit to a polygraph examination as a condition of proceeding with an investigation of the offense. Support; VAWA funding contingency. (088903520, 086517824)

HB 1514 (Byron) (HFIN) allows manufacturers to elect an apportionment formula of multiplying their income by the sales factor or using the formula prescribed for other businesses, whether the manufacturers have a sales factor or not. Recommend study of the issue; this change in the apportionment formula for state taxation of multi-state businesses may also impact local BPOL revenues. Support study, as in HJ 177 (Byron)/SJ 101 (Stosch). (088887448)

HJ 177 (Byron) (HRUL)/**SJ 101** (Stosch) (SFloor) provides for a joint committee of the Senate Committee on Finance and the House Committee on Finance to study the benefits, economic impact, and fiscal impact of adopting a single sales factor to apportion the income of multistate corporations for purposes of the corporation income tax. The joint committee may form a Single Sales Factor Advisory Work Group consisting of interested parties to assist in the study. Monitor. (089828448, 082387332-E)

SB 352 (Stosch) (SFloor) includes technology applications in the definition of "qualifying project" under the Public-Private Education Facilities and Infrastructure Act (PPEA). Oppose. (082402332-S2)

SB 690 (Watkins) (SFloor) authorizes the Department of Environmental Quality to reimburse localities for the costs of nutrient removal upgrades at publicly owned treatment works on a monthly basis so long as there is written certification from the grant recipient that the local share of the project costs have been expended. Support. (083957348)

III. Legislation Provided for Discussion

Two items were brought to the Legislative Committee for discussion. The Committee took a position on these bills, **HB 579** and **HB 1120**, as reflected above.

IV. Legislation Provided for Information

SB 186 (Herring) (SFloor) requires VDOT to collect and report certain statistical information. Requires VDOT to collect and report data regarding the modal shares of trips for driving, transit, carpooling, telecommuting, walking, and biking in Northern Virginia, Hampton Roads, Richmond, and Fredericksburg. (083522240-S1)

Immigration-Related Bills – for information

HB 820 (Albo) (HRUL)/**SB 609** (Stolle) (SFIN) requires a jail officer to inquire of a person in his custody as to whether the person is a citizen of the United States and to communicate the results of the inquiry, including a result specifying that this information is unknown, to the Local Inmate Data System of the State Compensation Board. The State Compensation Board shall submit the data on any such person to the Central Criminal Records Exchange. The State Police shall forward this information to the Law Enforcement Support Center of the United States Immigration and Customs Enforcement along with a request that the Law Enforcement Support Center respond as to the person's immigration status. Any response received by the State Police from the Law Enforcement Support Center concerning an individual's immigration status shall be transmitted to the State Compensation Board for inclusion in the Local Inmate Data System. The bill requires officer in charge of a correctional facility to verify that such information is in the Central Criminal Records Exchange and to request that the Law Enforcement Support Center respond as to the person's immigration status. (084213404, 080278328-S1)

SB 623 (Stolle) (SCT) provides that a judicial officer shall presume, subject to rebuttal, that no condition or combination of conditions will reasonably assure the appearance of the person or the safety of the public if (i) the person is currently charged with an offense listed in subsection A of § 19.2-297.1 (acts of violence), subsection C of § 17.1-805 (acts of violence), or any felony offense under Chapter 4 (§ 18.2-30 et seq.) of Title 18.2 (crimes against the person), any felony offense under Article 1 (§ 18.2-247 et seq.) of Chapter 7 of Title 18.2 (drug offenses), or any offense under Articles 2 (§ 18.2-266 et seq.), 4 (§ 18.2-279 et seq.), 5 (§ 18.2-288 et seq.), 6 (§ 18.2-299 et seq.), or 7 (§ 18.2-308 et seq.) of Chapter 7 of Title 18.2 (crimes involving health and safety), and (ii) the court determines that the person is illegally present in the United States. This presumption shall exist unless and until notification is received from the United States Immigration and Customs Enforcement that it does not intend to detain the person. (081698838)

Taxation – for information

HB 1318 (O'Bannon) (HFIN) establishes a mechanism to provide tax relief to Virginia taxpayers when the Auditor of Public Accounts determines the Revenue Stabilization Fund has reached its maximum size as provided in the Constitution of Virginia. The excess funds will be deposited in a special nonreverting fund titled the Virginia Taxpayer Surplus Relief Fund and must be used by the next session of the General Assembly to provide tax relief to Virginia taxpayers.

V. Specific Issues

- **SB 768** (Watkins): Staff presented information on the provisions and status of **SB 768** as it was reported from Senate Local Government and referred to Senate Finance. The Committee discussed which forms of proffers currently negotiated by the County, such as workforce housing and affordable dwelling units, would be disallowed under the new system of impact fees, should **SB 768** become law. Since the Committee's discussion, **SB 768** was reported from Senate Finance on February 6 (12-Y, 2-N, 2-A); it will be on the Senate Floor today.

Attachments: Supplementary Documents dated February 1, 2008

cc: Edward L. Long, Jr., Deputy County Executive
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February 11, 2008

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**FAIRFAX COUNTY
LEGISLATIVE SUMMARY**

2008 GENERAL ASSEMBLY

February 11, 2008

Fairfax County Legislative Summary 2008 General Assembly

Board of Supervisors Report Key

Bill No. – Patron, (District No.) Bill Title	Committee/Floor Actions	
<p>HB 589 - Watts (39) Blue Star Memorial Highway; designating as portion of Old Keene Mill Road in Fairfax County.</p>	<p>1/10/2006 House: Referred to Committee on Transportation</p>	<p>12/5/2005</p>
<p>Initiate (067916260) Summary: Designates a portion of Old Keene Mill Road in Fairfax County a "Blue Star Memorial Highway."</p>		

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

Bold = Board Position, **[]** = BOS Legislative Committee Position (LD No. is version of bill on which position was taken)
Summary -- Reflects latest version of summary available on the Legislative Information System Web Site (If not noted otherwise, reflects summary as introduced)

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[HB 481](#) Driver's license, provisional; primary offense.

[HB 675](#) Discrimination; Fairfax County to prohibit in executive form of government.

[HB 679](#) Zoning ordinance; civil penalties for violations.

[HB 1061](#) Zoning ordinances; may prescribe an appeal period of less than 30 days.

[HB 1086](#) Zoning appeals; written notice of zoning violation.

[HJ 171](#) Endocrine disrupting compounds; Department of Environmental Quality to study effects on environment.

[SB 237](#) Localities; allowed to make donations to nonprofit association furnishing services to community.

[SB 300](#) Dangerous weapons; governing body has authority to restrict in governmental facilities.

[SB 704](#) Nonprofit foundations; gifts & donations by localities thereto support public parks, libraries, etc.

[SB 723](#) Driver's license, provisional; primary offense.

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(Oppose or Amend) :

[HB 49](#) Utility easements; conveyance thereof subject to condition is void if not used within 20 years.

[HB 55](#) English; designating as official language of State.

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Fairfax County Positions

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Fairfax County Positions

**** * *Legislation No Longer Under***

Consideration

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Incorporated into Other Legislation,
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[HB 857](#) Adult Fatality Review Team; created, report.

[HB 1173](#) Motorcyclists; allows certain persons at least 21 years of age to ride without helmets.

[HB 1279](#) Transportation district commissioners; raises per diem.

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[HJ 56](#) Constitutional amendment; exempts certain homeowners from taxation (second reference).

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[SB 32](#) Libraries; localities may adopt an ordinance prohibiting firearms, etc. on premises.

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[SB 257](#) Interoperability Executive Committee; codifies Committee, report.

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Fairfax County Initiatives

Bills Introduced at Fairfax County's Request

Bills	General Assembly Actions	Date of BOS Position
HB 466 - Watts (39) Zoning ordinance; administrator or locality to record notice of enforcement action in land records.	1/7/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N)	12/3/2007
<p>Initiate (087041324) Summary: Allows a zoning administrator or locality to record a notice of zoning ordinance enforcement action in the land records when there is an injunction or other zoning ordinance enforcement action pending against a property owner for a violation related to the maximum number of dwelling units permitted on a lot or the maximum occupancy limitations of a residential dwelling unit. Once recorded in the land records under the name of the property owner, successors in interest and assigns will be bound by the outcome of the litigation.</p>		
HB 481 - Rust (86) Driver's license, provisional; primary offense.	1/7/2008 House: Referred to Committee on Transportation 2/7/2008 House: Passed by indefinitely in Transportation (13-Y 6-N)	12/3/2007
<p>Initiate (088288324) Summary: Provisional driver's license; primary offense. Removes secondary offense designation and makes violations of passenger limits, curfew, and wireless communications use primary offenses.</p>		
HB 675 - Plum (36) Discrimination; Fairfax County to prohibit in executive form of government.	1/8/2008 House: Referred to Committee on Counties, Cities and Towns	12/3/2007
<p>Initiate (088289324) Summary: Urban county executive form of government; discrimination based on sexual orientation. Allows Fairfax County (the only county with such form of government) by ordinance to prohibit discrimination in housing, real estate transactions, employment, public accommodations, credit, and education on the basis of sexual orientation. Such authority currently exists with regard to race, color, religion, sex, pregnancy, childbirth or related medical conditions, national origin, age, marital status, or disability.</p>		
HB 679 - Hull (38) Zoning ordinance; civil penalties for violations.	1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N)	12/3/2007
<p>Initiate (087042324) Summary: Requires the general district court, upon a finding of liability, to order a violator of a zoning ordinance to abate or remedy the violation in compliance with the zoning ordinance within a period not to exceed 30 days. In addition, the bill provides that should the violator choose to waive trial, admit liability, and pay the civil penalty, the violator will have to first agree in writing to abate or remedy the violation within a specified timeframe.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
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<p><u>HB 1061</u> - Amundson (44) Zoning ordinances; may prescribe an appeal period of less than 30 days.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N) 2/6/08 House: Passed House BLOCK VOTE (99-Y 0-N) 2/8/2008 Senate: Referred to Committee on Local Government</p>	<p>12/3/2007</p>
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Initiate (087040324)
Summary: Provides that a zoning ordinance may prescribe an appeal period of less than 30 days, but not less than 10 days, for a notice of violation involving maximum occupancy limitations of a residential dwelling unit.

<p><u>HB 1086</u> - Sickles (43) Zoning appeals; written notice of zoning violation.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns (22-Y 0-N) 2/6/2008 House: Read third time and passed House BLOCK VOTE (99-Y 0-N) 2/7/2008 Senate: Referred to Committee on Local Government</p>	<p>12/3/2007</p>
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Initiate (087039324)
Summary: Provides that a written notice of a zoning violation or a written order of the zoning administrator that includes such statement sent by registered or certified mail to, or posted at, the last known address of the property owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall be deemed sufficient notice to the property owner and shall satisfy the notice requirements under general law.

<p><u>HJ 171</u> - Bulova (37) Endocrine disrupting compounds; Department of Environmental Quality to study effects on environment.</p>	<p>1/9/2008 House: Referred to Committee on Rules</p>	<p>12/3/2007</p>
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Initiate (083238324)
Summary: Requests the Department of Environmental Quality to examine the effects of endocrine disruptor compounds (EDCs), the pollutant identified as responsible for "intersex fish." The Department will: (i) consult with federal, state, regional, and local authorities as well as solid waste and wastewater associations and agencies to monitor the ongoing federal research and efforts to catalog and assess the effects of EDCs on the environment and human health; (ii) evaluate the fiscal and regulatory impact of potential changes to the federal standards for wastewater treatment, drinking water treatment, and stormwater management practices to manage the negative effects of EDCs; (iii) evaluate the feasibility of implementing a statewide, public-private program to facilitate the collection and proper disposal of unused medicines containing EDCs; and (iv) examine current laws and regulations that may limit or prohibit viable medicinal take-back options at the state or local level.

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Bills	General Assembly Actions	Date of BOS Position
<u>SB 237</u> - Whipple (31) Localities; allowed to make donations to nonprofit association furnishing services to community.	1/7/2008 Senate: Referred to Committee on Local Government 1/15/2008 Senate: Reported from Local Government (14-Y 1-N) 1/21/2008 Senate: Read third time and passed Senate (39-Y 1-N)	12/3/2007
<p>Initiate (088290324) Summary: Donations by localities. Allows localities to make donations to any nonprofit association or organization furnishing services to beautify and maintain communities and/or to prevent neighborhood deterioration.</p>		
<u>SB 300</u> - Whipple (31) Dangerous weapons; governing body has authority to restrict in governmental facilities.	1/8/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Failed to report (defeated) in Local Government (5-Y 10-N)	12/3/2007
<p>Initiate (088287324) Summary: Dangerous weapons in government facilities. Provides that the governing body of any locality may, by ordinance, make it unlawful for any person to possess a dangerous weapon upon the property, including buildings and grounds thereof, of any facility that is owned or leased by that locality and used by it for governmental purposes.</p>		
<u>SB 704</u> - Puller (36) Nonprofit foundations; gifts & donations by localities thereto support public parks, libraries, etc.	1/16/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Reported from Local Government with amendment (15-Y 0-N) 1/28/2008 Senate: Read third time and passed Senate (40-Y 0-N)	1/7/2008
<p>Initiate (084798324) Summary: Gifts and donations by localities to certain nonprofit foundations. Provides that a locality may make gifts and donations to nonprofit foundations established to support the locality's public parks, libraries, and law enforcement. For the purposes of this bill, "donations" to any such foundation shall include the lawful provision of in-kind resources.</p>		
<u>SB 723</u> - Barker (39) Driver's license, provisional; primary offense.	1/17/2008 Senate: Referred to Committee on Transportation 1/24/2008 Senate: Continued to 2009 in Transportation (15-Y 0-N)	12/3/2007
<p>Initiate (088864201) Summary: Provisional driver's license; primary offense. Removes secondary offense designation and makes violations of passenger limits, curfew, and wireless communications use primary offenses.</p>		

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Fairfax County Positions
(Oppose or Amend)

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 49 - Cole (88) Utility easements; conveyance thereof subject to condition is void if not used within 20 years.</p>	<p>12/5/2007 House: Referred to Committee for Courts of Justice 1/21/2008 House: Referred from Courts of Justice by voice vote 1/21/2008 House: Referred to Committee on Commerce and Labor</p>	<p>1/28/2008</p>
<p>Oppose (087900468) Summary: Utility easements. Provides that any conveyance of an easement for the location, construction, or installation of facilities to be used to provide utility services shall be subject to the condition that it is void if the easement has not been used within 20 years.</p>		
<p>HB 55 - Lingamfelter (31) English; designating as official language of State.</p>	<p>12/5/2007 House: Referred to Committee on Rules 2/5/2008 House: Continued to 2009 in Rules by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (081753600) - Compromises ability of local government to provide services to legal residents. Summary: English as the official language of the Commonwealth. States that, except as provided by federal law, English is the official language of the Commonwealth, and no state agency or local government shall provide or otherwise assist in providing any documents, information, literature, or other written materials in any language other than English. The bill provides exceptions to this general rule for any documents, information, literature, or other written materials in a language other than English used in connection with foreign language instruction, administration of justice in the courts of the Commonwealth, law-enforcement purposes, or the provision of health care services.</p>		
<p>HB 74 - Purkey (82) Real estate tax; limitation on rates by localities.</p>	<p>12/7/2007 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (082201692) - Historical Board position; restricts local authority. Summary: Real estate tax rates. Requires each locality to lower its real estate tax rate for the forthcoming tax year to produce no more than the previous year's real property tax levies when any annual assessment, biennial assessment, or general reassessment of real property by the locality would result in an increase in the total real property tax levied. The locality may increase the rate above the reduced rate after a public hearing held no sooner than 30 days after the rate reduction. The bill has a delayed effective date of January 1, 2009.</p>		
<p>HB 76 - Toscano (57) Recordation tax; changes basis on which are calculated.</p>	<p>12/7/2007 House: Referred to Committee on Finance 2/4/2008 House: Continued to 2009 in Finance by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (087909752) - See also HB 1394 and SB 551. Summary: Recordation taxes; basis. Changes the basis on which recordation taxes are calculated on the transfer of real estate to the stated consideration for the real estate. Under current law the basis is the consideration for the real estate or the value of the real estate, whichever is greater.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 90 - Nichols (51) Public Procurement Act; verification of legal presence of contractors for employment.</p>	<p>12/13/2007 House: Referred to Committee on Rules</p>	<p>[2/1/2008]</p>
<p>[Oppose] (088276654) - Many implementation concerns. Summary: Public Procurement Act; verification of legal presence. Requires all public contractors and their subcontractors to register and participate in a federal Electronic Work Verification Program or similar electronic verification of work authorization program to determine that their employees and individual independent contractors are legally eligible for employment in the United States. Contractors and subcontractors are required to verify the employment status of their employees and independent contractors, and are prohibited from employing or contracting with an individual who is not determined to be legally eligible for employment in the United States as determined through the verification of the individual's status. Contractors who do not register and participate in the registration program are ineligible for prequalification.</p>		
<p>HB 102 - Albo (42) Real estate tax; limitation on tax rate in localities.</p>	<p>12/17/2007 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (088295404) - Historical position of the Board; restricts local authority. Summary: Real estate tax; limitation on tax rate. 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. The bill applies for tax years beginning on or after January 1, 2009.</p>		
<p>HB 109 - Cole (88) Firearms; regulation thereof by state entities.</p>	<p>12/17/2007 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2008</p>
<p>Oppose (087907468) - Board has historically opposed. Summary: Regulation of firearms by state entities. Prohibits a state agency, council, commission, or other entity from adopting any rules, regulations, or policies governing the purchase, possession, transfer, ownership, carrying, storage, or transporting of firearms, ammunition, or components or combinations thereof, unless expressly authorized by statute. The prohibition does not apply to state, local, and regional correctional facilities or mental health facilities, nor is it to be construed to prohibit a law-enforcement officer from acting within the scope of his duties. Any rule, regulation, or policy adopted prior to July 1, 2007, except for those specifically authorized by statute, will be invalid.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 119 - Landes (25) Soil and water conservation districts; Attorney General to represent in any suits or actions.</p>	<p>12/17/2007 House: Referred to Committee on General Laws 2/8/2008 House: Reported from General Laws with substitute (21-Y 0-N)</p>	<p>[2/1/2008]</p>
<p>[Oppose Unless Amended] (HGL substitute) - Oppose unless amended to eliminate mandate on provision of services by local government attorneys. Summary: Soil and Water Conservation Districts. Requires the local county, city or town attorney to represent Soil and Water Conservation Districts in any suits or actions brought by the districts or district directors. Currently, attorneys for the Commonwealth are charged with the responsibility of representing districts and district directors.</p>		
<p>HB 124 - Purkey (82) Machinery and tools taxation; exempts certified pollution control equipment and facilities.</p>	<p>12/20/2007 House: Referred to Committee on Finance 2/4/2008 House: Reported from Finance (22-Y 0-N) 2/4/2008 House: Referred to Committee on Appropriations 2/8/2008 House: Continued to 2009 in Appropriations by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (088345692) Summary: Exempts certified pollution control equipment and facilities, placed in service on or after January 1, 2010, from state and local taxation pursuant to Article X, Section 6 (d) of the Constitution of Virginia. The measure also provides that certain machinery and tools placed in service on or after January 1, 2010, are taxable as intangible personal property, thereby excluding such property from local taxation.</p>		
<p>HB 135 - Nichols (51) High-occupancy toll (HOT) lanes; prohibits designation thereof on certain portions of I-95.</p>	<p>12/20/2007 House: Referred to Committee on Transportation</p>	<p>1/28/2008</p>
<p>Oppose (088277654) Summary: HOT lanes. Prohibits the designation of HOT lanes on any portion of I-95 between the Potomac River and the City of Fredericksburg.</p>		
<p>HB 184 - Marshall (13) Real estate tax; relief for certain rehabilitated, renovated, or replacement real property.</p>	<p>12/26/2007 House: Referred to Committee on Rules</p>	<p>1/28/2008</p>
<p>Oppose (082525616) - Unfunded mandate; unwarranted intrusion. Summary: Requires that a person seeking partial tax exemptions or credits on real property taxes for certain rehabilitated, renovated, or replacement property demonstrate that he has the right to be legally present in the United States.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 187 - Marshall (13) Public Procurement Act; expands forms of bid, payment, and performance security.</p>	<p>12/26/2007 House: Referred to Committee on General Laws</p>	<p>1/28/2008</p>
<p>Oppose (082349616) Summary: Virginia Public Procurement Act; bid, payment, and performance bonds; alternate forms of security. Expands the forms of alternate bid, payment, and performance security that may be used to include a bond provided or executed by an individual surety provided that (i) the person acting as the individual surety transacts business only through an insurance agency licensed by the Bureau of Insurance of the State Corporation Commission; (ii) the person acting as the individual surety provides an affidavit of individual surety in a form acceptable to the Department of General Services; and (iii) pledges certain assets in the amount equal to 100 percent of the contract value for the total penal amount of the performance and payment bonds or the penal amount of the bid as required by the bid bond.</p>		
<p>HB 197 - Marshall (13) Recordation tax; refinancing or modification of terms of debt.</p>	<p>12/27/2007 House: Referred to Committee on Appropriations</p>	<p>1/28/2008</p>
<p>Oppose (082801396) Summary: State recordation tax; refinances. Provides that in any case in which a debt is refinanced, the state recordation tax shall only apply to the principal amount of the new debt which is in addition to the original debt. Under current law, only in cases in which a debt is refinanced with the same lender is there an exemption from the tax on the principal amount of the original debt. The bill also would provide refunds to certain persons who refinanced a debt between January 1, 2007, and June 30, 2008, and paid a state recordation tax on the total principal amount of the new debt. The refund would equal that portion of the state recordation tax that relates to the principal amount of the original debt.</p>		
<p>HB 215 - Alexander (89) Real estate tax; classification of residential property.</p>	<p>12/27/2007 House: Referred to Committee on Finance 2/7/2008 House: Continued to 2009 in Finance by voice vote</p>	<p>1/28/2008</p>
<p>Amend (088361408) - Amend to allow flexibility in the setting of any real property rates. Summary: Classification of taxable real property. Permits localities to tax residential property at a lower tax rate than that imposed on the general class of real property by creating a separate classification for taxation purposes. If a locality imposes a lower tax rate on residential property, then thereafter the locality shall not increase the rate of taxation on the general class of real property.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 301 - Nichols (51) Federal immigration functions; performance of certain.	1/3/2008 House: Referred to Committee on Rules	1/28/2008
<p>Oppose (088275654) - Mandate on local government without funding. Summary: Performance of certain federal immigration functions. Requires the sheriff of a locality with a population greater than 300,000 to enter into a memorandum of agreement with Immigration and Customs Enforcement that would allow designated local law-enforcement officers to perform certain federal immigration law functions in the Commonwealth. Such an agreement is often referred to as an agreement under the federal 287(g) program.</p>		
HB 365 - Carrico, Sr. (5) Substance abuse screening; person become ineligible for public assistance if using illegal drugs.	1/4/2008 House: Referred to Committee on Health, Welfare and Institutions 1/24/2008 House: Reported from Health, Welfare and Institutions with substitute (20-Y 2-N) 1/24/2008 House: Referred to Committee on Appropriations	1/28/2008
<p>Oppose Unless Amended (083129460) - Oppose unless amended to make permissive. Summary: Substance abuse screening and assessment of public assistance applicants and recipients. Requires local departments of social services to conduct a screening of all applicants or recipients of public assistance. This bill provides that, where a screening indicates reasonable cause to believe an applicant or recipient is using illegal drugs, the applicant or recipient may be required to submit to drug testing. Where a drug test indicates that the applicant or recipient is using illegal drugs, the person shall become ineligible for public assistance. The person may reapply for public assistance once 12 months have elapsed from the date of initial ineligibility.</p>		
HB 418 - Marshall (13) Uniform Statewide Building Code; energy efficiency rating to be included in final inspection.	1/4/2008 House: Referred to Committee on General Laws	1/28/2008
<p>Oppose (082323616) - Laudable concept; unfunded mandate. Summary: Directs the Board of Housing and Community Development to require the energy efficiency rating to be included on the Certificate of Occupancy issued for every residential dwelling pursuant to the Uniform Statewide Building Code.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 426 - Marshall (13) Public Procurement Act; expands forms of bid, payment, and performance security.	1/4/2008 House: Referred to Committee on General Laws	1/28/2008
<p>Oppose (082346616) Summary: Expands the forms of alternate bid, payment, and performance security that may be used to include a bond provided or executed by an individual surety provided that (i) the person acting as the individual surety transacts business only through an insurance agency licensed by the Bureau of Insurance of the State Corporation Commission; (ii) the person acting as the individual surety provides an affidavit of individual surety in a form acceptable to the Department of General Services; and (iii) pledges certain assets in the amount equal to 100 percent of the contract value for the total penal amount of the performance and payment bonds or the penal amount of the bid as required by the bid bond.</p>		
HB 445 - Rust (86) Single-family dwellings; no action taken against owner if has taken legal action against tenant.	1/4/2008 House: Referred to Committee on Rules 1/22/2008 House: Referred from Rules by voice vote 1/22/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with amendment (22-Y 0-N)	1/28/2008
<p>Oppose (087045708) Summary: Occupancy limits. Provides that no enforcement action shall be taken against the owner or managing agent of a single-family residential dwelling unit if such owner or managing agent has taken legal action against the tenants or occupants of such dwelling unit to terminate the tenancy with regard to the number of persons occupying the dwelling unit.</p>		
HB 449 - Rust (86) School boards, local; unexpended funds.	1/4/2008 House: Referred to Committee on Education	1/28/2008
<p>Oppose (087050708) - Oppose as a mandate on localities, although current County practice. Summary: Local school boards; unexpended funds. Provides that any funds appropriated by the locality to a local school board that are not expended in any fiscal year must not revert to the locality but shall be reappropriated to the local school board.</p>		
HB 451 - Rust (86) Northern Virginia Transportation Authority; increases membership.	1/4/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with amendments (18-Y 4-N)	1/28/2008
<p>Oppose (088100708) Summary: Composition of the Northern Virginia Transportation Authority. Increases the membership from 16 to 17 by adding a town representative.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 465 - Watts (39) Real estate tax; exemptions for certain elderly and disabled persons with income limits.</p>	<p>1/7/2008 House: Referred to Committee on Finance 1/28/2008 House: Continued to 2009 in Finance by voice vote</p>	<p>1/28/2008</p>
<p>Amend (084524784) - Amend to ensure it is discretionary; mandates an asset change, significant fiscal impact. Summary: Real property tax exemptions for certain elderly and disabled persons; income limits. Provides a local option formula for determining net combined financial worth that allows individuals who depend on investment income rather than pension income to qualify for real estate tax relief.</p>		
<p>HB 487 - Shuler (12) Communications sales and use tax; allows Bath County to receive percentage of revenues apportioned.</p>	<p>1/7/2008 House: Referred to Committee on Finance 1/28/2008 House: Reported from Finance with amendment (20-Y 0-N) 1/31/2008 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 2/1/2008 Senate: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (082226732) - This establishes a precedent. Summary: Communications sales and use tax distribution. Allows Bath County to receive a set percentage of the communication sales and use tax revenues apportioned and distributed monthly to localities, beginning July 1, 2008.</p>		
<p>HB 579 - Cosgrove (78) Retail Sales and Use Tax; exemptions include compensation to dealers.</p>	<p>1/8/2008 House: Referred to Committee on Finance 2/7/2008 House: Reported from Finance with substitute (20-Y 1-N)</p>	<p>[2/1/2008]</p>
<p>[Oppose] (082541536) Summary: Sales and use tax; compensation to dealers. Modifies the current formula that compensates dealers with a percentage of the sales and use tax they collect by including the local sales and use tax collected in the Northern Virginia Transportation District and the Hampton Roads Transportation District on motor vehicle repair services.</p>		
<p>HB 602 - O'Bannon, III (73) Real estate assessments; burden of proof on appeal.</p>	<p>1/8/2008 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (082537544) - Board has historically opposed. Summary: Provides that when any assessment of real property is 20% greater than the previous assessment, in any appeal of the assessment to a board of equalization or circuit court, the burden of proof is on the commissioner of revenue or other local assessing official to show that the assessment was accurately computed according to generally accepted appraisal practices.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 702 - BaCote (95) Tax information; local commissioners of revenue to provide access to their local police & fire dept.</p>	<p>1/8/2008 House: Referred to Committee on Finance 2/7/2008 House: Stricken from docket by Finance by voice vote</p>	<p>1/28/2008</p>
<p>Amend (087947424) - Amend to restrict to name and address of taxpayer; this is taxpayer privacy and confidentiality issue. Summary: Secrecy of tax information; local commissioners of the revenue and treasurers. Allows local commissioners of the revenue and treasurers to provide access to their databases to their local police and fire departments for investigative purposes when there is no other means of acquiring such information.</p>		
<p>HB 721 - Oder (94) Plats; approval process by local planning commission.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with substitute (21-Y 1-N) 2/6/2008 House: VOTE: --- PASSAGE (95-Y 4-N) 2/8/2008 Senate: Referred to Committee on Local Government</p>	<p>1/28/2008</p>
<p>Oppose (082220544) Summary: Reduces the number of days that localities with a population greater than 90,000 have to review commercial and industrial site plans and subdivision plats.</p>		
<p>HB 761 - Rust (86) Charter; Town of Herndon.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Continued to 2009 in Counties, Cities and Towns by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (088102708) Summary: Provides that no excise tax shall be imposed or be effective in the town unless approved by the town council. There is a delayed effective date of January 1, 2010.</p>		
<p>HB 797 - Englin (45) Traffic signs and markings; VDOT to transfer control to Fairfax County.</p>	<p>1/8/2008 House: Referred to Committee on Transportation</p>	<p>1/28/2008</p>
<p>Oppose (088491500) Summary: Traffic signs in Fairfax County. Transfers from VDOT to Fairfax County any and all powers, duties, responsibility, and control over traffic signage and marking within the boundaries of the County of Fairfax. VDOT is further required to fully reimburse the County of Fairfax for its actual and necessary expenses in carrying out the provisions of this act.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 832 - Rust (86) Towing and recovery operators; removal of trespassing vehicles.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/31/2008 House: Failed to report (defeated) in Transportation (10-Y 11-N)</p>	<p>1/28/2008</p>
<p>Oppose (083823708) Summary: Removal of trespassing vehicles by towing and recovery operators. 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>HB 911 - Purkey (82) Intangible personal property; classifies certain items thereas.</p>	<p>1/8/2008 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (088339692) Summary: Classification of certain items as intangible personal property. Classifies as intangible personal property idle equipment, hardware or software, of a research and development or technology, high technology, or nanotechnology business.</p>		
<p>HB 927 - Nixon, Jr. (27) Tax rates; requires localities to fix for ensuing year at least 30 days prior to approval of budget.</p>	<p>1/8/2008 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (082542544) - Historical Board position; restricts local authority. Summary: Tax rates. Requires each locality to fix tax rates for an ensuing year at least 30 days prior to approval of the budget for the ensuing year, with separate public notices and separate public hearings. The bill also requires each locality to lower its real estate tax rate for the forthcoming tax year to produce no more than the previous year's real property tax levies when any annual assessment, biennial assessment, or general reassessment of real property by the locality would result in an increase in the total real property tax levied. The locality may increase the rate above the reduced rate after a public hearing held no sooner than 30 days after the rate reduction. The bill has a delayed effective date of January 1, 2009.</p>		
<p>HB 957 - Shannon (35) Northern Virginia Transportation Authority; increases membership.</p>	<p>1/8/2008 House: Referred to Committee on Transportation</p>	<p>1/28/2008</p>
<p>Oppose (086240724) Summary: Northern Virginia Transportation Authority. Increases the membership of the Authority to provide for a mayor from a town within a county that is a member of the Authority.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 976 - Shannon (35) Single lot development; developers to provide stormwater management.	1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Stricken from docket by Counties, Cities and Towns by voice vote	1/28/2008
<p>Amend (080513724) - Amend to make permissive and allow localities to set the minimum threshold of land disturbance proposed on a single lot that would trigger stormwater management requirements.</p> <p>Summary: Provides that the developer of a single lot shall provide storm water management where substantial redevelopment of such lot is proposed. Substantial redevelopment" shall be deemed to occur when land-disturbing activities occur on more than 15 percent of the square footage of any single lot.</p>		
HB 1009 - Hugo (40) Real estate taxes; assessments, bills, and deferral by localities.	1/8/2008 House: Referred to Committee on Finance 2/7/2008 House: Reported from Finance with substitute (18-Y 4-N)	1/28/2008
<p>Oppose (082502328) - Historical Board position; restricts local authority.</p> <p>Summary: Requires localities (i) to include the tax rate that will apply to reassessed real property in the notice to taxpayers regarding the reassessment, (ii) to attach to each property tax bill the tax rate that will apply, the assessed value of the property, the total amount of the new tax levy, the total amount of the prior year's tax levy, and the percentage change in the new tax levy from the immediately prior year's tax levy, and (iii) to permit taxpayers to defer a portion of the increase in real property taxes on the primary dwelling owned and occupied by the taxpayer until the property is transferred or until the taxpayer's death. The bill has a delayed effective date of January 1, 2009.</p>		
HB 1026 - Frederick (52) Public benefits; restrictions on granting.	1/8/2008 House: Referred to Committee on Rules	1/28/2008
<p>Oppose (082504508) - Not enforceable; implementation problematic.</p> <p>Summary: Prohibits localities from granting public benefits to persons who are not citizens, legal permanent residents, or conditional resident aliens of the United States. The bill also provides that failure to determine immigration status shall result in the termination of all funds appropriated in the general appropriations act except those funds required by the Constitution of the Commonwealth and federal law.</p>		
HB 1036 - Frederick (52) Tax rates; localities to fix before approval of budget and notices of reassessments.	1/8/2008 House: Referred to Committee on Finance	1/28/2008
<p>Oppose (080789508) - Historical Board position; restricts local authority.</p> <p>Summary: Requires: (i) localities to fix tax rates for an ensuing year at least 30 days prior to approval of the budget for the ensuing year, with separate public notices and separate public hearings; (ii) localities to attach to each real and personal property tax bill information showing how the amount of the tax bill has been apportioned in the current fiscal year on the major categories of spending; and (iii) localities to provide more detailed information on notices of reassessments. The bill has a delayed effective date of January 1, 2009.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 1120 - Purkey (82) Retail Sales and Use Tax; exemptions include compensation to dealers.</p>	<p>1/9/2008 House: Referred to Committee on Finance 2/7/2008 House: Incorporated by Finance (HB579-Cosgrove) by voice vote</p>	<p>[2/1/2008]</p>
<p>[Oppose] (083025828) Summary: Modifies the current formula that compensates dealers with a percentage of the sales and use tax they collect by including the local sales and use tax collected in the Northern Virginia Transportation District and the Hampton Roads Transportation District on motor vehicle repair services.</p>		
<p>HB 1296 - Peace (97) Towing and Recovery Operator, Board for; postpones effective date of any regulations.</p>	<p>1/9/2008 House: Referred to Committee on Transportation 2/5/2008 House: Continued to 2009 in Transportation by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (083499652) Summary: Board for Towing and Recovery Operators. Postpones until July 1, 2010, the effective date of any regulations promulgated by the Board. The bill also postpones until July 1, 2010, the requirement that tow truck operators have tow truck driver authorization documents issued by the Board and the requirement that towing and recovery services have and display licenses issued by the Board.</p>		
<p>HB 1332 - Landes (25) DEQ; authority to issue and enforce permits, etc. related to air and water pollution.</p>	<p>1/9/2008 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 2/8/2008 House: Reported from Agriculture, Chesapeake and Natural Resources with substitute (22-Y 0-N)</p>	<p>1/28/2008</p>
<p>Oppose Unless Amended (083242592) - Oppose unless amended to strengthen the role of the Boards and to provide for a meaningful appeal process. Summary: Vests the authority to issue and enforce permits (including general permits), licenses, and certificates related to air and water pollution with the Director of the Department of Environmental Quality. As a result of this change, restrictions on board membership have been lifted to allow broader participation from members affiliated with industry. A process has been established to provide for public hearings when there is substantial public interest in the permit, there are significant legal or factual issues that are both germane to the draft permit and within the Department's jurisdiction, and the public hearing could provide additional information. After a public hearing, the Director may convene a meeting before the Board when there are significant legal or factual issues that are both germane to the draft permit and within the Department's jurisdiction, such issues are capable of resolution by the exercise of the Director's authority, and the Director's ability to address and resolve those issues would be enhanced by the Board's participation and advice. The Board may make recommendations to the Director, who may incorporate such conditions into the permit if they: (i) are within the statutory authority of the Department; (ii) were not addressed by the Department in preparing the draft permit; (iii) either provide substantial additional protection to the environment, public health, or natural resources or provide substantially the same level of protection in a more effective or efficient manner; (iv) are consistent with the statutory and regulatory program under which the permit is issued; (v) are technologically and economically feasible; and (vi) do not unfairly or unreasonably burden the applicant with costs or delays that would, in the Director's judgment, be disproportionate to the benefits reasonably to be expected from them.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 1353 - Gear (91) Fire Prevention Code; prohibits locality from restricting manufacture, etc. of permissible firework.</p>	<p>1/9/2008 House: Referred to Committee on General Laws 2/5/2008 House: Stricken from docket by General Laws by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (084327268) - Board has historically opposed similar measures. Summary: Fire Prevention Code; fireworks. Essentially prohibits a locality from restricting the manufacture, transportation, storage, sale or use of any permissible firework. Defines permissible firework as any ground-based or hand-held sparkler, fountain, snake, cap for pistols, spinner or smoke item.</p>		
<p>HB 1394 - Miller (50) Recordation tax; changes basis of calculation on transfer of real estate.</p>	<p>1/9/2008 House: Referred to Committee on Finance 2/4/2008 House: Continued to 2009 in Finance by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (088791640) - See also HB 76 and SB 551. Summary: Recordation taxes; basis. Changes the basis on which recordation taxes are calculated on the transfer of real estate to the stated consideration for the real estate. Under current law the basis is the consideration for the real estate or the value of the real estate, whichever is greater.</p>		
<p>HB 1560 - Lingamfelter (31) Real estate taxes; requires localities to permit real property owners to defer portion thereof.</p>	<p>1/18/2008 House: Referred to Committee on Finance 2/7/2008 House: Incorporated by Finance (HB1009-Hugo) by voice vote</p>	<p>1/28/2008</p>
<p>Oppose (082512600) - Mandatory tax deferral. Summary: Real estate taxes; deferral. Requires localities to permit real property owners to defer that portion of real estate taxes that exceed 105 percent of the previous year's tax.</p>		
<p>SB 262 - Deeds (25) Communications sales and use tax; allows Bath County to receive percentage of revenues apportioned.</p>	<p>1/8/2008 Senate: Referred to Committee on Finance 1/23/2008 Senate: Reported from Finance with amendment (16-Y 0-N) 1/28/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Oppose (088173220) - This establishes a precedent. Summary: Communications sales and use tax distribution. Allows Bath County to receive a set percentage of the communication sales and use tax revenues apportioned and distributed monthly to localities, beginning July 1, 2008.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 334 - Cuccinelli, II (37) Property tax bills; localities to include additional information.</p>	<p>1/8/2008 Senate: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (082543216) - Historical Board position; restricts local authority. Summary: Property tax bills; notice. Requires localities to include with all property tax bills, comparative information regarding tax rates, assessed values, and tax amounts owed for the current year and the previous year, as well as information indicating how the revenue derived from the amount of the taxpayer's bill is apportioned among the various services and governmental functions provided by the locality, including debt service.</p>		
<p>SB 343 - Cuccinelli, II (37) Toll facilities, state; approval by local referendum of any contract that would transfer control.</p>	<p>1/8/2008 Senate: Referred to Committee on Privileges and Elections 1/22/2008 Senate: Passed by for the day in Privileges and Elections (14-Y 0-N) 2/5/2008 Senate: Passed by indefinitely in Privileges and Elections (14-Y 1-N)</p>	<p>1/28/2008</p>
<p>Oppose (082246216) Summary: Transfer of state toll facilities. Requires prior approval by local referendum of any contract or agreement that would transfer control of a state toll facility to any non-Commonwealth public or private entity.</p>		
<p>SB 352 - Stosch (12) Public Private Education Facilities & Infrastructure Act of 2002; definition of qualifying projects.</p>	<p>1/8/2008 Senate: Referred to Committee on General Laws and Technology 1/23/2008 Senate: Reported from General Laws and Technology with substitute (15-Y 0-N) 1/31/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>[2/1/2008]</p>
<p>[Oppose] (082402332-S2) Summary: Public Private Education Facilities and Infrastructure Act of 2002; technology projects; gain sharing. Authorizes a responsible public entity (RPE) to include a gain-sharing component in any interim or comprehensive agreement for a qualifying project consisting of technology infrastructure, services or applications. "Gain sharing" is defined as a provision of an interim or comprehensive agreement where the RPE and the private entity agree to share a percentage of any savings that are realized and that can be attributed to the efforts of the private entity. The bill also allows an RPE to request the Public-Private Advisory Commission to perform a preliminary review of an unsolicited proposal for a technology-related qualifying project anticipating substantial savings to the responsible public entity and includes a gain-sharing component providing for the private entity to share in a percentage of the savings. In addition, the bill includes technology applications in the definition of "qualifying project."</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>SB 404</u> - Puckett (38) Substance abuse screening; person become ineligible for public assistance if using illegal drugs.</p>	<p>1/8/2008 Senate: Referred to Committee on Rehabilitation and Social Services 2/8/2008 Senate: Reported from Rehabilitation and Social Services with substitute (14-Y 0-N)</p>	<p>[2/1/2008]</p>
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[Oppose Unless Amended] (087850300) - Oppose unless amended to make permissive. See also HB 365.
Summary: Substance abuse screening and assessment of public assistance applicants and recipients. Requires local departments of social services to conduct a screening of all applicants or recipients of public assistance. This bill provides that, where a screening indicates reasonable cause to believe an applicant or recipient is using illegal drugs, the applicant or recipient may be required to submit to drug testing. Where a drug test indicates that the applicant or recipient is using illegal drugs, the person shall become ineligible for public assistance. The person may reapply for public assistance once 12 months have elapsed from the date of initial ineligibility.

<p><u>SB 423</u> - Puckett (38) DEQ; authority to issue and enforce permits, etc. related to air and water pollution.</p>	<p>1/8/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources</p>	<p>1/28/2008</p>
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Oppose Unless Amended (083246300) - Oppose unless amended to strengthen the role of the Boards and to provide for a meaningful appeal process.
Summary: Department of Environmental Quality; State Air Pollution Control Board and State Water Control Board. Vests the authority to issue and enforce permits (including general permits), licenses, and certificates related to air and water pollution with the Director of the Department of Environmental Quality. As a result of this change, restrictions on board membership have been lifted to allow broader participation from members affiliated with industry. A process has been established to provide for public hearings when there is substantial public interest in the permit, there are significant legal or factual issues that are both germane to the draft permit and within the Department’s jurisdiction, and the public hearing could provide additional information. After a public hearing, the Director may convene a meeting before the Board when there are significant legal or factual issues that are both germane to the draft permit and within the Department’s jurisdiction, such issues are capable of resolution by the exercise of the Director’s authority, and the Director’s ability to address and resolve those issues would be enhanced by the Board’s participation and advice. The Board may make recommendations to the Director, who may incorporate such conditions into the permit if they: (i) are within the statutory authority of the Department; (ii) were not addressed by the Department in preparing the draft permit; (iii) either provide substantial additional protection to the environment, public health, or natural resources or provide substantially the same level of protection in a more effective or efficient manner; (iv) are consistent with the statutory and regulatory program under which the permit is issued; (v) are technologically and economically feasible; and (vi) do not unfairly or unreasonably burden the applicant with costs or delays that would, in the Director’s judgment, be disproportionate to the benefits reasonably to be expected from them.

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Bills	General Assembly Actions	Date of BOS Position
SB 453 - Petersen (34) Northern Virginia Transportation Authority; increases membership.	1/9/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Rereferred to Transportation 2/7/2008 Senate: Failed to report (defeated) in Transportation (3-Y 9-N 2-A)	1/28/2008
<p>Oppose (088300293) Summary: Northern Virginia Transportation Authority. Alters the membership of the Authority to provide for a mayor from a town within a county that is a member of the Authority.</p>		
SB 457 - Petersen (34) Single lot development; developers to provide stormwater management.	1/9/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)	1/28/2008
<p>Amend (088784293) - Amend to make permissive and allow localities to set the minimum threshold of land disturbance proposed on a single lot that would trigger stormwater management requirements. Summary: Single lot development; stormwater management. Provides that the developer of a single lot shall provide storm water management where substantial redevelopment of such lot is proposed. Substantial redevelopment" shall be deemed to occur when land-disturbing activities occur on more than 15 percent of the square footage of any single lot.</p>		
SB 471 - Hanger, Jr. (24) Short-term real property rental businesses; taxations applied.	1/9/2008 Senate: Referred to Committee on Finance 1/16/2008 Senate: Rereferred to Local Government 1/29/2008 Senate: Continued to 2009 in Local Government (15-Y 0-N)	1/28/2008
<p>Oppose Unless Amended (082835232) - Oppose unless amended to grandfather current County BPOL authority. Summary: Short-term real property rental businesses; taxation. Clarifies that the short-term rental of dwellings to transients for less than 30 consecutive days is subject to state and local retail sales and use taxes and local license and transient occupancy taxes. Short-term rentals are rentals for which advertising has been used or for which the dwelling has been rented on numerous occasions during the calendar year as set forth in the bill.</p>		
SB 519 - Watkins (10) Zoning appeals, Board of; petitioner to be awarded reasonable attorney fees and court costs.	1/9/2008 Senate: Referred to Committee on Local Government 2/5/2008 Senate: Reported from Local Government (8-Y 6-N) 2/8/2008 Senate: Passed Senate (24-Y 16-N)	1/28/2008
<p>Oppose (082001804) Summary: Board of zoning appeals decisions; costs and fees. Allows the petitioner to be awarded reasonable attorney fees and court costs in a successful action against the board of zoning appeals.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><u>SB 531</u> - Herring (33) Zoning ordinances; certain disclosures of real parties in interest.</p>	<p>1/9/2008 Senate: Referred to Committee on Local Government 2/5/2008 Senate: Reported from Local Government with substitute (12-Y 2-N) 2/8/2008 Senate: Passed Senate (26-Y 14-N)</p>	<p>1/28/2008</p>
<p>Amend (087053240) - Amend to clarify that the requirements that apply to final site plan approval, final subdivision plat approval and plan of development approval apply only to those plans and plats that are submitted to the governing body or planning commission for approval. Summary: Certain disclosures of real parties in interest. Requires every locality that has adopted zoning to provide by ordinance that the local planning commission, governing body, or zoning appeals board shall require every applicant for a special exception, special use permit, amendment to the zoning ordinance, variance, final site plan approval, final subdivision plat approval, or plan of development approval to make complete disclosure of the equitable ownership of the real estate to be affected, including, in the case of corporate ownership, the name of stockholders, officers, and directors and in any case the names and addresses of all of the real parties of interest.</p>		
<p><u>SB 535</u> - Herring (33) Conflict of Interests Act, State and Local Government; prohibited conduct for certain officers, etc.</p>	<p>1/9/2008 Senate: Referred to Committee on General Laws and Technology 2/6/2008 Senate: Continued to 2009 in General Laws and Technology (14-Y 1-N)</p>	<p>1/28/2008</p>
<p>Amend (082379240) - Amend to grandfather County's ordinance. Summary: State and Local Government Conflict of Interests Act; prohibited conduct for certain officers and employees of local government. Prohibits a local officer and certain local employees from accepting employment with any person or business that was party to any transaction before the local officer's or employee's agency in which the local officer participated in discussion and the final vote taken by the agency on the transaction or the local employee participated in an official capacity during the agency's consideration of the transaction.</p>		
<p><u>SB 551</u> - Hurt (19) Recordation tax; changes basis of calculation on transfer of real estate.</p>	<p>1/9/2008 Senate: Referred to Committee on Finance 1/30/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p>1/28/2008</p>
<p>Oppose (080624556) Summary: Recordation taxes; basis. Changes the basis on which recordation taxes are calculated on the transfer of real estate to the stated consideration for the real estate. Under current law the basis is the consideration for the real estate or the value of the real estate, whichever is greater.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>SB 698 - Petersen (34) Motorcycle helmets; penalty for failure to wear a helmet.</p>	<p>1/16/2008 Senate: Referred to Committee on Transportation 1/24/2008 Senate: Reported from Transportation (10-Y 4-N 1-A) 1/31/2008 Senate: Read third time and defeated by Senate (14-Y 25-N)</p>	<p>1/28/2008</p>
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Oppose (084838293)
Summary: Motorcycle helmets. Provides for a \$25 civil penalty for the conviction of a motorcyclist who fails to wear a helmet. At present, a violation is a traffic infraction and punishable by a fine of up to \$250.

<p>SB 707 - Norment, Jr. (3) Towing and Recovery Operators, Board of; postpones regulations promulgated thereby.</p>	<p>1/16/2008 Senate: Referred to Committee on Transportation 2/7/2008 Senate: Reported from Transportation with substitute (12-Y 2-N)</p>	<p>1/28/2008</p>
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Oppose (088923284)
Summary: Board of Towing and Recovery Operators. Postpones until July 1, 2010, the effective date of any regulations promulgated by the Board, the requirement that tow truck operators have tow truck driver authorization documents issued by the Board, and the requirement that towing and recovery services have and display licenses issued by the Board. The bill also alters composition of the Board. Regulations recommended by the Board shall be presented to the Senate and House Transportation Committees for their consideration during the 2009 General Assembly session.

<p>SB 712 - Wagner (7) Cap and trade system for NOx and SO2; nonattainment areas.</p>	<p>1/16/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 2/4/2008 Senate: Continued to 2009 in Agriculture, Conservation and Natural Resources (15-Y 0-N)</p>	<p>1/28/2008</p>
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Oppose (084774340)
Summary: Provides that the Air Pollution Control Board may prohibit electric generating facilities located within specified nonattainment areas in the Commonwealth from meeting their compliance obligations for pollutants that contribute to ongoing nonattainment in that area through the purchase of allowances for NOx and SO2 only if the Board finds that: (i) the prohibition will directly and quantifiably reduce ambient concentrations of ozone or PM2.5 in the affected nonattainment area; and (ii) there is no other reasonably available approach to achieve a comparable air quality benefit for the Commonwealth.

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 724 - Cuccinelli, II (37) Hampton Roads & Northern Virginia Transportation Authorities; repeal authority impose fees or taxes.</p>	<p>1/17/2008 Senate: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Oppose (088754216) Summary: Repeals the authority of the Hampton Roads and Northern Virginia Transportation Authorities to impose fees or taxes, and provides that each local governing body embraced by the Hampton Roads or the Northern Virginia Transportation Authority may impose the taxes and fees that were previously authorized for imposition by the respective Authorities. All revenues from such local taxes and fees would be required to be transferred to the respective Authority.</p>		
<p>SB 766 - Colgan (29) Demolition of historic structures and areas; civil penalty.</p>	<p>1/18/2008 Senate: Referred to Committee on Local Government 2/5/2008 Senate: Reported from Local Government with amendments (14-Y 0-N) 2/8/2008 Senate: Passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Amend (088692212) - Amend to add "in consultation with the county" on line 21. Summary: Authorizes a civil penalty for the demolition of a building or structure designated as an historic area, cemetery or grave without the approval of the architectural review board or the governing body of the county. The bill also includes in the amount of the civil penalty the value of a plan for data recovery that has been approved by the Department of Historic Resources. The bill defines "plan for data recovery" as the process of retrieving and documenting historical information from an archaeological or architectural resource or resources, a landscape, or a cemetery.</p>		
<p>SB 768 - Watkins (10) Conditional zoning; replaces cash proffer system with system of impact fees.</p>	<p>1/18/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with substitute (10-Y 3-N 2-A) 1/29/2008 Senate: Rereferred to Finance 2/6/2008 Senate: Reported from Finance (12-Y 2-N 2-A)</p>	<p>1/28/2008</p>
<p>Oppose (082043348) Summary: Conditional zoning; impact fees. Replaces the current cash proffer system with a system of impact fees.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>SB 779</u> - Smith (22) Real estate taxes; assessments, bills, and deferral by localities.</p>	<p>1/18/2008 Senate: Referred to Committee on Finance 1/29/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p>1/28/2008</p>
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Oppose (089863326) - Consistent with opposition to similar bills.
Summary: Property taxes; assessments, bills, and deferral. Requires localities (i) to include the tax rate that will apply to reassessed real property in the notice to taxpayers regarding the reassessment, (ii) to attach to each property tax bill the tax rate that will apply, the assessed value of the property, the total amount of the new tax levy, the total amount of the prior year's tax levy, and the percentage change in the new tax levy from the immediately prior year's tax levy, and (iii) to permit taxpayers to defer a portion of the increase in real property taxes on the primary dwelling owned and occupied by the taxpayer until the property is transferred or until the taxpayer's death. The bill has a delayed effective date of January 1, 2009.

<p><u>SB 783</u> - Martin (11) Tax rates; locality to fix at least 30 days prior to approval of budget for ensuing year.</p>	<p>1/18/2008 Senate: Referred to Committee on Finance 1/29/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p>1/28/2008</p>
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Oppose (089866268) - Board has historically opposed such restrictions.
Summary: Tax rates. Requires each locality to fix tax rates for an ensuing year at least 30 days prior to approval of the budget for the ensuing year, with separate public notices and separate public hearings. The bill also requires each locality to lower its real estate tax rate for the forthcoming tax year to produce no more than the previous year's real property tax levies when any annual assessment, biennial assessment, or general reassessment of real property by the locality would result in an increase in the total real property tax levied. The locality may increase the rate above the reduced rate after a public hearing held no sooner than 30 days after the rate reduction. The bill has a delayed effective date of January 1, 2009.

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Fairfax County Positions
(Support or Monitor)

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 3 - Tata (85) Child Care Provider Registry; created.</p>	<p>11/19/2007 House: Referred to Committee on Health, Welfare and Institutions 1/24/2008 House: Reported from Health, Welfare and Institutions with substitute (21-Y 1-N) 1/24/2008 House: Referred to Committee on Appropriations 2/8/2008 House: Reported from Appropriations with substitute (24-Y 0-N)</p>	<p>1/28/2008</p>
<p>Monitor (072885748) Summary: Creates the Virginia Child Care Provider Registry. Allows child care providers to voluntarily register with the Registry and to authorize the Registry to run criminal background checks and checks to determine whether applicants are the subject of founded complaints of child abuse or neglect and to make the results of such searches available to the public. Requires local departments to report founded complaints to the Department of Social Services and the Department to update the Registry upon receipt of such reports.</p>		
<p>HB 11 - Albo (42) Constitutional amendment; exempts certain homeowners from taxation (voter referendum).</p>	<p>11/26/2007 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Reported from Privileges and Elections with substitute (21-Y 0-N) 1/30/2008 House: Read third time and passed House BLOCK VOTE (99-Y 0-N) 1/31/2008 Senate: Referred to Committee on Privileges and Elections</p>	<p>1/28/2008</p>
<p>Support (087679404-H1) Summary: Provides for a referendum at the November 2009 election on approval of a proposed constitutional amendment relating to property tax exemptions. The proposed amendment authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt or partially 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. If approved by the voters, the amendment will take effect January 1, 2010.</p>		
<p>HB 82 - Marshall (13) Single-family dwellings; fines for zoning violations related to overcrowding.</p>	<p>12/11/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2008</p>
<p>Support (083003616) - Board has historically supported. Summary: Provides for enhanced fines for any conviction resulting from a violation of provisions related to overcrowding of residential dwellings. The bill also authorizes zoning provisions to provide that any conviction resulting from a violation of provisions that prohibit a person from permitting a single-family residential dwelling owned by him to be occupied by any unrelated person who has no legal right to do so or in violation of any of the provisions regulating the number of unrelated persons in single-family residential dwellings shall be punishable by a fine of up to \$1,500 for each such unrelated person.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>HB 98 - Purkey (82) Medicaid; eligibility for young adults transitioning from foster care.</p>	<p>12/17/2007 House: Referred to Committee on Appropriations</p>	<p>1/28/2008</p>
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Support (087864692)
Summary: Medicaid eligibility; young adults transitioning from foster care. 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 Â§ 63.2-905.1, and (iii) has not yet reached his twenty-first birthday. Such individuals shall not be subject to Medicaid income limits.

<p>HB 111 - Scott (30) Highway systems; revenue-sharing funds therefor in certain counties, cities, and towns.</p>	<p>12/17/2007 House: Referred to Committee on Appropriations 1/21/2008 House: Referred from Appropriations by voice vote 1/21/2008 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with substitute (17-Y 0-N)</p>	<p>1/28/2008</p>
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Support w/ Amend. (088135716) - Support with amendment to delete or modify priorities for funding.
Summary: "Revenue-sharing" funds for highway systems in certain counties, cities, and towns. Provides that, from additional revenues made available by the General Assembly after January 1, 2008, 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.

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>HB 133</u> - Ware (11) Vehicle registration; refusal to issue or renew because of fees or taxes owed to counties, etc.</p>	<p>12/20/2007 House: Referred to Committee on Transportation 1/31/2008 House: Reported from Transportation with substitute (21-Y 1-N) 2/6/2008 House: Engrossment refused by House</p>	<p>[2/1/2008]</p>
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[Support] (081047776)
Summary: Taxes and license fees imposed by counties, cities, and towns; vehicle registration. Allows the Commissioner to consider any parking citation, not just those issued only to residents of such county, city, or town, when refusing to issue or renew any vehicle registration to any applicant who owes fees or taxes to such county, city, or town. This bill incorporates HB 786 (Brink).

<p><u>HB 138</u> - Peace (97) Adoption; filing of petition.</p>	<p>12/20/2007 House: Referred to Committee on Health, Welfare and Institutions 1/17/2008 House: Reported from Health, Welfare and Institutions with amendment (22-Y 0-N) 1/17/2008 House: Referred to Committee on Appropriations 1/30/2008 House: Reported from Appropriations (24-Y 0-N) 2/5/2008 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 2/6/2008 Senate: Referred to Committee on Rehabilitation and Social Services</p>	<p>1/28/2008</p>
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Support (084440676)
Summary: Filing of petition for adoption. Provides that a petition filed while a child is under 18 years of age shall not become invalid because the child reaches 18 years of age prior to the entry of a final order of adoption and that any final order of adoption entered after a child reaches 18 years of age, where the petition was filed prior to the child turning 18 years of age, shall have the same effect as if the child was under 18 years of age at the time the order was entered by the circuit court, provided the court has obtained the consent of the adoptee.

<p><u>HB 162</u> - Toscano (57) Income tax, state; certified EarthCraft House tax credit.</p>	<p>12/21/2007 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
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Support (084419752)
Summary: Income tax; Certified EarthCraft House tax credit. Provides a one-time income tax credit in the amount of \$750 for taxable years beginning on January 1, 2008, and ending December 31, 2012, to taxpayers who purchase and reside in a newly constructed home that meets the EarthCraft House requirements as an environmentally friendly home and has been awarded an EarthCraft House Certificate.

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Bills	General Assembly Actions	Date of BOS Position
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<p>HB 163 - Sherwood (29) Real estate tax; exemption or deferral for certain elderly and handicapped persons.</p>	<p>12/26/2007 House: Referred to Committee on Finance 1/28/2008 House: Reported from Finance (21-Y 0-N) 1/31/2008 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 2/1/2008 Senate: Referred to Committee on Finance</p>	<p>1/28/2008</p>
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Support (088065728)
Summary: Real estate tax exemption or deferral; elderly and handicapped. Permits localities to grant a real estate tax exemption or deferral to elderly and handicapped persons based upon projected income and financial worth for the current year under certain circumstances. Under current law, the previous year's income and financial worth is used.

<p>HB 200 - Marshall (13) Single-family dwellings; fines for zoning violations related to overcrowding.</p>	<p>12/27/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2008</p>
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Support (082016616) - Board has historically supported.
Summary: Provides for enhanced penalties in Planning District 8 for certain violations related to overcrowding of residential dwellings.

<p>HB 202 - Marshall (13) Ordinances; adoption of certain after general elections.</p>	<p>12/27/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2008</p>
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Support w/ Amend. (083018616) - Support with amendment to delete reference to regulation.
Summary: Adoption of certain ordinances. Provides that if the results of any May, June, or November general election would result in a change in a majority of the membership of a governing body on the following July 1, September 1, or January 1, respectively, no regulation, district boundary, or classification of property shall be amended, supplemented, or changed from the date of such election and until such respective date except by a two-thirds vote of the governing body members.

<p>HB 205 - Marshall (13) Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>12/27/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2008</p>
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Support (083014616) - See also HB 430, HB 1159, SB 428.
Summary: Provides that a zoning ordinance may contain provisions for the issuance of inspection warrants by a magistrate. The zoning administrator may present sworn testimony to a magistrate or court of competent jurisdiction and request that the magistrate or court grant the zoning administrator an inspection warrant to enable the zoning administrator to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant.

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Bills	General Assembly Actions	Date of BOS Position
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<p>HB 228 - Cosgrove (78) Reduced cigarette ignition propensity; prohibits manufacture, etc. thereof unless meets standards.</p>	<p>12/28/2007 House: Referred to Committee on Commerce and Labor 1/29/2008 House: Reported from Commerce and Labor with substitute (20-Y 0-N) 2/4/2008 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 2/5/2008 Senate: Referred to Committee on Commerce and Labor</p>	<p>1/28/2008</p>
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Support (080045472) - Board position in Legislative Program.
Summary: Fire-safe cigarettes; civil penalties. Prohibits the manufacture, sale, or offer for sale of cigarettes unless the cigarettes have been tested to determine that they meet a performance standard for fire safety. The test predicts the likelihood that a cigarette will ignite material with which it comes in contact. Cigarette manufacturers are required to file a certification with the Commissioner of Agriculture and Consumer Services that their cigarettes meet the mandated performance standard as measured by the prescribed test. Cigarette packages are required to be marked so that compliant cigarettes may be distinguished from those not certified as compliant. The specific mark is determined by the manufacturer, subject to Commissioner approval. This measure provides that cigarettes compliant with similar New York regulations will be compliant with these requirements and that manufacturers may use the same package markings they use in that state. Manufacturers are assessed a fee of \$250 per brand, the proceeds from which are divided between the Commissioner of Agriculture and Consumer Services and the State Fire Marshal. Violators are subject to civil penalties. The measure will become effective 13 months after its enactment, and will expire on the effective date of any federal reduced cigarette ignition propensity standard that preempts the measure.

<p>HB 239 - Cosgrove (78) Real estate tax; classification of certain energy-efficient buildings.</p>	<p>12/28/2007 House: Referred to Committee on Finance 2/7/2008 House: Reported from Finance with substitute (22-Y 0-N)</p>	<p>1/28/2008</p>
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Support (087797472) - Amends permissive statute adopted at 2007 General Assembly.
Summary: Classification of real property; energy-efficient buildings. Provides that energy-efficient buildings that meet performance guidelines or standards under the Leadership in Energy and Environmental Design (LEED) Green Building Rating System, EarthCraft House program, or Energy Star program may be classified as a separate class of real property for tax purposes. Certification of energy-efficiency would be determined by a certification issued under any one of the programs or a determination by an engineer designated by the locality that the building meets or exceeds the performance guidelines or standards under any one of the three programs. Under current law, buildings that exceed the energy efficiency standards prescribed in the Virginia Uniform Statewide Building Code by at least 30 percent are deemed energy-efficient buildings, and the certification of energy efficiency is performed by an engineer or contractor that is not related to the taxpayer.

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 251 - O'Bannon, III (73) Adult Fatality Review Team; created, report.</p>	<p>12/28/2007 House: Referred to Committee on Health, Welfare and Institutions 1/15/2008 House: Reported from Health, Welfare and Institutions with amendments (22-Y 0-N) 1/15/2008 House: Referred to Committee on Appropriations 1/30/08 House: Reported from Appropriations (21-Y 3-N) 2/5/2008 House: VOTE: --- PASSAGE (96-Y 1-N 1-A) 2/6/2008 Senate: Referred to Committee on General Laws and Technology</p>	<p>1/28/2008</p>
<p>Support (083131664) - Board has historically supported. Summary: Adult Fatality Review Team. Establishes the Adult Fatality Review Team to review suspicious deaths of any incapacitated adult aged 18 or older and any adult aged 60 or older (i) who was the subject of an adult protective services investigation, (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 Â§ 32.1-283. The bill sets forth duties, membership, confidentiality, reporting, and other requirements for the team. The bill also creates a Freedom of Information Act exemption for information and records acquired during a review of any death conducted by a family violence fatality review team or during a review of any adult death conducted by the adult fatality review team to the extent made confidential by state law.</p>		
<p>HB 277 - Watts (39) Traffic calming measures; allows installation and application on secondary system components.</p>	<p>1/2/2008 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with substitute (21-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (086267784) Summary: Traffic calming. Allows installation and application of traffic-calming measures on secondary system components in residence districts even if those components also provide access to business districts.</p>		
<p>HB 289 - Englin (45) Rental assistance pilot project; Department of Housing and Community Development to establish.</p>	<p>1/3/2008 House: Referred to Committee on General Laws 1/29/2008 House: Reported from General Laws (22-Y 0-N) 1/29/2008 House: Referred to Committee on Appropriations</p>	<p>1/28/2008</p>
<p>Support (086531500) Summary: Department of Housing and Community Development; rental assistance pilot project. Requires the Department of Housing and Community Development to establish a three-year rental assistance pilot project and to report its findings and recommendations to the Governor and the Housing Commission.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 333 - McClellan (71) Automatic sprinkler systems; tax credit for initial installation.</p>	<p>1/4/2008 House: Referred to Committee on Finance 1/28/2008 House: Referred from Finance by voice vote 1/28/2008 House: Referred to Committee on General Laws</p>	<p>1/28/2008</p>
<p>Support (082855624) - Board is sensitive to potential impacts on affordable housing. Summary: Installation of automatic sprinkler systems; tax credit for initial installation. Requires that all buildings that (i) are more than 75 feet high or more than six stories high, (ii) are being used to house individuals or to provide guest rooms for occupancy, and (iii) are not equipped with an automatic sprinkler system would be equipped with an automatic sprinkler system by December 31, 2017. The Board of Housing and Community Development would be required to promulgate regulations establishing standards for the automatic sprinkler system. The bill also would make available to the owners of such building an income tax credit equal to 45% of the total amount paid by the owner for the initial installation of the sprinkler system. The tax credit could be carried forward for 10 years.</p>		
<p>HB 342 - Plum (36) High-occupancy vehicle (HOV) lanes; use by vehicles bearing special fuel vehicle license plates.</p>	<p>1/4/2008 House: Referred to Committee on Transportation 1/31/2008 House: Incorporated by Transportation (HB1014-Hugo) by voice vote</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (088639684) - Support with amendment to limit to 2009. Summary: HOV lanes; use by vehicles bearing clean special fuel vehicle license plates. Extends the July 1, 2008, "sunset" on use of HOV lanes by vehicles bearing clean special fuel vehicle license plates, regardless of the number of their passengers, until July 1, 2012. This bill was incorporated into HB 1014 (Hugo).</p>		
<p>HB 430 - Miller (50) Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>1/4/2008 House: Referred to Committee on Counties, Cities and Towns 1/18/2008 House: Reported from Counties, Cities and Towns (22-Y 0-N) 1/23/2008 House: Read third time and passed House BLOCK VOTE (97-Y 0-N) 1/24/2008 Senate: Referred to Committee on Local Government</p>	<p>1/28/2008</p>
<p>Support (081013640) - See also HB 205, HB 1159, SB 428. Summary: Provisions of zoning ordinance. Provides that a zoning ordinance may contain provisions for the issuance of inspection warrants by a magistrate. The zoning administrator may present sworn testimony to a magistrate or court of competent jurisdiction and request that the magistrate or court grant the zoning administrator an inspection warrant to enable the zoning administrator to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant.</p>		

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Bills	General Assembly Actions	Date of BOS Position
HB 434 - Miller (50) Defacement of buildings; immunity.	1/4/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with amendment (16-Y 5-N)	1/28/2008
<p>Support (081014640) Summary: Provides that local employees and agents of a locality who remove graffiti from buildings shall have any and all immunity normally provided to an employee of the locality.</p>		
HB 467 - Watts (39) Voting equipment; authorizes wireless communications after polls are closed to transmit results.	1/7/2008 House: Referred to Committee on Privileges and Elections 2/1/2008 House: Incorporated by Privileges and Elections (HB1476-Rust) by voice vote	1/28/2008
<p>Support w/ Amend. (086111784) - Support with amendment to provide that the prohibition on wireless communication shall not apply to voting machines purchased prior to July 1, 2007. Summary: Elections; voting equipment; wireless communications at polling places. Provides an exception to the prohibition on wireless communications to or from voting devices at the polls on election day. The bill authorizes wireless communications after the polls are closed to transmit results from voting equipment by modem to the electoral board.</p>		
HB 470 - Watts (39) Loitering; prohibited in right-of-way of certain highways with posted signs.	1/7/2008 House: Referred to Committee on Transportation 1/17/2008 House: Reported from Transportation with amendment (21-Y 1-N) 1/22/2008 House: VOTE: --- PASSAGE (97-Y 0-N) 1/23/2008 Senate: Referred to Committee on Transportation	1/28/2008
<p>Support w/ Amend. (084516784) - Support with amendment to provide that the loitering must be a demonstrable public safety hazard. Summary: Loitering in the rights-of-way of certain highways. Prohibits loitering in the right-of-way of any highway on which the Commissioner or the local governing body has posted signs prohibiting such activity.</p>		
HB 571 - Crockett-Stark (6) Highway systems; revenue-sharing funds for certain counties.	1/7/2008 House: Referred to Committee on Transportation 2/5/2008 House: Incorporated by Transportation (HB111- Scott, E.T.) by voice vote	1/28/2008
<p>Support (088318480) - Regional position in Legislative Program. Summary: Revenue-sharing funds for certain counties. Eliminates the four-tier allocation system and also eliminates the authority for counties to use proffers for up to one-half of the local government's contribution to revenue-sharing fund projects. This bill was incorporated into HB 111 (Scott, E.T.).</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 618 - Amundson (44) Highway construction; power of Transportation Commissioner includes construction of sidewalks.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/29/2008 House: Continued to 2009 in Transportation by voice vote</p>	<p>1/28/2008</p>
<p>Support (087882412) Summary: Clarifies that the power of eminent domain exercised by the Commonwealth Transportation Commissioner for highway construction includes construction of sidewalks and lighting therefor.</p>		
<p>HB 627 - May (33) PPTA; private entity to pay costs for independent audit of all traffic and cost estimates.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/22/2008 House: Reported from Transportation with substitute (20-Y 0-N) 1/28/2008 House: Read third time and passed House BLOCK VOTE (99-Y 0-N) 1/29/2008 Senate: Referred to Committee on Transportation</p>	<p>[2/1/2008] 1/28/2008</p>
<p>[Support] (083507620-H1) - Has been amended to address Board's concerns. Monitor (083448568) Summary: PPTA. Requires, for projects undertaken under the Public-Private Transportation Act of 1995 (PPTA), the responsible private entity to pay the costs for an independent audit of any and all traffic and cost estimates associated with the private entity's proposal, as well as a review of all public costs and potential liabilities to which taxpayers could be exposed. This independent audit must be conducted by an independent consultant selected by the responsible public entity, and all information from the review must be fully disclosed.</p>		
<p>HB 649 - Hogan (60) Motor vehicle dealers; collection of annual license and registration fees in certain localities.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/17/2008 House: Reported from Transportation (21-Y 1-N) 1/22/2008 House: VOTE: --- PASSAGE (95-Y 2-N) 1/23/2008 Senate: Referred to Committee on Transportation</p>	<p>1/28/2008</p>
<p>Monitor (083821536) – Board’s concerns include simplification of payment; disclosure provisions notifying consumers; and allowing dealers to collect fees, at option of customer. Summary: Prohibits licensed motor vehicle dealers from collecting any additional license and registration fees imposed by the Hampton Roads Transportation Authority and/or the Northern Virginia Transportation Authority; and repeals § 46.2-206.1, which provides for the imposition of civil remedial fees on certain drivers.</p>		
<p>HB 697 - BaCote (95) Libraries; localities may adopt an ordinance prohibiting firearms, etc. on premises.</p>	<p>1/8/2008 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2008</p>
<p>Support (087948424) - Historical position of Board. Summary: Provides that localities may adopt an ordinance that prohibits firearms, ammunition, or components or combinations thereof in libraries owned or operated by the locality.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 719 - Janis (56) Underage drinking and driving; punishment.</p>	<p>1/8/2008 House: Referred to Committee for Courts of Justice 2/8/2008 House: Reported from Courts of Justice (18-Y 4-N)</p>	<p>1/28/2008</p>
<p>Support (081409568) Summary: Punishment for underage drinking and driving; penalty. Provides that "zero tolerance" (0.02% BAC) underage drinking and driving is punishable as a Class 1 misdemeanor. Currently, the punishment is loss of license for six months and a fine of no more than \$500. This bill provides for forfeiture of such person's license to operate a motor vehicle for a period of one year from the date of conviction and a mandatory minimum fine of \$250. Punishment set forth in the bill mimics punishment for DUI.</p>		
<p>HB 734 - Caputo (67) Public libraries; possession of firearms on premises prohibited.</p>	<p>1/8/2008 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2008</p>
<p>Support (088007456) - Historical position of Board. Summary: Possession of firearms; public libraries; penalty. Prohibits the possession of a firearm at a state, regional, or local public library. Violation of this section would be a Class 1 misdemeanor. The provisions of this section would not apply to a law-enforcement officer or security guard while in the performance of his official duties.</p>		
<p>HB 746 - Caputo (67) Child day center; possession of firearms on premises prohibited.</p>	<p>1/8/2008 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2008</p>
<p>Support (084470456) - Historical position of Board. Summary: Possession of firearms; child day center. Prohibits the possession of a firearm at a child day center. Violation of this section would be a Class 1 misdemeanor. The provisions of this section would not apply to a law-enforcement officer or security guard while in the performance of his official duties.</p>		
<p>HB 793 - Englin (45) Greenhouse gas emissions; Secretary of Natural Resources to develop strategy to reduce.</p>	<p>1/8/2008 House: Referred to Committee on General Laws</p>	<p>1/28/2008</p>
<p>Support (088606500) Summary: Secretary of Natural Resources; development of strategy to reduce greenhouse gas emissions. Requires the Secretary to develop a comprehensive plan by January 1, 2010, that, if adopted by the General Assembly, is capable of providing a 30 percent reduction of the 2005 greenhouse gas emissions level by 2025 and an 80 percent reduction of the 2005 greenhouse gas emissions level by 2050.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 837 - Sherwood (29) Dam break inundation zones; localities with authority to address development.</p>	<p>1/8/2008 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/23/2008 House: Reported from Agriculture, Chesapeake and Natural Resources with substitute (20-Y 2-N) 1/29/2008 House: VOTE: --- PASSAGE (94-Y 2-N) 1/30/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources</p>	<p>1/28/2008</p>
<p>Monitor (083939822) Summary: Dam break inundation zones. Provides localities with the authority to address development in dam break inundation zones. The bill directs developers to assist dam owner with required upgrades and requires additional disclosure and notification procedures for dam owners. The bill contains an enactment clause that specifies that the bill's provisions do not affect site plans or subdivisions submitted prior to the effective date of the act.</p>		
<p>HB 839 - Sherwood (29) Interoperability Executive Committee; codifies Committee, report.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 1/22/2008 House: Referred from General Laws by voice vote 1/22/2008 House: Referred to Committee on Militia, Police and Public Safety 2/8/2008 House: Reported from Militia, Police and Public Safety with amendments (22-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (080617802) - Support with amendment to add local government IT representative. Summary: State Interoperability Executive Committee. Codifies the State Interoperability Executive Committee, which assists the Commonwealth Interoperability Coordinator.</p>		
<p>HB 854 - Ebbin (49) Freedom of Information Act; local public bodies may meet by electronic communication.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 2/5/2008 House: Reported from General Laws (22-Y 0-N) 2/8/2008 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (081764492) - Board position in Legislative Program. Summary: Allows any local governing body, school board, or any authority, board, bureau, commission, district, or agency of local government to meet by electronic communication means without a quorum of the public body physically assembled at one location when the Governor has declared a state of emergency in accordance with § 44-146.17, provided (i) the catastrophic nature of the declared emergency makes it impracticable or unsafe to assemble a quorum in a single location and (ii) the purpose of the meeting is to address the emergency. The local public body convening the meeting shall (a) give public notice using the best available method given the nature of the emergency, which notice shall be given contemporaneously with the notice provided members of the local public body conducting the meeting; (b) make arrangements for public access to such meeting; and (c) otherwise comply with the provisions for electronic communication meetings. The nature of the emergency and the fact that the meeting was held by electronic communication means shall be stated in the minutes. The bill contains a technical amendment. The bill is a recommendation of the Freedom of Information Advisory Council.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 898 - Scott (53) Retail Sales and Use Tax; Exemptions include additional one-half percent authorized for localities.</p>	<p>1/8/2008 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Support (082521720) Summary: Local sales and use tax; additional one-half percent authorized. Permits any locality to impose an additional one-half percent sales and use tax provided that all revenue generated from the additional tax is used solely for public educational purposes.</p>		
<p>HB 901 - Scott (53) Employee benefits; provision for funding of employee's principal residence in City of Alexandria.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[2/1/2008]</p>
<p>[Support] (082384720) Summary: Employee benefits; residence in certain localities. Allows localities comprising Planning District 8, which is composed of the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park; the towns of Dumfries, Herndon, Leesburg, Purcellville, and Vienna; and the counties of Arlington, Fairfax, Loudoun, and Prince William, to provide for the use of funds, other than state funds, to provide grants, loans, and other assistance for local government and school board employees, as well as employees of local constitutional officers, to purchase or rent residences for use as the employee's principal residence within the locality.</p>		
<p>HB 942 - Jones (70) Driver's license, provisional; repeals provision allowing use of wireless devices when stopped.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 2/5/2008 House: Continued to 2009 in Transportation by voice vote</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (081099580) - Support with amendment to conform to County's bill, HB 481. Summary: Provisional driver's license holder limitations. Repeals the provision that allows drivers operating under a provisional driver's license to use wireless communications devices when their vehicles are lawfully parked or stopped. The bill also removes a subsection that makes offenses in the rest of the section secondary offenses.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 944 - Albo (42) Public Procurement Act; procurement of professional services for certain transportation projects.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 1/29/2008 House: Reported from General Laws (22-Y 0-N) 2/1/2008 House: VOTE: --- PASSAGE (98-Y 1-N) 2/4/2008 Senate: Referred to Committee on General Laws and Technology</p>	<p>1/28/2008</p>
<p>Support (087035324) - NVTa initiative; Board position in Legislative Program. Summary: Increases the monetary limits for architectural and professional engineering contracts associated with transportation projects that any locality and certain authorities and sanitation districts may enter into under the Virginia Public Procurement Act. The bill raises the amount for a single contract from \$1 million to \$5 million and increases the maximum amount for each task order from \$200,000 to \$1 million.</p>		
<p>HB 1013 - Hugo (40) Newman Road; designating as State byway in Fairfax County.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/29/2008 House: Reported from Transportation (20-Y 0-N) 2/4/2008 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 2/5/2008 Senate: Referred to Committee on Transportation</p>	<p>[1/18/2008]</p>
<p>[Support] (086972548) Summary: Newman Road. Designates the entire length of Newman Road in Fairfax County a Virginia byway.</p>		
<p>HB 1014 - Hugo (40) High-occupancy vehicle (HOV) lanes; use by vehicles bearing special fuel vehicle license plates.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/31/2008 House: Reported from Transportation with substitute (22-Y 0-N) 2/8/2008 House: VOTE: --- PASSAGE (89-Y 6-N)</p>	<p>1/28/2008</p>
<p>Support (086974548) Summary: HOV lanes; clean special fuel vehicles. Extends until July 1, 2009, the "sunset" the provision allowing vehicles bearing clean special fuel license plates to use HOV lanes regardless of the number of their passengers.</p>		
<p>HB 1065 - Amundson (44) Safety belts; makes non-use thereof primary offense.</p>	<p>1/9/2008 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2008</p>
<p>Support (083430412) - Historical position of Board. Summary: Safety belts. Makes non-use of motor vehicle safety belts a "primary offense."</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>HB 1072 - Caputo (67) Fire-safe cigarettes; prohibits manufacture, etc. unless tested to meet performance standard.</p>	<p>1/9/2008 House: Referred to Committee on Commerce and Labor 1/29/2008 House: Incorporated by Commerce and Labor (HB228-Cosgrove) by voice vote</p>	<p>1/28/2008</p>
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Support (088005456) - Board position in Legislative Program.
Summary: Fire-safe cigarettes; civil penalties. Prohibits the manufacture, sale, or offer for sale of cigarettes unless the cigarettes have been tested to determine that they meet a performance standard for fire safety. The test predicts the likelihood that a cigarette will ignite material with which it comes in contact. Cigarette manufacturers are required to file a certification with the Commissioner of Agriculture and Consumer Services that their cigarettes meet the mandated performance standard as measured by the prescribed test. Cigarette packages are required to be marked so that compliant cigarettes may be distinguished from those not certified as compliant. The specific mark is determined by the manufacturer, subject to Commissioner approval. This measure provides that cigarettes compliant with similar New York regulations will be compliant with these requirements and that manufacturers may use the same package markings they use in that state. Violators are subject to civil penalties. The measure will become effective January 1, 2010, and will expire on the effective date of any federal reduced cigarette ignition propensity standard that preempts the measure.

<p>HB 1084 - Englin (45) Zoning; approval of certain proffered conditions.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with amendment (21-Y 1-N) 2/6/2008 House: VOTE: --- PASSAGE (98-Y 1-N) 2/8/2008 Senate: Referred to Committee on Local Government</p>	<p>1/28/2008</p>
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Support w/ Amend. (088490500) - Support with amendment to clarify liability issues.
Summary: Approval of certain proffered conditions. Provides that in any instance in which a locality has accepted proffered conditions that include pedestrian improvements in a "transit station area," as defined by a locality, the Virginia Department of Transportation may review such improvements, but any final approval of the improvements shall rest with the governing body.

<p>HB 1107 - Rust (86) Single-family dwellings; fines for zoning violations related to overcrowding.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns (21-Y 1-N) 2/6/2008 House: VOTE: --- PASSAGE (95-Y 4-N) 2/7/2008 Senate: Referred to Committee on Local Government</p>	<p>1/28/2008</p>
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Support (088087620) - Board has historically supported.
Summary: Fines for overcrowding in residential dwellings. Increases the maximum fines for repeat violations of ordinances regulating the number of unrelated persons in single-family residential dwellings.

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>HB 1118</u> - Miller (87) Real estate tax; exemptions and deferrals for certain residential or farm property.</p>	<p>1/9/2008 House: Referred to Committee on Privileges and Elections</p>	<p>1/28/2008</p>
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Support (082873802) - Support; ensure flexibility in local implementation.
Summary: Real property tax exemptions and deferrals for certain residential or farm property. Authorizes local governing bodies to exempt, partially exempt, or defer the taxation of real property of up to 20 percent of the assessed value or the assessment for real property that is residential or farm property designed for continuous habitation and occupied as the primary dwelling of the individual owners. The bill is contingent on a constitutional amendment authorizing the exemption.

<p><u>HB 1119</u> - Miller (87) Derelict structures; locality authorized to impose fee on record owner.</p>	<p>1/9/2008 House: Referred to Committee on General Laws 2/5/2008 House: Passed by in General Laws with letter by voice vote</p>	<p>1/28/2008</p>
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Support (080514644)
Summary: Derelict structures. Authorizes a locality, by ordinance, to impose on the record owner of a derelict structure, a fee not to exceed the lesser of \$2,500 or 15 percent of the most recently assessed value of the derelict structure and the land upon which the structure is situated if such owner or owners fail to (i) respond in writing within 30 days from the date notice declaring such structure derelict is sent with an abatement or removal plan to be completed within a reasonable time or (ii) abate or remove the derelict structure within the time prescribed in a plan for abatement or removal which has been approved by the locality. Also, a locality may provide that any owner or owners of such derelict structure who fail to (i) respond to a notice in writing with an abatement or removal plan or (ii) abate or remove the derelict structure as prescribed in an approved plan, shall be guilty of a misdemeanor punishable by a fine of not more than \$2,500. The bill also allows a locality to abate or remove the derelict structure should the owner fail to act; the cost of which shall be a lien on the property. The bill defines derelict structure.

<p><u>HB 1159</u> - Albo (42) Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2008</p>
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Support (081042404) - See also HB 205, HB 430, SB 428.
Summary: Provides that a zoning ordinance may contain provisions for the issuance of inspection warrants by a magistrate. The zoning administrator may present sworn testimony to a magistrate or court of competent jurisdiction and request that the magistrate or court grant the zoning administrator an inspection warrant to enable the zoning administrator to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant.

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Bills	General Assembly Actions	Date of BOS Position
HB 1218 - Bowling (3) School buses; prohibits use of wireless telecommunications devices by persons operating.	1/9/2008 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with substitute (21-Y 0-N)	1/28/2008
<p>Support (084595436) Summary: Wireless telecommunications devices. Prohibits use of wireless telecommunications devices by persons operating school buses, except in emergencies.</p>		
HB 1233 - Vanderhye (34) Reckless driving; suspension of license on conviction of minor.	1/9/2008 House: Referred to Committee on Transportation 1/22/2008 House: Referred from Transportation by voice vote 1/22/2008 House: Referred to Committee for Courts of Justice	1/28/2008
<p>Support (086941762) Summary: Suspension of license on conviction of reckless driving by a minor. Provides that if a minor is convicted of reckless driving in violation of subdivision (i) of § 46.2-862 (reckless driving in excess of 20 miles per hour over the speed limit), he shall lose his privilege to drive for six months. Currently, there is no exception for minors and all persons convicted of reckless driving (any offense) are subject to license suspension for a period of 10 days to six months.</p>		
HB 1270 - Ebbin (49) Pedestrians and drivers; sets out responsibilities at marked and unmarked crosswalks.	1/9/2008 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with amendment (11-Y 8-N)	1/28/2008
<p>Support (086188492) - Board position in Legislative Program. Summary: Pedestrians and drivers; responsibilities. Sets out the responsibilities of pedestrians and drivers at marked and unmarked crosswalks.</p>		
HB 1286 - Athey, Jr. (18) Highway systems; eliminates three-tier aspect of revenue-sharing program.	1/9/2008 House: Referred to Committee on Transportation 2/5/2008 House: Incorporated by Transportation (HB111-Scott, E.T.) by voice vote	1/28/2008
<p>Support w/ Amend. (086134420) - Support with amendment to allow 100 percent of the local match to be in the form of proffers. Summary: Local revenue-sharing highway projects. Eliminates the three-tier aspect of the revenue-sharing program, allows localities to contribute up to 90 percent of their share in the form of proffers, and provides that 90 percent of project funding will be from VDOT and 10 percent from the locality. This bill was incorporated into HB 111 (Scott, E.T.).</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 1328 - Peace (97) Stalking; enhanced penalties.</p>	<p>1/9/2008 House: Referred to Committee for Courts of Justice 2/1/2008 House: Reported from Courts of Justice with substitute (22-Y 0-N) 2/1/2008 House: Referred to Committee on Appropriations</p>	<p>1/28/2008</p>
<p>Support (088767676) Summary: Provides that any person who commits a second or subsequent offense of stalking occurring within five years of a conviction of a prior offense is guilty of a Class 6 felony. Currently, the Class 6 felony applies for a third or subsequent offense. The bill also provides that any person who commits an offense of stalking when, at the time of the offense, there is in effect any court order prohibiting contact between the defendant and the victim or the victim's family or household member is guilty of a Class 6 felony.</p>		
<p>HB 1347 - Barlow (64) Cigarette tax; authorizes any county to impose.</p>	<p>1/9/2008 House: Referred to Committee on Finance</p>	<p>1/28/2008</p>
<p>Monitor (081104428) - Monitor to maintain County enabling authority. Summary: Local cigarette tax; counties. Authorizes any county to impose a local cigarette tax at a rate not to exceed \$0.05 per pack or the amount levied under state law, whichever is greater.</p>		
<p>HB 1437 - Bulova (37) Trees; conservation during land development process for air quality improvement.</p>	<p>1/14/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with substitute (17-Y 5-N)</p>	<p>1/28/2008</p>
<p>Support (084789444) - Board has historically supported. Summary: Conservation of trees during the land development process for air quality improvement in certain localities. 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 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than eight but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than four but not more than eight units per acre; (v) 25 percent tree canopy for a residential site zoned more than two but not more than four units per acre; and (vi) 30 percent tree canopy for a residential site zoned two or less units per acre. Finally, the bill mandates that any tree conservation ordinance provide for certain deviations from the canopy requirements.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 1474 - Eisenberg (47) Citizenship Assistance Initiative Program; established.</p>	<p>1/16/2008 House: Referred to Committee on Rules</p>	<p>1/28/2008</p>
<p>Support (088613500) Summary: Secretary of Education; Citizenship Assistance Initiative Program. Establishes the Virginia Citizenship Assistance Initiative Program within the Office of the Secretary of Education to serve as a public resource for linking legal permanent residents directly to the information and services they need to successfully pursue citizenship. The Initiative is to be established as a nonprofit legal entity to (i) directly assist legal immigrants in Virginia become United States citizens; (ii) encourage legal immigrants to independently initiate their naturalization process; and (iii) help new citizens participate fully in civic life in Virginia.</p>		
<p>HB 1488 - Sherwood (29) Polygraph; no sexual offense victim shall be requested to submit for investigation to proceed.</p>	<p>1/17/2008 House: Referred to Committee for Courts of Justice 2/1/2008 House: Incorporated by Courts of Justice (HB1043-Watts) by voice vote</p>	<p>[2/1/2008]</p>
<p>[Support] (088903520) - VAWA funding contingency. Summary: Use of polygraph on sex offense victims. Provides that no complaining witness of any alleged offense involving criminal sexual activity shall be requested to submit to a polygraph examination as a condition of proceeding with an investigation of the offense.</p>		
<p>HB 1493 - Ebbin (49) Nondiscrimination; prohibits discrimination in state government employment based on race, etc.</p>	<p>1/17/2008 House: Referred to Committee for Courts of Justice</p>	<p>1/28/2008</p>
<p>Support (082363492) - Consistent with Board's initiative at local level. Summary: Nondiscrimination in state public employment. Prohibits discrimination in state government employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p>HB 1511 - May (33) Changeable electronic variable message signs; imposes a moratorium on erection of advertisements.</p>	<p>1/17/2008 House: Referred to Committee on Transportation 2/5/2008 House: Continued to 2009 in Transportation by voice vote</p>	<p>1/28/2008</p>
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Support (084824620)
Summary: Changeable electronic variable message signs. Imposes a moratorium on the erection or conversion of advertisements and advertising structures into changeable electronic variable message signs.

<p>HB 1514 - Byron (22) Income tax, corporate; apportionment for manufacturers.</p>	<p>1/17/2008 House: Referred to Committee on Finance 2/4/2008 House: Reported from Finance with amendment (20-Y 0-N) 2/4/2008 House: Referred to Committee on Appropriations 2/6/2008 House: Reported from Appropriations with amendment (24-Y 0-N)</p>	<p>[2/1/2008]</p>
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[Support Study] (088887448) - Support study, as in HJ 177 or SJ 101.
Summary: Corporate income tax; apportionment for manufacturers. Allows manufacturers to elect an apportionment formula of multiplying their income by the sales factor or using the formula prescribed for other businesses, whether the manufacturers have a sales factor or not.

<p>HB 1524 - Athey, Jr. (18) License and registration fees, additional; method of collection in certain localities.</p>	<p>1/18/2008 House: Referred to Committee on Transportation 2/7/2008 House: Stricken from docket by Transportation by voice vote</p>	<p>1/28/2008</p>
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Monitor (089857420)
Summary: Additional annual license fees and additional initial registration fees in certain localities.

<p>HB 1535 - Barlow (64) Safety belts; makes non-use thereof primary offense.</p>	<p>1/18/2008 House: Referred to Committee on Militia, Police and Public Safety</p>	<p>1/28/2008</p>
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Support (088866428)
Summary: Safety belts. Makes non-use of motor vehicle safety belts a "primary offense."

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Bills	General Assembly Actions	Date of BOS Position
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<p>HJ 4 - Albo (42) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>11/26/2007 House: Referred to Committee on Privileges and Elections 1/22/2008 Originating Committee: House Constitutional Amendment 1/25/2008 House: Reported from Privileges and Elections with substitute (18-Y 1-N) 1/29/2008 House: VOTE: --- ADOPTION (96-Y 0-N) 1/30/2008 Senate: Referred to Committee on Privileges and Elections</p>	<p>1/28/2008</p>
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Support (087831404) - Board supported first passage.
Summary: Constitutional amendment (second resolution); property exempt from taxation. 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.

<p>HJ 177 - Byron (22) Multistate corporations; study benefits of single sales factor.</p>	<p>1/9/2008 House: Referred to Committee on Rules 2/5/2008 House: Reported from Rules (15-Y 0-N) 2/8/2008 House: Agreed to by House BLOCK VOTE (98-Y 0-N)</p>	<p>[2/1/2008]</p>
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[Monitor] (089828448)
Summary: Study; single sales factor; report. Establishing a Joint Subcommittee to study the benefits of adopting a single sales factor to apportion the income of multistate corporations for purposes of the corporation income tax.

<p>SB 9 - Whipple (31) Constitutional amendment; exempts certain homeowners from taxation (voter referendum).</p>	<p>11/28/2007 Senate: Referred to Committee on Privileges and Elections 1/29/2008 Senate: Reported from Privileges and Elections (12-Y 0-N) 1/29/2008 Senate: Rereferred to Finance</p>	<p>1/28/2008</p>
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Support (087606352)
Summary: Constitutional amendment (voter referendum); property exempt from taxation. Provides for a referendum at the November 2008 election on approval of a proposed constitutional amendment relating to property tax exemptions. The proposed amendment authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt or partially 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.

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 39 - Deeds (25) Traffic accident reports; increases amount of damage threshold to be reported by law enforcement.</p>	<p>12/19/2007 Senate: Referred to Committee on Transportation 1/17/2008 Senate: Rereferred to Courts of Justice 1/21/2008 Senate: Reported from Courts of Justice with amendment (14-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (088179220) - Support with amendment to limit increase to \$2,500. Summary: Traffic accident reports. Increases from \$1,000 to \$1,500 the damage threshold at which traffic accidents become "reportable."</p>		
<p>SB 49 - Whipple (31) Zoning ordinances and districts; matters to be considered in drawing and applying.</p>	<p>12/20/2007 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with amendments (10-Y 2-N 1-A) 2/4/2008 Senate: Passed Senate (31-Y 8-N)</p>	<p>1/28/2008</p>
<p>Support (084670352) Summary: Matters to be considered in drawing and applying zoning ordinances and districts. Provides that zoning ordinances and districts shall be drawn and applied with reasonable consideration for the conservation of environmental resources.</p>		
<p>SB 50 - Whipple (31) Zoning ordinances; purpose thereof.</p>	<p>12/20/2007 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with amendment (12-Y 1-N) 2/4/2008 Senate: Read third time and passed Senate (32-Y 7-N)</p>	<p>1/28/2008</p>
<p>Support (084671352) Summary: Purpose of zoning ordinances. Provides that zoning ordinances shall be designed to give reasonable consideration to conserving natural and environmental resources.</p>		
<p>SB 52 - Whipple (31) Voting equipment; wireless communications at polling places.</p>	<p>12/20/2007 Senate: Referred to Committee on Privileges and Elections 2/5/2008 Senate: Reported from Privileges and Elections with substitute (15-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (087061352) - Support with amendment to provide that the prohibition on wireless communication shall not apply to voting machines purchased prior to July 1, 2007. Summary: Elections; voting equipment; wireless communications at polling places. Provides exceptions to the prohibition on wireless communications to or from voting devices at the polls on election day. First, wireless communications to transmit results from voting equipment by modem to the electoral board after the polls close is permitted. Second, electronic pollbooks may be used.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 99 - Ruff (61) Highway systems; revenue-sharing funds therefor in certain counties, cities, and towns.</p>	<p>1/2/2008 Senate: Referred to Committee on Transportation 1/17/2008 Senate: Rereferred to Finance 2/5/2008 Senate: Reported from Finance with substitute (14-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (081076320) - Support with amendment to delete or modify priorities for funding. Summary: "Revenue-sharing" funds for highway systems in certain counties, cities, and towns. Provides that, from additional revenues made available by the General Assembly after January 1, 2008, 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.</p>		
<p>SB 131 - Houck (17) Freedom of Information Act; local public bodies may meet by electronic communication.</p>	<p>1/3/2008 Senate: Referred to Committee on General Laws and Technology 2/6/2008 Senate: Reported from General Laws and Technology (13-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (081755244) - Board position in Legislative Program. Summary: Freedom of Information Act; electronic meetings; authority of local public bodies. Allows any local governing body, school board, or any authority, board, bureau, commission, district, or agency of local government to meet by electronic communication means without a quorum of the public body physically assembled at one location when the Governor has declared a state of emergency in accordance with Â§ 44-146.17, provided (i) the catastrophic nature of the declared emergency makes it impracticable or unsafe to assemble a quorum in a single location and (ii) the purpose of the meeting is to address the emergency. The local public body convening the meeting shall (a) give public notice using the best available method given the nature of the emergency, which notice shall be given contemporaneously with the notice provided members of the local public body conducting the meeting; (b) make arrangements for public access to such meeting; and (c) otherwise comply with the provisions for electronic communication meetings. The nature of the emergency and the fact that the meeting was held by electronic communication means shall be stated in the minutes. The bill contains a technical amendment. The bill is a recommendation of the Freedom of Information Advisory Council.</p>		

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Bills	General Assembly Actions	Date of BOS Position
SB 136 - Stuart (28) School buses; prohibits use of wireless telecommunications devices by persons driving.	1/3/2008 Senate: Referred to Committee on Transportation 1/24/2008 Senate: Reported from Transportation with amendments (15-Y 0-N) 1/30/2008 Senate: Read third time and passed Senate (40-Y 0-N)	1/28/2008
Support (088731333) Summary: Wireless telecommunications devices. Prohibits use of wireless telecommunications devices by persons driving school buses, except in emergencies.		
SB 151 - Lucas (18) Dental assistants; Board of Dentistry to regulate practice thereof.	1/7/2008 Senate: Referred to Committee on Education and Health 1/24/2008 Senate: Reported from Education and Health (15-Y 0-N) 1/29/2008 Senate: Read third time and passed Senate (40-Y 0-N)	1/28/2008
Monitor (084003802) Summary: Practice of dental assistants. Requires the Board of Dentistry to regulate the practice of dental assistants.		
SB 164 - Lucas (18) Polygraph; no sexual offense victim shall be requested to submit for investigation to proceed.	1/7/2008 Senate: Referred to Committee for Courts of Justice 1/23/2008 Senate: Reported from Courts of Justice with substitute (15-Y 0-N) 1/29/2008 Senate: Read third time and passed Senate (40-Y 0-N)	[2/1/2008]
[Support] (080842260-S1) - VAWA funding contingency. Summary: Provides that no law-enforcement officer, attorney for the Commonwealth, or other government official shall ask or require a victim of a sex offense to submit to a polygraph or other truth-telling device as a condition for proceeding with the investigation of the offense and that the refusal of a victim to submit to a polygraph, etc. shall not prevent the investigation, charging or prosecution of the offense.		
SB 173 - Blevins (14) Domestic violence cases; retention of records.	1/7/2008 Senate: Referred to Committee for Courts of Justice 1/16/2008 Senate: Reported from Courts of Justice (15-Y 0-N) 1/22/2008 Senate: Read third time and passed Senate (38-Y 0-N)	1/28/2008
Support (087778204) Summary: Provides that records in cases involving misdemeanor convictions for (i) assault and battery against a family or household member, or (ii) violating a protective order shall be retained for 20 years. A third conviction for these crimes within 20 years is a felony, however, currently, such records are only required to be retained for 10 years.		

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 174 - Blevins (14) Real estate tax; classification of certain energy-efficient buildings.</p>	<p>1/7/2008 Senate: Referred to Committee on Finance 1/23/2008 Senate: Reported from Finance with substitute (16-Y 0-N) 1/28/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (088136204) - Amends permissive statute adopted at 2007 General Assembly. Summary: Classification of real property; energy-efficient buildings. Provides that energy-efficient buildings that meet performance guidelines or standards under the Leadership in Energy and Environmental Design (LEED) Green Building Rating System, EarthCraft House program, or Energy Star program may be classified as a separate class of real property for tax purposes. Certification of energy-efficiency would be determined by a certification issued under any one of the programs or a determination by an engineer designated by the locality that the building meets or exceeds the performance guidelines or standards under any one of the three programs. Under current law, buildings that exceed the energy efficiency standards prescribed in the Virginia Uniform Statewide Building Code by at least 30 percent are deemed energy-efficient buildings, and the certification of energy efficiency is performed by an engineer or contractor that is not related to the taxpayer.</p>		
<p>SB 184 - Herring (33) Advertisement of plans; no person who received written notice may challenge validity of plan, etc.</p>	<p>1/7/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Reported from Local Government with amendment (15-Y 0-N) 1/29/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Monitor (080754240) Summary: Advertisement of plans; descriptive summary. Provides that no person who received actual 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>		
<p>SB 189 - Herring (33) Highway construction; increases cost of project using state or local employees.</p>	<p>1/7/2008 Senate: Referred to Committee on Transportation 1/17/2008 Senate: Reported from Transportation (14-Y 0-N) 1/23/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (087034324) - NVTA initiative; Board position in Legislative Program. Summary: Highway construction by state or local employees. Increases the maximum cost of project that may be undertaken using state or local employees to \$1 million.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>SB 208</u> - Stosch (12) Reduced cigarette ignition propensity; prohibits manufacture, etc. thereof unless meets standards.</p>	<p>1/7/2008 Senate: Referred to Committee on Commerce and Labor 1/28/2008 Senate: Reported from Commerce and Labor with substitute (15-Y 0-N) 2/1/2008 Senate: Read third time and passed Senate (39-Y 0-N)</p>	<p>1/28/2008</p>
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Support (080095332) - Board position in Legislative Program.

Summary: Reduced cigarette ignition propensity; civil penalties. Prohibits the manufacture, sale, or offer for sale of cigarettes unless the cigarettes have been tested to determine that they meet a performance standard for fire safety. The test predicts the likelihood that a cigarette will ignite material with which it comes in contact. Cigarette manufacturers are required to file a certification with the Commissioner of Agriculture and Consumer Services that their cigarettes meet the mandated performance standard as measured by the prescribed test. Cigarette packages are required to be marked so that compliant cigarettes may be distinguished from those not certified as compliant. The specific mark is determined by the manufacturer, subject to Commissioner approval. This measure provides that cigarettes compliant with similar New York regulations will be compliant with these requirements and that manufacturers may use the same package markings they use in that state. Violators are subject to civil penalties. The measure will become effective on January 1, 2010, except that a provision prohibiting localities from enacting or enforcing conflicting provisions becomes effective July 1, 2008. The measure will expire on the effective date of any federal reduced cigarette ignition propensity standard that preempts the measure.

<p><u>SB 234</u> - Whipple (31) Greenhouse gas emissions; mandatory reporting.</p>	<p>1/7/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 2/4/2008 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (9-Y 6-N) 2/8/2008 Senate: Passed Senate (25-Y 15-N)</p>	<p>1/28/2008</p>
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Support (083934822)

Summary: Requires that the State Air Pollution Control Board adopt regulations requiring the reporting of greenhouse gas emissions from stationary sources. The regulations would apply only to those sources that emit more than a de minimis amount of greenhouse gas and that are already required to report emissions of other air pollutants. To the extent possible, reporting requirements will incorporate standards and protocols developed by other widely recognized and verified greenhouse gas inventory programs. Beginning in 2009, the Virginia Department of Transportation is required to provide the Department of Environmental Quality with data necessary to maintain a greenhouse gas emissions inventory for individual road segments throughout the Commonwealth. The Board is also authorized to establish a voluntary program allowing persons to register voluntary reductions in direct or indirect emissions of greenhouse gases. The voluntary program may include the reporting of reductions in emissions from motor vehicle fleets owned by persons otherwise required to report emissions from stationary sources.

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 264 - Deeds (25) Fire insurance; prohibits insurer from refusing to issue policy for family day homes.</p>	<p>1/8/2008 Senate: Referred to Committee on Commerce and Labor</p>	<p>1/28/2008</p>
<p>Support (088174220) Summary: Fire insurance; family day homes. Prohibits an insurer or agent from refusing to issue or renew a policy written to insure an owner-occupied dwelling solely because the insured operates a licensed or registered family day home. The policy shall not provide liability coverage for losses arising out of, or in connection with, the operation of the family day home, which coverage shall only be provided by a separate endorsement or insurance policy.</p>		
<p>SB 296 - Puller (36) TANF; eligibility for food stamps when convicted of drug-related felonies.</p>	<p>1/8/2008 Senate: Referred to Committee on Rehabilitation and Social Services 2/1/2008 Senate: Rereferred to Finance 2/5/2008 Senate: Reported from Finance (10-Y 3-N 1-A) 2/8/2008 Senate: Read third time and passed Senate (23-Y 17-N)</p>	<p>1/28/2008</p>
<p>Support (083182304) - Board has supported in past. Summary: Eligibility for TANF and food stamps; drug-related felonies. 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. This bill incorporates SB 642 (Senator Ticer).</p>		
<p>SB 342 - Cuccinelli, II (37) Toll facilities, state; purchaser thereof that is non-State entity to agree to open meetings.</p>	<p>1/8/2008 Senate: Referred to Committee on General Laws and Technology 2/6/2008 Senate: Continued to 2009 in General Laws and Technology (13-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (082245216) Summary: Transfer of state toll facilities. Requires the purchaser of a state toll facility that is a non-Commonwealth public or private entity to agree in writing to conduct all business of the newly acquired toll facility in open meetings under the provisions of the Virginia Freedom of Information Act.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><u>SB 428</u> - Barker (39) Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>1/8/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with amendments (15-Y 0-N) 2/4/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
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Support (086272201) - See also HB 205, HB 430, HB 1159.
Summary: Administrative inspection warrants. Provides that a zoning ordinance may include provisions for the issuance of inspection warrants by a magistrate or court of competent jurisdiction. The zoning administrator or his agent may present sworn testimony to a magistrate or court of competent jurisdiction and if such sworn testimony establishes probable cause that a zoning ordinance violation has occurred, request that the magistrate or court grant the zoning administrator or his agent an inspection warrant to enable the zoning administrator or his agent to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator or his agent shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant under this bill.

<p><u>SB 441</u> - Howell (32) Crime victims and witnesses; prohibits inquiry of immigration status.</p>	<p>1/9/2008 Senate: Referred to Committee for Courts of Justice 1/30/2008 Senate: Reported from Courts of Justice with substitute (15-Y 0-N) 2/5/2008 Senate: Read third time and passed Senate (39-Y 0-N)</p>	<p>1/28/2008</p>
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Support (089824248)
Summary: Crime victims; immigration status. Provides that no law-enforcement officer or other agent of state or local government shall inquire into the immigration status of any person who reports that he is the victim of a crime or is the parent or guardian of a minor victim, or is a cooperating witness in a criminal investigation or is the parent or guardian of a minor witness. The bill does not prohibit a law-enforcement officer from inquiring into the immigration status of a victim or witness who has been arrested and charged with a criminal violation, or when such inquiry is required by federal law or is essential to the investigation or prosecution of the crime to which the person is a witness or of which the person is a victim. This bill incorporates SB 639.

<p><u>SB 448</u> - Petersen (34) Trees; conservation thereof during development process for air quality improvement in localities.</p>	<p>1/9/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Incorporated by Local Government (SB710-Ticer) (15-Y 0-N)</p>	<p>1/28/2008</p>
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Support (087980293) - Board has historically supported.
Summary: Conservation of trees during the development process for air quality improvement in localities. Provides that 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

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Bills	General Assembly Actions	Date of BOS Position
<p>minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30 percent 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>		
<p>SB 463 - Whipple (31) Infectious diseases; residential or day program, etc. licensed by State to report cases.</p>	<p>1/9/2008 Senate: Referred to Committee on Education and Health 1/31/2008 Senate: Reported from Education and Health with substitute (14-Y 0-N) 2/5/2008 Senate: Read third time and passed Senate (39-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (084674352) Summary: Reporting of infectious diseases; residential facilities. Adds persons in charge of residential or day programs, services, or facilities licensed by any agency of the Commonwealth to the list of nonphysicians who must report disease outbreaks.</p>		
<p>SB 479 - Hanger, Jr. (24) Comprehensive Services Act; annual workshop to train on best practices and evidence-based practices.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/30/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Monitor (085695232-S1) Summary: Office of Comprehensive Services and the Comprehensive Services Act; best practices. Requires the Director of the Office of Comprehensive Services for At-Risk Youth and Families to identify, disseminate, and provide annual training for CSA staff and other interested parties on best practices and evidence-based practices related to the Comprehensive Services Program.</p>		
<p>SB 483 - Hanger, Jr. (24) Comprehensive Services Act; Executive Council to oversee development of performance standards, etc.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/30/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Monitor (085696232-S1) Summary: Comprehensive Services Act; data collection performance standards. Requires the State Executive Council to (i) oversee the development and implementation of uniform data collection standards, utilizing a secure electronic client-specific database for CSA-funded services; (ii) oversee the development and implementation of a uniform set of performance measures for evaluating the CSA program; and (iii) oversee the development and distribution of management reports that provide information to the public and community policy and management teams (CPMT) to help evaluate child and family outcomes and public and provider</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>performance. The bill requires the Director of the Office of Comprehensive Services for At-Risk Youth and Families to implement the provisions of this bill. This bill incorporates SB 481, SB 482, SB 484, SB 485, and SB 486 (Senator Hanger).</p>		
<p>SB 487 - Hanger, Jr. (24) Comprehensive Services Act; Executive Council oversee development of services for at-risk children.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/30/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Monitor (085697232-S1) Summary: Comprehensive Services Act; intensive care coordination and service planning. Requires the State Executive Council to oversee the development and implementation of mandatory uniform guidelines for intensive care coordination services for children who are at risk of entering, or are placed in, residential care through the Comprehensive Services Act program. Community policy and management team are responsible for establishing policies for providing intensive care coordination services. The bill also requires family assessment and planning teams to identify children who are at risk of entering, or are placed in, residential care through the Comprehensive Services Act program who can be appropriately and effectively served in their homes, relatives' homes, family-like settings, and communities and coordinate services and develop a plan for returning the child to his home, relative's home, family-like setting, or community. This bill incorporates SB 480, SB 488, SB 489 (Senator Hanger), and SB 658 (Senator Howell).</p>		
<p>SB 493 - Puller (36) Foster & adoption workers; Department of Social Services to establish minimum training requirements.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services (15-Y 0-N) 1/30/2008 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (089830304) Summary: Foster and adoption workers; minimum training requirements. Requires the Department of Social Services to establish minimum training requirements and to provide educational programs for foster and adoption workers and their supervisors.</p>		
<p>SB 496 - Northam (6) Real property tax; exemptions and deferrals for certain residential or farm property.</p>	<p>1/9/2008 Senate: Referred to Committee on Finance 1/23/2008 Senate: Reported from Finance with amendment (11-Y 4-N 1-A)</p>	<p>1/28/2008</p>
<p>Support (082874802) - Support; ensure flexibility in local implementation. Summary: Real property tax exemptions and deferrals for certain residential or farm property. Authorizes local governing bodies to exempt, partially exempt, or defer the taxation of real property of up to 20 percent of the assessed value or the assessment for real property that is residential or farm property designed for continuous habitation and occupied as the primary dwelling of the individual owners. The bill is contingent on a constitutional amendment authorizing the exemption.</p>		

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Bills	General Assembly Actions	Date of BOS Position
SB 520 - Watkins (10) State Interoperability Executive Committee.	1/9/2008 Senate: Referred to Committee on General Laws and Technology 1/16/2008 Senate: Reported from General Laws and Technology with amendments (14-Y 0-N) 1/22/2008 Senate: Read third time and passed Senate (38-Y 0-N)	1/28/2008
Support w/ Amend. (089834348) - Support with amendment to add local government IT representative. Summary: Codifies the State Interoperability Executive Committee, which assists the Commonwealth Interoperability Coordinator.		
SB 526 - Locke (2) Vehicle safety inspections; required every 24 months instead of every 12 months.	1/9/2008 Senate: Referred to Committee on Transportation 1/31/2008 Senate: Continued to 2009 in Transportation (15-Y 0-N)	1/28/2008
Monitor (081110824) Summary: Vehicle safety inspections. Requires vehicle safety inspections every 24 months instead of every 12 months and increases the maximum allowable fee for most vehicles from \$16 to \$20.		
SB 632 - Ticer (30) Trees; conservation of during land development process for air quality improvement.	1/9/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)	1/28/2008
Support (086120336) - Board has historically supported. Summary: Conservation of trees during the land development process for air quality improvement in certain localities. 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 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30 percent 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.		

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Bills	General Assembly Actions	Date of BOS Position
SB 642 - Ticer (30) TANF; eligibility for food stamps when convicted of drug-related felonies.	1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 2/1/2008 Senate: Incorporated by Rehabilitation and Social Services (SB296-Puller) (14-Y 0-N)	1/28/2008
<p>Support (088322336) - Board has supported in past. Summary: Eligibility for TANF and food stamps; drug-related felonies. Provides exemption to receive TANF benefits for persons who have been convicted of a felony drug offense pursuant to Â§ 18.2-250 and comply with criminal court orders and treatment programs, as permitted by federal law. This bill has been incorporated into SB 296 (Senator Puller).</p>		
SB 644 - Ticer (30) Pedestrians and drivers; sets out responsibilities at marked and unmarked crosswalks.	1/9/2008 Senate: Referred to Committee on Transportation 1/31/2008 Senate: Reported from Transportation (9-Y 6-N) 2/8/2008 Senate: Read third time and passed Senate (22-Y 16-N)	1/28/2008
<p>Support (088182336) Summary: Pedestrians and drivers; responsibilities. Sets out the responsibilities of pedestrians and drivers at marked and unmarked crosswalks.</p>		
SB 649 - Ticer (30) Motor vehicle safety belt systems; repeals language that makes nonuse secondary offense.	1/9/2008 Senate: Referred to Committee on Transportation 1/17/2008 Senate: Reported from Transportation (8-Y 4-N 2-A) 1/23/2008 Senate: Read third time and passed Senate (22-Y 18-N)	1/28/2008
<p>Support (083401828) - Historical position of the Board. Summary: Motor vehicle safety belt systems. Repeals language that makes nonuse of motor vehicle safety belt systems a secondary offense.</p>		
SB 690 - Watkins (10) Water Quality Improvement Fund; reimbursement to localities for costs of nutrient removal upgrades.	1/15/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/21/2008 Senate: Reported from Agriculture, Conservation and Natural Resources (15-Y 0-N)	[2/1/2008]
<p>[Support] (083957348) Summary: Disbursements from Water Quality Improvement Fund. Authorizes the Department of Environmental Quality to reimburse localities for the costs of nutrient removal upgrades at publicly owned treatment works on a monthly basis so long as there is written certification from the grant recipient that the local share of the project costs have been expended.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>SB 710 - Ticer (30) Trees; conservation during the land development process for air quality improvement.</p>	<p>1/16/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with substitute (14-Y 1-N) 2/7/2008 Senate: Passed Senate (39-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (083027336) - Board has historically supported. Summary: Conservation of trees during the land development process for air quality improvement in certain localities. 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 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than eight but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than four but not more than eight units per acre; (v) 25 percent tree canopy for a residential site zoned more than two but not more than four units per acre; and (vi) 30 percent tree canopy for a residential site zoned two or less units per acre. Finally, the bill mandates that any tree conservation ordinance provide for certain deviations from the canopy requirements.</p>		
<p>SB 728 - Saslaw (35) Licensed motor vehicle dealers; prohibits collecting additional license & registration fees.</p>	<p>1/18/2008 Senate: Referred to Committee on Transportation 1/31/2008 Senate: Reported from Transportation with amendment (15-Y 0-N) 1/31/2008 Senate: Rereferred to Finance 2/5/2008 Senate: Reported from Finance (11-Y 1-N 2-A) 2/8/2008 Senate: Read third time and passed Senate (38-Y 0-N)</p>	<p>1/28/2008</p>
<p>Monitor (083832324) Summary: Collection of annual license and registration fees in certain localities. Prohibits licensed motor vehicle dealers from collecting any additional license and registration fees imposed by the Hampton Roads Transportation Authority and/or the Northern Virginia Transportation Authority.</p>		
<p>SB 729 - Saslaw (35) Retail Sales & Use Tax; Northern Virginia Transportation Authority authorized to impose.</p>	<p>1/18/2008 Senate: Referred to Committee on Finance 2/5/2008 Senate: Reported from Finance with amendments (11-Y 1-N 2-A) 2/8/2008 Senate: Read third time and passed Senate (30-Y 10-N)</p>	<p>1/28/2008</p>
<p>Monitor (082904324) Summary: Northern Virginia Transportation Authority; revenues of the Authority. Authorizes the Authority to impose a 0.50 percent retail sales and use tax in the counties and cities embraced by the Authority with the revenues therefrom dedicated to the Authority. The bill provides that if the Authority imposes the retail sales and use tax, then, beginning at such time that the tax is first imposed, the Authority shall no longer be authorized to impose the (i) additional, one-time vehicle registration fee of one percent of the value of the</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p>vehicle for vehicles registered in a county or city embraced by the Authority; (ii) five percent sales tax on labor or services charged in the repair of motor vehicles occurring within a county or city embraced by the Authority; or (iii) additional annual \$10 vehicle inspection fee for vehicles inspected in a county or city embraced by the Authority.</p>		
<p>SB 763 - Ticer (30) Changeable electronic variable message signs; imposes a moratorium on erection of advertisements.</p>	<p>1/18/2008 Senate: Referred to Committee on Transportation 2/7/2008 Senate: Continued to 2009 in Transportation (14-Y 0-N)</p>	<p>1/28/2008</p>
<p>Support (084832336) Summary: Changeable electronic variable message signs. Imposes a moratorium on the erection or conversion of advertisements and advertising structures into changeable electronic variable message signs.</p>		
<p>SJ 6 - Whipple (31) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>11/28/2007 Senate: Referred to Committee on Privileges and Elections 1/29/2008 Senate: Reported from Privileges and Elections (9-Y 3-N) 1/29/2008 Senate: Rereferred to Finance 2/7/2008 Senate: Failed to report (defeated) in Finance (8-Y 8-N)</p>	<p>1/28/2008</p>
<p>Support (084307352) - Board supported first passage. Summary: Constitutional amendment (second resolution); property exempt from taxation. 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.</p>		
<p>SJ 101 - Stosch (12) Multistate corporations; study benefits of single sales factor.</p>	<p>1/9/2008 Senate: Referred to Committee on Rules 1/25/2008 Senate: Reported from Rules with amendments by voice vote 1/30/2008 Senate: Agreed to by Senate by voice vote</p>	<p>[2/1/2008]</p>
<p>[Monitor] (082387332-E) Summary: Study; benefits, economic impact, and fiscal impact of adopting a single sales factor to apportion the income of multistate corporations for purposes of the corporation income tax; report. Provides for a joint committee of the Senate Committee on Finance and the House Committee on Finance to study the benefits, economic impact, and fiscal impact of adopting a single sales factor to apportion the income of multistate corporations for purposes of the corporation income tax. The joint committee may form a Single Sales Factor Advisory Work Group consisting of interested parties to assist in the study.</p>		

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Fairfax County Positions

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*Legislation
Continued to 2009*

Bills	General Assembly Actions	Date of BOS Position
HB 86 - Landes (25) Unused Pharmaceuticals Disposal Program; created.	12/13/2007 House: Referred to Committee on Health, Welfare and Institutions 1/17/2008 House: Continued to 2009 in Health, Welfare and Institutions by voice vote	1/28/2008
Support (084424592) - Support, contingent on state funding. Summary: Establishes a program for the disposal of unused pharmaceuticals.		
HJ 20 - Marshall (13) Constitutional amendment; restriction on entities that may impose taxes (first reference).	12/7/2007 House: Referred to Committee on Privileges and Elections 1/18/2008 House: Continued to 2009 in Privileges and Elections by voice vote	1/28/2008
Oppose (082507616) Summary: Prohibits any entity from imposing taxes other than the Commonwealth, counties, cities, towns, or regional governments.		
HJ 21 - Marshall (13) Constitutional amendment; restriction on entities that may impose taxes (first reference).	12/7/2007 House: Referred to Committee on Privileges and Elections 1/18/2008 House: Continued to 2009 in Privileges and Elections by voice vote	1/28/2008
Oppose (082514616) Summary: Prohibits any entity from imposing taxes other than the Commonwealth, counties, cities, towns, or regional governments.		
SB 299 - Whipple (31) Real estate taxes; classifies affordable rental housing.	1/8/2008 Senate: Referred to Committee on Finance 1/23/08 Senate: Continued to 2009 in Finance (16-Y 0-N)	1/28/2008
Oppose (082869352) - Oppose as written. Summary: Classifies as affordable rental housing (i) real property operated as affordable rental housing for each of the 12 months of the most recently ended tax year in accordance with the definition of or criteria for affordable rental housing established by the locality, provided that during such year all building code violations have been abated or remedied, or (ii) real property with one or more of such units designated by the locality as committed for affordable rental housing. Under current law, rent restrictions and restrictions on conveyances of affordable rental housing are taken into consideration in determining fair market value.		

Bills	General Assembly Actions	Date of BOS Position
<u>SB 363</u> - Watkins (10) Automatic sprinkler systems; tax credit for initial installation.	1/8/2008 Senate: Referred to Committee on General Laws and Technology 1/23/2008 Senate: Continued to 2009 in General Laws and Technology (15-Y 0-N)	1/28/2008
<p>Support (082853744)</p> <p>Summary: Requires that all buildings that (i) are more than 75 feet high or more than six stories high, (ii) are being used to house individuals or to provide guest rooms for occupancy, and (iii) are not equipped with an automatic sprinkler system would be equipped with an automatic sprinkler system by December 31, 2017. The Board of Housing and Community Development would be required to promulgate regulations establishing standards for the automatic sprinkler system. The bill also would make available to the owners of such building an income tax credit equal to 45% of the total amount paid by the owner for the initial installation of the sprinkler system. The tax credit could be carried forward for 10 years.</p>		

Fairfax County Positions

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Legislation No Longer Under Consideration

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

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Bills	General Assembly Actions	Date of BOS Position
<p>HB 39 - Scott (53) Wireless telecommunications device; prohibits use of text messaging while driving certain vehicles.</p>	<p>12/5/2007 House: Referred to Committee on Transportation 1/15/2008 House: Passed by in Transportation with letter by voice vote</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (079481720) - Support with amendment to exempt public safety personnel. Summary: Prohibits operation of a motor vehicle, bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped on the highways in the Commonwealth while using any wireless telecommunications device for the purpose of sending, receiving, or reading any text message.</p>		
<p>HB 153 - Poisson (32) Solar water heating system pay-as-you-save pilot program; SCC to analyze and establish, report.</p>	<p>12/21/2007 House: Referred to Committee on Commerce and Labor 1/17/2008 House: Passed by in Commerce and Labor with letter by voice vote</p>	<p>1/28/2008</p>
<p>Support (088143688) - Support concept. Summary: Directs the State Corporation Commission to analyze, and if appropriate, to establish, a pilot program whereby residential customers who install a solar water heating system will be able to pay for the system as an item on their monthly electricity bill. Participation in the pilot program would be voluntary. Participating electric utilities will be required to submit proposed tariffs to provide for their recovery of the costs of the systems over a term not to exceed 75 percent of the expected life of the system, in monthly amounts that are less than the expected reductions in the consumer's electricity bill expected to result from the installation of the system.</p>		
<p>HB 609 - Eisenberg (47) Wireless telecommunications device; prohibits use of text messaging while driving certain vehicles.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/15/2008 House: Passed by in Transportation with letter by voice vote</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (088223496) - Support with amendment to exempt public safety personnel. Summary: Prohibits operation of a motor vehicle, bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped on the highways in the Commonwealth while using any wireless telecommunications device for the purpose of sending, receiving, or reading any text message.</p>		
<p>HB 857 - Ebbin (49) Adult Fatality Review Team; created, report.</p>	<p>1/8/2008 House: Referred to Committee on Health, Welfare and Institutions 1/15/2008 House: Incorporated by Health, Welfare and Institutions (HB251-OBannon) by voice vote</p>	<p>1/28/2008</p>
<p>Support (086197492) - Board has historically supported. Summary: 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</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>of information to help prevent similar fatalities. The Team is charged with reviewing the death of any adult (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 Â§ 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>		
<p>HB 1173 - Lingamfelter (31) Motorcyclists; allows certain persons at least 21 years of age to ride without helmets.</p>	<p>1/9/2008 House: Referred to Committee on Transportation 1/22/2008 House: Failed to report (defeated) in Transportation (7-Y 14-N)</p>	<p>1/28/2008</p>
<p>Oppose (085918600) Summary: Allows certain persons at least 21 years of age to operate or ride motorcycles without wearing helmets.</p>		
<p>HB 1279 - Spruill, Sr. (77) Transportation district commissioners; raises per diem.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 1/25/2008 House: Stricken from docket by Counties, Cities and Towns by voice vote</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (084017740) - Support with amendment to effect equity with General Assembly member compensation. Summary: Raises the per diem for transportation district commissioners from \$50 to \$100.</p>		
<p>HJ 3 - Brink (48) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>11/21/2007 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Incorporated by Privileges and Elections (HJ4-Albo) by voice vote</p>	<p>1/28/2008</p>
<p>Support (087603440) - Board supported first passage. 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.</p>		
<p>HJ 56 - Miller (87) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>1/2/2008 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Incorporated by Privileges and Elections (HJ4-Albo) by voice vote</p>	<p>1/28/2008</p>
<p>Support (087621644) - Board supported first passage. Summary: Authorizes the General Assembly to enact legislation that will allow localities by ordinance to</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>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.</p>		
<p>HJ 121 - Moran (46) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>1/8/2008 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Incorporated by Privileges and Elections (HJ4-Albo) by voice vote</p>	<p>1/28/2008</p>
<p>Support (088308648) - Board supported first passage. 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.</p>		
<p>SB 32 - Locke (2) Libraries; localities may adopt an ordinance prohibiting firearms, etc. on premises.</p>	<p>12/19/2007 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Failed to report (defeated) in Local Government (5-Y 10-N)</p>	<p>1/28/2008</p>
<p>Support (087888256) - Historical position of Board. Summary: Provides that localities may adopt an ordinance that prohibits firearms, ammunition, or components or combinations thereof in libraries that are owned or operated by the locality.</p>		
<p>SB 239 - Locke (2) Taxpayer information; local officials to provide direct access for use by fire, rescue, etc.</p>	<p>1/8/2008 Senate: Referred to Committee on Finance 1/22/2008 Senate: Stricken at request of Patron in Finance (16-Y 0-N)</p>	<p>1/28/2008</p>
<p>Amend (087895256) - Amend to restrict to name and address of taxpayer; this is taxpayer privacy and confidentiality issue. Summary: Allows local officials to provide direct access, including direct computer access, to taxpayer information for use by fire, rescue, or police personnel for official actions in the line of duty. In order to provide direct access, the local official would be required to enter into an agreement with the director of the local emergency services department. The agreement would provide for the implementation of information systems security measures and other security measures relating to taxpayer information for purposes of ensuring that direct access is limited to use by fire, rescue, or police personnel for official actions.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>SB 257 - Deeds (25) Interoperability Executive Committee; codifies Committee, report.</p>	<p>1/8/2008 Senate: Referred to Committee on General Laws and Technology 1/16/2008 Stricken at request of patron in General Laws and Technology (14-Y 0-N).</p>	<p>1/28/2008</p>
<p>Support w/ Amend. (089816220) - Support with amendment to add local government IT representative. Summary: Codifies the State Interoperability Executive Committee, which assists the Commonwealth Interoperability Coordinator.</p>		
<p>SB 338 - Cuccinelli, II (37) Public funds; payment for membership to professional associations in certain instances prohibited.</p>	<p>1/8/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Failed to report (defeated) in Local Government (4-Y 11-N)</p>	<p>1/28/2008</p>
<p>Amend (082370216) - Amend to prohibit a locality from requiring that an employee join a professional organization as a condition of employment unless such membership is mandatory for the employee to maintain a professional license required for the job. Summary: Provides that no public funds may be used to pay for the membership of any employee in a professional association as a condition of employment unless membership in the professional association is required for the employee to maintain a professional or occupational license, certification, or registration that is directly related to the performance of official duties.</p>		

2008 General Assembly Session Transportation Funding/Allocation Bills

Bills	Patron	Description	Committee	Status	Position	Notes
HB 26	Putney	Civil remedial fees on certain drivers; repealed	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 41	Scott	Motor fuels tax; modifies rates of taxation thereof.	H Finance #2			Modifies the rates of taxation on motor fuels to be the greater of (i) the current specific cents-per-gallon rates or (ii) percentage rates, 7.7 percent for gasoline/gasohol, and 6.8 percent for diesel. The percentage rates would be applied to the average price per gallon, less federal and state taxes, as determined by the Commissioner of the DMV over rolling 6 month periods.
HB 50	Cole	Civil remedial fees on certain drivers; repealed	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 67	Marshall, R.	Civil remedial fees on certain drivers; repealed	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 154	Nichols	Civil remedial fees on certain drivers; repealed	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007) and requires repayment of fees collected with interest.
HB 161	Albo	Liquidated damage fees; fees to be paid by all abusive drivers on State highways.	H Trans			Repeals "civil remedial fees," replaces with "liquidated damages" that apply to all drivers including Non-Virginia residents; lists offenses and penalties
HB 179	Marshall, R.	Civil remedial fees; alternatives to fee for certain offenses.	H Trans			Provides that if a reckless driving offense involves speeding in excess of 85 miles per hour, the court may order the installation of a device to limit the speed of the vehicle routinely driven by the defendant to 75 miles per hour in lieu of a civil remedial fee. Also provides that if the offense involves driving while intoxicated, the court may order that the person install and use an ignition interlock system for a period of 12 consecutive months in lieu of a civil remedial fee.
HB 185	Marshall, R.	Trucks and combination vehicles; Transportation Board to impose fee for use in maintaining highways.	H Trans #2			Requires the CTB to impose a fee on trucks and combination vehicles for use in maintaining state highways.
HB 275	Watts	Motor fuels tax; rate increase.	H Rules			Increases the tax on gasoline, diesel fuel, and alternative fuel by \$0.10 per gallon; increases the motor carrier road tax by an equivalent of \$0.10 per gallon of fuel used in the Commonwealth. All motor fuels taxes will be indexed every two years beginning July 1, 2009, by an amount equal to the percentage change in the Producer Price Index for Highway and Street Construction. The revenue generated is used for transportation purposes.
HB 287	Kilgore	Civil remedial fees on certain drivers; repealed	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 290	Englin	Civil remedial fees on certain drivers; repealed	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 377	Marshall, D.	Civil remedial fees; court to order community service in lieu of imposition of fees.	H Trans			Allows a court to order community service in lieu of imposition of civil remedial fees when it finds that the person is unable to pay or that payment will present a substantial hardship.
HB 448	Rust	Civil remedial fees; fees shall be assessed on person who operates motor vehicle on highways.				Provides that abusive driver civil remedial fees shall be assessed on any person who operates a motor vehicle on the highways of Virginia, whether licensed by Virginia or not, whether a resident of Virginia or not. Provides that a civil remedial fee will not be imposed for driving on a suspended license if the suspension or revocation was based solely upon a person's failure to pay a court fine, court cost, or civil remedial fee. Limits application of the fees upon the commission of unnamed traffic misdemeanors to Class 1 and Class 2 misdemeanors. Provides that no fee is to be imposed for reckless driving when the violation was as a result of traveling (a) less than 80 miles per hour in a 55 mile-per-hour zone or (b) less than 90 miles per hour in a 65 mile-per-hour zone.
HB 490	Arnundson	Transportation funding; increases motor fuels tax and repeals certain abusive driver fees.	H Trans			Repeals Abusive Driver Fees approved in HB 3202 (2007); replaces with a 1.5 cent motor fuels tax statewide.
HB 649	Hogan	Motor vehicle dealers; collection of annual license and registration fees in certain localities.	Passed House (95-2)			Repeals Abusive Driver Fees approved in HB 3202 (2007); requires DMV to collect MVTA and HRTA initial vehicle registration fee and annual registration fee, rather than the automobile dealers.
HB 747	Caputo	Civil remedial fees on certain drivers; repealed.	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007) and requires repayment of fees collected with interest.
HB 1113	Cole	Certificate of occupancy; imposition of fee for issuance	H Counties, Cities and Towns			Imposes a fee for the issuance of a certificate of occupancy for every building or structure that is neither exempt from taxation by law nor actually valued at less than \$100,000 at the time such final certificate of occupancy is issued. 2/3 of the fees to be allocated to Transportation Trust Fund. 1/3 of the fees to be allocated to local government for transportation purposes.
HB 1188	Moran	Civil remedial fees on certain drivers; repealed.	H Trans			Repeals the Abusive Driver Fees approved in HB 3202 (2007) and requires repayment of fees collected with interest.

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HB 1231	Vanderhye	Civil remedial fees on certain drivers; repealed	H Trans		Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 1243	Hugo	Civil remedial fees on certain drivers; repealed	H Trans	Reported by H Trans (22-0)	Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 1266	Huff	Motor fuels tax; increase.	H Finance #2		Increases the tax on gasoline, diesel fuel, and alternative fuel by \$0.055 per gallon; increases the motor carrier road tax by an equivalent of \$0.055 per gallon of fuel used in the Commonwealth; and increases the alternative use fee for certain motor carriers from \$100 to \$150. The revenue generated is used for transportation purposes.
HB 1291	Alney	Civil remedial fees on certain drivers; repealed	H Trans		Repeals the Abusive Driver Fees approved in HB 3202 (2007).
HB 1375	Morrissey	Civil remedial fees on certain drivers; repealed	H Trans		Repeals the Abusive Driver Fees approved in HB 3202 (2007).
SB 1	Houck	Civil remedial fees on certain drivers; repealed.	S Courts of Justice	Passed Senate (39-0)	As reported by S Courts of Justice, repeals the Abusive Driver Fees approved in HB 3202 (2007). Refund provisions have been removed.
SB 445	Petersen	Motor fuels tax; funding for transportation related alternatives	S Finance		Increases the statewide motor fuels tax by 1.0 cents per gallon. Deposits into the Biofuels Production Fund.
SB 597	Norment	Simulcast horse racing; Racing Commission authorizes wagering thereon & allocates proceeds	S Gen Laws		Authorizes wagering on historical horse racing and allocates 51 percent of the proceeds to the Transportation Trust Fund.
SB 713	Sasiaw	Motor fuels tax; rate increase.	S Finance		Increases the state motor fuels tax rate by \$0.05 per gallon in increments of \$0.01 per gallon in each of the next five fiscal years with the revenues deposited to the Highway Maintenance and Operating Fund.
Transportation Allocation Formula Bills					
HB 94	Nichols	Secondary highway system; allocates construction funds among counties based on population	H Approp. Trans Sub.		Changes secondary road funding allocation to populations only.
HB 389	Bulova	Highway systems; allocation of maintenance funds	H Trans # 1		Changes maintenance allocation formula to link budget to meeting performance standards.
HB 471	Watts	Highway construction, primary system; funds allocation	H Trans # 1		Changes primary system allocation formula to include a congestion factor (VMT/lane miles).
HB 788	Ingram	Highway maintenance payments; Arlington and Henrico Counties	H Approp. Trans Sub.		Allows counties that maintain their own secondary highways (Henrico and Arlington) to receive the same per-lane-mile maintenance payments provided for roads within urban transportation service districts in other counties
HB 1106	Rust	Highway construction, primary system; funds allocation	H Approp. Trans Sub.		Changes primary system allocation formula to include a congestion factor (VMT/lane miles).
HB 1385	Miller, J	Highway construction funds, primary and secondary; funds allocation	H Trans		Revises the formulas used to allocate primary and secondary highway construction funds, so that such funds are allocated on the basis of population.

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Bill Number	Author	Revenue Sharing: Eliminates tiered system and changes profiler allowance	H. Trans	Incorporated into	Eliminates tiered prioritization system and changes the allowance for localities to use profilers as part of the local match for the Revenue Sharing Program.
HB 571	Crocket-Stark	Revenue Sharing: Eliminates tiered system and changes profiler allowance	H. Trans	HB 111	Eliminates tiered prioritization system and changes the allowance for localities to use profilers as part of the local match for the Revenue Sharing Program.
HB 1286	Athey	Revenue Sharing: Eliminates tiered system and changes profiler allowance	H. Trans	HB 111	Eliminates tiered prioritization system and changes the allowance for localities to use profilers as part of the local match for the Revenue Sharing Program.

<p style="text-align: center;">Select Legislation before the 2008 General Assembly Related to the Comprehensive Services Act (CSA) and Funding for Services For the February 1, 2008 Board of Supervisors Legislative Subcommittee</p>				
Bill (Patron)	Description	Cost to Locality	Impact On Current Local Operations	Recommended Action
Local and State Data Collection and Reporting				
SB 483 (Hanger-Patron prior to Substitute; replaces SB481, SB482, SB484, SB485, SB486)	<ul style="list-style-type: none"> State oversight of development and implementation of uniform performance measures for CSA. State also to develop and distribute management reports to the public and local CPMTs on program and expenditure data related to the CSA program. State oversight on uniform data collection standards and to collect data, utilizing a database that can collect data on costs and funding sources. Requires local CPMTs to review and analyze CSA program and expenditure data. Requires local CPMTs and FAPTs to report CSA data to the state. Requires state agencies to report companion funding, e.g. Title IV-E data to state OCS. 	Unknown	Redesign of local data collection and reporting requirements. The intent is to have statewide aggregated data that better informs case specific and management level decision-making to ensure effective and cost efficient use of CSA funding.	Support with assurances for participation and input from the CORE* Group ¹ , as well as assurances for no significant additional administrative cost to localities.
Service Development and Service Management				
SB 487 (Hanger-Patron prior to Substitute; Howell-Powell of SB658 prior to inclusion in this Substitute; replaces SB480, SB488, SB489, SB658)	<ul style="list-style-type: none"> State oversight of development of guidelines for intensive care coordination to for residential services funded through CSA. The guidelines are to include a process for regular case monitoring and utilization review. Also required local CPMTs to establish policies for providing intensive care coordination services for residential services funded by CSA. Also, requires FAPTs to identify youth accessing residential services funded by CSA to determine the potential for less restrictive community-based services. 	Unknown	Standardizes both state and local practices. The statewide requirements need to take into consideration unique local circumstances.	Support with assurances for participation and input from the CORE* Group.
Training				

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¹ **CORE** (Council on Reform Efforts). The primary mission of the CORE is to have a small group of localities convene, along with state leadership and other partners, to develop strategies and implement those strategies in their own communities to positively impact the "Critical Reform Areas" in children's services. Additionally, the CORE will develop strategies and best practices that can be used in other counties and eventually statewide in later phases of the work.

**Select Legislation before the 2008 General Assembly
Related to the Comprehensive Services Act (CSA) and Funding for Services
For the February 1, 2008
Board of Supervisors Legislative Subcommittee**

Bill (Patron)	Description	Cost to Locality	Impact On Current Local Operations	Recommended Action
SB 479 (Hanger-Patron prior to Substitute)	State CSA Office to identify, disseminate, and provide annual statewide training on best practices and evidence-based practices related to the CSA program	No	Positive. Assistance to localities in utilizing effective services.	Support with assurances for participation and input from CORE* Group.
Funding				
Budget Bill	Changes the local match rate on CSA pool funds: provides incentives for use of community-based services and a disincentive for use of residential services (group homes and residential treatment centers)	Yes. Current local match rate for all CSA services is 46.11%. County could lose approx. \$1.7M in state revenue annually.	The impact would change over time as the County's utilization of residential and community-based services shifts and if more service capacity can be developed within the community.	Oppose without an amendment to: -Delay the proposed local match rate increase on residential services -Allow more flexible use of CSA funding for service development -provide financial support from the state for community capacity-building
Budget Bill	Increase payments to foster and adoptive families	Yes, due to local match.	Improves service capacity and community options	Support
Budget Bill	Enhance child welfare worker training for DSS staff	No	Improves service delivery and staff knowledge and skills	Support
Budget Bill	Improve the recruitment and retention of foster parents	No	Improves service capacity and community options	Support