



# County of Fairfax, Virginia

## MEMORANDUM

**DATE:** February 4, 2007

**TO:** Board of Supervisors

**FROM:** Anthony H. Griffin   
County Executive

**SUBJECT:** 2007 Legislative Report No. 2 – Board Legislative Committee Meeting of January 26

The “crossover” date of the 2007 General Assembly is scheduled for February 6, 2007. 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 over the weekend.

The Legislative Committee met on January 26 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 January 26, 2007

Members Present: Chairman Gerald E. Connolly  
Supervisor Sharon Bulova  
Supervisor Penelope A. Gross  
Supervisor Catherine M. Hudgins  
Supervisor Gerald Hyland  
Supervisor Joan DuBois  
Supervisor Linda 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 Issues

- **Transportation Funding** – The Committee reviewed an analysis of the Republican transportation package and adopted a set of principles regarding

this plan as presented in HB 3202 (Howell), SB 1414 (Davis), SB 1415 (Stolle) and SB 1417 (Norment). This statement of principles is provided in the attachments to this memorandum on handwritten page 65.

### **III. Specific Legislation**

**HB 1693** (Eisenberg) (HCT) requires that statements made by a juvenile criminal defendant accused of committing a violent juvenile felony are to be electronically recorded and that failure to record such statements shall be a factor to be considered by the court re admissibility. Monitor. (073015301)

**HB 1786** (Kilgore) (HACNR) authorizes nonprofit organizations, whose primary mission is to protect Virginia's natural resources, to receive the proceeds from a civil action they brought for the improper disposal of solid waste. Support. (078292372)

**HB 2036** (Hamilton) (HHWI) Involuntary admission hearings; examination providers. Adds community service boards and behavioral health authorities to the list of facilities by which an examiner may be employed. Support. (078153316)

**HB 2110** (Carrico) (HCT) excludes cocaine, heroin, and methamphetamine for consideration of deferred proceedings and dismissal under the drug "first offender" statute. Oppose. (078222264)

**HB 2182** (Saxman) (HGL) provides an exemption from licensure as an architect or professional engineer for the design of on-site treatment works consisting solely of an anaerobic septic tank treatment system with gravity conveyance to a gravity-distributed subsurface drain field. Monitor. (078829428)

**HB 2220** (Amundson) (HFIN) provides an income tax deduction for unreimbursed expenses that are paid by an organ and tissue donor and that have not been taken as a medical deduction on the taxpayer's federal income tax return, effective for taxable years beginning on or after January 1, 2007. The amount of the deduction is the lesser of \$5,000 or the actual amount paid by the taxpayer. Support; Board position in Legislative Program. (077131212)

**HB 2295** (McClellan) (HACNR) requires veterinarians to collect a \$3 surcharge on each administered rabies vaccination and remit the money to the local treasurer. The funds raised pursuant to the surcharge shall be deposited in a fund to reimburse providers of low-cost and pro bono sterilization services. Support if amended to allow for recapture of administrative costs, and to clarify reimbursement criteria and process. (074239402)

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**HB 2338** (Gilbert) (HFIN) gives each town the authority to preempt a county's transient occupancy tax within the town, whether the county's tax is pursuant to the authority under § 58.1-3819 or to authority under other previous law. Under current law such preemption applies only to a county's transient occupancy tax imposed pursuant to § 58.1-3819. Oppose. (078660306)

**HB 2414** (Athey) (HGL) provides that before a building permit may be issued for any building to be renovated or demolished, the local building department must receive certification from the owner or his agent that the affected portions of the building have been inspected for the presence of asbestos by an individual licensed to perform such inspections pursuant to § 54.1-503. Currently, such certification is required for only those buildings for which an initial building permit was issued before January 1, 1985. Monitor. (075247220)

**HB 2441** (Frederick) (HTRAN) establishes hours of operation for HOV lanes along I-95 and I-395 in Northern Virginia. Oppose. 079354303

**HB 2444** (Frederick) (HTRAN) requires the Commonwealth Transportation Commissioner, for HOV lanes designated by the Commonwealth Transportation Board, to develop and implement a process whereby (i) the times of day during which HOV restrictions are in place may be applicable either earlier or later on any day when traffic volume on the affected facility increases markedly either prior to or after the hours when HOV restrictions would otherwise apply and (ii) the direction of traffic flow on HOV facilities with reversible lanes may be reversed at any time when so doing would expedite the movement of traffic on parallel lanes not subject to HOV restrictions. Oppose. (076391303)

**HB 2497** (Orrock) (HGL) allows localities to provide that a building department may issue a blanket permit for new construction by the school board on existing school property. Such blanket permit will allow the school board to construct ancillary buildings on school property without the need to obtain a new permit. Monitor. (071117448)

**HB 2538** (Landes) (STRAN) revises the procedures according to which the Commonwealth Transportation Commissioner (CTC), through his duly authorized agents, may enter upon any land in the Commonwealth for the purposes of determining its suitability for highway and other transportation purposes. Support. (074369376)

**HB 2550** (Ebbin) (HGL)/**SB 820** (Davis) (SGL)/**SB 1310** (Lucas) (SGL) prohibits discrimination in state employment on the basis of pregnancy, childbirth or related medical conditions, marital status, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974. Support. (071636300, 071652726, 079829752)

**HB 2666** (Purkey) (HFIN) exempts certified pollution control equipment and facilities, placed in service on or after January 1, 2009, from state and local taxation pursuant to subsection d of Section 6 of Article X of the Constitution of Virginia. The measure also provides that certain

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machinery and tools placed in service on or after January 1, 2009, are taxable as intangible personal property, thereby excluding such property from local taxation. Oppose. (070226832)

**HB 2744** (Englin) (HGL) adds source of income to the list of unlawful discriminatory housing practices. The bill defines source of income as any lawful income used by a person to meet his obligation to pay for the purchase or lease of a dwelling, including payment with (i) federal funds received pursuant to public housing or Section 8 programs of the United States Housing Act of 1937, as amended, (ii) funds received from assistance made available under Chapter 1.2 (§ 36-55.26 et seq.) of Title 35, or (iii) proceeds from a bequest, life insurance policy, annuity, or other like source. The bill contains technical amendments. Support. (074636299)

**HB 2776** (Athey) (SCT) prohibits counseling offices and similar facilities that provide services to convicted sex offenders from operating within or adjacent to residential areas. Monitor. (075177220-E)

**HB 2795** (Marshall) (HTRAN) provides that on and after July 1, 2007, no street in any county will be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system will be classified by the Department as local subdivision roads and will not be taken into the state secondary highway system unless they are within an established urban development area. Oppose. (075205220)

**HB 2826** (Gilbert) (HCT) requires all public bodies and contractors who intend to contract with public bodies to register and participate in a federal work authorization program to verify information on all new employees. "Federal work authorization program" is defined as any of the electronic verification of work authorization programs operated by the United States Department of Homeland Security or any equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986. The bill also expands the current definition of extortion to include situations in which a person knowingly destroys, conceals, removes, confiscates, or possesses any actual or purported passport or other immigration document, or any other actual or purported government identification document, of another person and thereby extorts money, property, or pecuniary benefit or any note, bond, or other evidence of debt from him or any other person. This manner of extortion shall be punishable as a Class 5 felony. The bill requires that a law-enforcement officer report to the United States Immigration and Customs Enforcement Agency a person whom (i) he has arrested for a felony or for DUI and (ii) he has probable cause to believe is in the United States illegally. This bill also provides regulations for those who provide immigration assistance services. This includes all people who complete government agency forms, transcribe responses to government agency forms, translate information on government agency forms and translate responses to questions posed on the forms, secure supporting documents that may need to be submitted with government agency forms, translate documents from a foreign language into English, notarize signatures, make referrals to immigration attorneys, prepare photographs and fingerprinting, arrange for medical testing, and conduct English language and

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civics courses. This section does not apply to attorneys, law clerks, or those people certified to assist immigrants by the United States Board of Immigration Appeals. It also states that those providing services must clearly state in English and other languages that they are not attorneys and may not give legal advice or accept fees for legal advice. This section also regulates advertisements placed by providers of immigration services. It states that no person who provides immigration services who is not exempted under the section shall accept payment in exchange for providing legal advice, refuse to return documents supplied by, prepared on behalf of, or paid for by the customer, represent or advertise titles or credentials, or make any false statements to induce patronage. Any person who violates any provisions of the section is guilty of a Class 2 misdemeanor for a first offense and a Class 1 misdemeanor for a second or subsequent offense committed within five years of a previous conviction under this section. Finally, the bill requires taxpayers who take a deduction on their federal income tax returns for wages paid to employees who are aliens and who have not provided documents indicating that they are legally eligible for employment in the United States to add such wages back for purposes of calculating Virginia taxable income, for taxable years beginning on or after January 1, 2008. Oppose. (074404306)

**HB 2888** (Phillips) (HTRAN) repeals provision for use of so-called "revenue-sharing" funding of certain highway projects. Oppose. (076376460)

**HB 2916** (Bowling) (HTRAN) allows motorcycles, under certain conditions, to proceed through steady red signals if the traffic light is controlled by a vehicle detection device. Oppose. (078344246)

**HB 3011** (Hull) (HCCT) provides that a governing body of a locality shall not require a developer to furnish a bond for the estimated cost of construction of facilities to be dedicated for public use until construction plans are submitted for the section in which such facilities are to be located or for any improvement not intended to be dedicated for public use following construction. Oppose unless second sentence is stricken. (079813336)

**HB 3057** (Plum) (HTRAN) extends until July 1, 2008, the sunset on use of HOV facilities by vehicles bearing clean special fuel license plates. This bill does not change the treatment of clean special fuel vehicles using I-95 and I-395. Support. (079178464)

**HB 3060** (Frederick) (HCCT) provides that whenever the governing body of any county, city, or town approves a change in zoning or takes any similar action that involves or potentially will involve construction of new structures or expansion of existing structures whose construction or expansion would require or reasonably be expected to require the construction, reconstruction, improvement, or expansion of any transportation facility, and such transportation facility construction, reconstruction, improvement, or expansion is not provided for in the most recent six-year improvement plan of the Department of Transportation, the local governing body shall publish a notice to that effect at least once a week for two successive weeks in a newspaper published or having general circulation in the affected county, city, or town. Oppose. (079371303)

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**HB 3109** (Janis) (HMP) makes it a Class 1 misdemeanor to discharge a firearm towards a subdivision within the range of the firearm, or to discharge a firearm towards any person or structure, when no barrier exists that would prevent the projectile from striking a person or structure. With these changes, a locality would no longer be able to prohibit hunting generally within a half-mile radius of a subdivision, but would still be able to prohibit hunting within a subdivision. Oppose. (075851348)

**HB 3196** (Athey) (HTRAN) provides that every county that has adopted zoning may, and that any city or town may, amend its comprehensive plan to incorporate one or more proposed urban development areas, if such locality meets the criteria for high growth. An urban development area is an area designated by a locality that is most suited for development due to proximity to transportation facilities, the availability of a public or community water and sewer system, or proximity to a city, town, or other developed area. The comprehensive plan shall designate one or more urban development areas sufficient to meet projected residential growth in the locality for the ensuing 20-year period. Any comprehensive plan amended pursuant to this section shall also be amended to incorporate the opportunity for development that includes features that promote new urbanism and traditional neighborhood development. No county, city, or town that has amended its comprehensive plan in accordance with these provisions shall limit or prohibit development pursuant to existing zoning or any application for rezoning based solely on the fact that the property is located outside the urban development area. Any locality that has not revised its comprehensive plan to establish an urban development area on or before July 1, 2008 shall not receive 50 percent of its annual secondary road allocation from the Virginia Department of Transportation. Oppose. (071151220)

**HB 3198** (Athey) (HTRAN) provides that no street or road or any portion thereof in any county shall be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system shall be classified by the Department as local subdivision roads and shall not be taken into the state secondary highway system. A local subdivision road shall be any road, according to the Department, that primarily serves residents living within a subdivision. Oppose. (071149220)

**SB 790** (Stosch) (SFloor) Virginia Caregivers Grant Program. Modifies the definition of eligible caregivers to include legal guardians, and changes the \$50,000 income test to apply to the caregiver and his spouse, if applicable. Support. (072486824-S1)

**SB 995** (Blevins) (SFIN) requires the Department of Medical Assistance Services to amend the state plan to provide for the payment of medical assistance, pursuant to The Foster Care Independence Act of 1999, for any individual who (i) was receiving foster care services on his eighteenth birthday, (ii) continues to receive independent living services pursuant to § 63.2-905.1, and (iii) has not yet reached his twenty-first birthday. Such individuals shall not be subject to Medicaid income limits. Support. (078188702)

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**SB 1002** (Houck) (SGL) allows memoranda, staff evaluations, or other records prepared by the responsible public entity, its staff, outside advisors, or consultants exclusively for the evaluation and negotiation of proposals filed under the PPTA (Public-Private Transportation Act of 1995) and PPEA (Private Education Facilities and Infrastructure Act of 2002) to be withheld from public disclosure, where if such records were made public prior to or after the execution an interim or a comprehensive agreement, the financial interest or bargaining position of the public entity would be adversely affected. The bill allows any independent review panel appointed to review PPTA proposals and advise the responsible public entity concerning such records to meet in a closed meeting. The bill also contains technical amendments and is a recommendation of the Virginia Freedom of Information Advisory Council. Monitor. (070805740)

**SB 1004** (Davis) (SGL) authorizes a state agency to allow employees to use computer equipment not owned or leased by the Commonwealth to telecommute, so long as such equipment is not used to access or store data made confidential by state or federal law. The bill contains an emergency clause. Monitor. (075808726)

**SB 1061** (Watkins) (SACNR) prohibits localities from regulating the registration, packaging, labeling, sale, storage, distribution, use, or application of fertilizers more stringently than the U.S. Environmental Protection Agency or the Department of Environmental Quality. Oppose unless amended to retain local land use and environmental authority; Board has historically opposed. (070965840)

**SB 1097** (Williams) (STRAN) eliminates the fee to receive driving record abstracts from the Department of Motor Vehicles for (i) local government group self-insurance pools, (ii) law-enforcement officers, (iii) attorneys and court officials for the Commonwealth, (iv) officials of counties, cities, and towns, and (v) court, police, and licensing officials of other states and of the federal government. Support. (078484129)

**SB 1133** (Deeds) (SRSS) modifies the Temporary Assistance for Needy Families Program to increase Virginia Initiative for Employment Not Welfare (VIEW) requirements. This bill also eliminates food stamps from the subsidies replaced by the Full Employment Program, and certain VIEW program exemptions. The bill authorizes posttermination payments of up to \$50 per month for recipients who work at least 30 hours per week. Support. (077623116)

**SB 1188** (Blevins) (SLG) provides that if a member locality withdraws from the authority, the locality shall not be obligated to continue depositing waste with, or paying waste disposal or management fees, rates or charges to, the authority for the same or comparable services. Also, the bill requires the General Assembly to appoint special commissions (i) to investigate the acceptance of out-of-area waste by the authority and make findings regarding whether it is in the best interest of the public and (ii) to investigate the operations and finances of the authority and make findings regarding the performance and financial stability of the authority. Also, numerous changes are made to the Virginia Water and Waste Authorities Act related to dissolution of an authority, out-of-state waste, and rates and charges. Oppose. (078193702)

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**SB 1267** (Herring)(SLG) Advertisement of plans; descriptive summary. Provides that a party's actual notice of, or active participation in, the proceedings for which certain advertisement is required, shall waive the right of that party to challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement. Also, no person mailed written notice pursuant to certain zoning ordinance amendments may challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement. Support. (071142738)

**SB 1272** (Whipple) (SLG) allows members of commissions of transportation districts to receive the same per diem as members of the General Assembly. Support. (079157844)

**SB 1368** (Williams) (STRAN) excludes certain cities with full-time transportation planners from provisions that would require the submission of land use applications to VDOT for review. Support, if amended to exempt counties with populations over 100,000. (079173848)

**SB 1376** (Herring) (SLG) allows a governing body desiring a comprehensive plan amendment to direct the local planning commission to prepare an amendment and submit it to public hearing within a period prescribed by the local governing body. Under current law, if the governing body desires an amendment it may direct the local planning commission to prepare an amendment and submit it to public hearing within 60 days after formal written request by the governing body. The bill also provides that the local governing body may approve, amend and approve, or disapprove the proposed comprehensive plan amendment within 90 days after conducting its public hearing. Support. (071665738)

**SB 1399** (O'Brien) (SFIN) The bill transfers the Motor Vehicle Fuels Sales Tax collected in the localities comprised by the Northern Virginia Transportation District to the Transportation Trust Fund rather than for support of the Washington Metropolitan Area Transit Authority (WMATA). The bill makes the Virginia Department of Rail and Public Transportation (VDRPT) responsible for funding Virginia's share of WMATA's expenses. Oppose. (079230784)

**SB 1412** (Cuccinelli) (SLG) provides that whenever the zoning administrator has a reasonable cause to believe that any person has engaged in or is engaging in any violation of a zoning ordinance that limits occupancy in residential dwelling units and after making a good faith effort to obtain the data, information, and attendance of witnesses necessary to determine whether such violation has occurred or is occurring is unable to obtain such data, information, or attendance, he may request the attorney for the locality to petition the judge of the general district court for his jurisdiction for a subpoena against any such person refusing to produce such data and information or refusing to appear as a witness, and the judge of such court may, upon good cause shown, cause the subpoena to be issued. The foregoing measure tracks language in § 15.2-854, which applies to investigations conducted by certain commissions on human rights. The bill also provides that upon the request of a zoning administrator, the Commissioner of the Department of Motor Vehicles shall provide whatever classes of information the requesting administrator shall require to investigate an alleged violation of a

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zoning ordinance involving limitations on occupancy of a residential dwelling unit. Support. (071671720)

**HJ 606** (Caputo) (HTRAN) requests VDOT to allow vehicular traffic to use shoulder lanes on I-66 for an additional hour in the morning and an additional hour in the afternoon. Support with amendment to allow the CTB to set regulations. (074218262)

**HJ 683** (Landes) (HRUL) Directs JLARC to study the cost of substance abuse to the Commonwealth to determine the financial savings available to the Commonwealth as a result of providing treatment to offenders diverted from incarceration. Support. (077628376)

### CSA

**HB 2150** (Fralin) (HGL) indicates that the term "foster care services" means the provision of services to a child and his family when the child has been identified as needing services to prevent or eliminate the need for custody relinquishment. Oppose. (079084302)

**HB 2620** (Fralin) (HGL)/**SB 1332** (Davis) (SGL) adds children requiring mental health services not otherwise covered by private insurance or Medicaid, where services are necessary to prevent placement in foster care to the target population for whom state pool funds shall be expended. Expands eligibility for state pool funds to include children requiring mental health services to avoid placement in foster care. Oppose. (078603105, 078602105)

**HJR 774** (Kilgore) (HRUL) recognizes that mental health services should be provided by and funded through the state's mental health, mental retardation and substance abuse treatment system and that the foster care system should not become the default system for the provision of mental health services. Amend to clearly call for additional funding for children's mental health services, particularly the Mental Health Initiative; and to clearly identify the Department of Mental Health, Mental Retardation and Substance Abuse Services as the agency designated within the human services system with primary responsibility for the coordination and delivery of children's mental health services. (079217372)

### Constitutional Amendments

**HJ 586** (Cole) (HPE) amends the Constitution of Virginia to exempt from property taxes privately owned motor vehicles used for nonbusiness purposes. Oppose; potential fiscal impact of \$355 million. (079066272)

**HJ 684** (Frederick) (HPE) provides for annual state and local government spending limits with surplus revenues returned to taxpayers. Oppose. (079060303)

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#### **IV. Legislation Provided for Discussion**

Items were brought to the Legislative Committee for discussion. The Committee either took a position on these items or referred them to staff for further review as reflected in other sections of this report.

#### **V. Legislation Needing Further Review**

**HB 2461** (Rust) (HTRAN)/**SB 1008** (Saslaw) (STRAN) revises the procedures and penalties involved with HOT lane enforcement. (078482536, 078481816)

**HB 3105** (Nixon) (HHWI) Program directors at licensed child day centers; approved credentials. Adds program directors to the list of individuals who may possess an approved credential. Adds requirement that the Department of Social Services, State Board of Social Services, Child Care Council, or State Board of Education shall recognize individuals who possess an approved credential as being fully qualified to hold the position of program leader, program director, or child care supervisor in any private licensed child day center or private preschool. (071979284)

**SB 1089** (Puckett) (SFloor) Virginia Public Procurement Act; prequalification for certain transportation contracts. Removes the reference to the Commonwealth Transportation Board from the exemption from prequalification provisions for contracts let pursuant to § 33.1-12, which details the power vested in the Board. (078356124)

**SB 1200** (Houck) (SFloor) limits fees charged by VDOT for review of local highway improvement applications, plans, and plats to no more than \$1,000 for each review. (078418124)

**SB 1312** (Hawkins) (SFloor) requires the Commonwealth Transportation Commissioner (CTC) to develop and implement comprehensive highway access management standards for managing access to and preserving and improving the efficient operation of the state systems of highways. (079388124-S1)

#### **Electric Reregulation**

**HB 3050** (Morgan) (HCL) repeals provisions of the Virginia Electric Utility Restructuring Act effective January 1, 2008. The measure authorizes the State Corporation Commission to provide for recovery of the costs of new generation facilities through the utility's rate base or through rate surcharges, adders, or other recovery mechanisms as are in the public interest. The Commission is also authorized to approve a performance-based rate-making methodology for electric utilities, which tracks the current provision for gas utilities. Provisions of the Restructuring Act that are not repealed by this measure include those that address the construction of a coal-fired plant in Southwest Virginia, net energy metering, electric energy emergencies, and permitting for electrical generating facilities. (070229428)

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**HB 3068** (Hogan) (HCL) provides that if the State Corporation Commission is unable to identify regional electricity markets where competition is an effective regulator of rates, it shall establish the post-capped rate period rates for a distributor's generation component of default service at rates that are in the public interest, do not prejudice or disadvantage any class of customers, provide incentives for improved performance, are not excessive, are adequate and seek to ensure the safe and reliable provision of default service. If a distributor asserts that these default service generation rates do not allow it to recover its prudently incurred costs and an adequate return, the Commission shall establish the rates in a cost-of-service rate case proceeding. (070106324)

**SB 1191** (Reynolds) (SCL) extends the period during which rates for electric service are capped from December 31, 2010, until July 1, 2013. The measure also provides that, upon the end of the capped rate period, rates for default service provided by distributors will be based on prudently incurred costs, rather than on prices in competitive regional electricity markets. Other provisions clarify that the capped rates and default service rates for utilities that have divested their generation assets will be determined in a manner consistent with the terms of the orders of the State Corporation Commission approving the transfer of such assets. The measure also revises the criteria for adjustments to capped rates to provide that, rather than being allowed to recover increases in transmission and distribution reliability and environmental costs through single-issue proceedings, after July 1, 2007, certain utilities may seek to recover increased costs through annual full rate cases. (070386808)

**SB 1416** (Norment). (HCL) Among other provisions, advances the scheduled expiration of the capped rate period from December 31, 2010, to December 31, 2008, and establishes a new methodology for determining electric rates for investor-owned electric utilities after the expiration or termination of capped rates. It is anticipated that this will be one of the main bills to be considered. (076542780)

## **VI. Legislation Provided for Information**

**HB 2093** (Tata) (HAPP) revises the instructional personnel provisions to require that local school boards employ: (i) one full-time reading specialist for each 1,000 students in average daily membership for the school division; (ii) one full-time principal in every elementary, middle, and high school; (iii) one full-time assistant principal for each 600 students in every elementary, middle, and high school; (iv) one speech-language pathologist for every 60 cases; (v) one full-time mathematics specialist for each 1,000 students in grades kindergarten through eight; (vi) one full-time data manager or test coordinator for each 1,000 students in grades kindergarten through 12; and (vii) instructional and paraprofessional staff for the blind or vision impaired. Provides for the phasing out of the eighth grade cumulative history test in the 2007-2008 school year, and the implementation of the United States History to 1877, United States History: 1877 to the Present, and Civics Economics tests in the 2008-2009 school year. Adds effective classroom management to the listing of professional development programs to be provided to teachers and principals. Requires local school divisions to post a current copy of the school division policies, including the Student Conduct Policy, on the local division's

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website while ensuring that printed copies of such policies are available, as needed, to citizens who do not have Internet access. Makes technical changes to Standards 1, 2, 3, 4, 5, 6, and 7 of the Standards of Quality. (072320524)

**HB 2207** (Wardrup) (HTRAN) requires that, beginning July 1, 2008, every agency of the Commonwealth or any of its political subdivisions or instrumentalities that have control of or day-to-day responsibility for the operation of any toll facility take all necessary actions to ensure that every newly constructed toll facility or toll lane under its control is capable of fully automated electronic operation, employing technologies and procedures that permit the collection of tolls from users of the facility without requiring vehicles using the facility to reduce their speed below the speed of traffic approaching the facility. An entity operating a toll facility that substantially upgrades its equipment or substantially renovates its facility after July 1, 2008, must comply with the provisions of this bill. The provisions of this bill also apply to any non-governmental or quasi-governmental entities operating a toll facility under a comprehensive agreement entered into, pursuant to the Public-Private Transportation Act of 1995, on or after January 1, 2008. The bill also requires that the Virginia Department of Transportation, on or before January 1, 2008, submit a written report to the General Assembly on its plans to create opportunities to enhance mobility and free-flowing traffic on Department-controlled toll facilities by embracing technological advances. (076305536)

**HB 2286** (Watts) (HTRAN) prohibits loitering in the right-of-way of any highway on which the Commissioner has posted signs prohibiting such activity. (078420544)

**HB 2310** (Lingamfelter) (HAPP) provides that the Commonwealth Transportation Board shall make an allocation to any locality, not to exceed the lesser of \$25 million or 33% of the cost of the project, to be used by the locality for a transportation project, provided that (i) the locality has issued or will issue bonds for transportation purposes in the fiscal year in which the allocation is sought in an amount that exceeds the amount of the state allocation; (ii) the locality has sufficient local funds, which, together with the state allocation, will complete the project; and (iii) the transportation project for which the allocation is sought is determined by the Commonwealth Transportation Board, compared with other requests for such allocations, to be more likely to relieve severe traffic congestion, according to criteria and procedures for making application for funds that shall be developed by the Commonwealth Transportation Board. Total state funds allocated by the Board for this program shall not exceed \$50 million in any one fiscal year. (071923380)

**HB 2314** (Lingamfelter) (HTRAN) provides for imposition and collection of tolls for use of certain Interstate Highway System components in Virginia. (079325380)

**HB 2433** (Albo) (HTRAN) requires interim or comprehensive agreements under the Public-Private Transportation Act to be competitively bid if the total cost of the project involves the expenditure of \$10 million or more in state funds. (076381204)

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**HB 2510** (Jones, D.C.) (HST) places a restriction on persons with provisional driver's license from using a cellular phone or other wireless device while driving on the highways of the Commonwealth. The bill also removes a subsection that makes offenses in the rest of the section secondary offenses, which would make all offenses in this section primary offenses. (075037364)

**HB 2655** (Lingamfelter) (HAPP) revises maintenance payments to counties that have withdrawn from the state secondary highway system prior to January 1, 2007, and provides for similar payments to counties that withdraw in the future. (079346380)

**HB 3197** (Athey) (HTRAN) provides for the creation of urban transportation service districts and provides a mechanism whereby counties that resume responsibility for maintaining all or portions of the state secondary highway system within their boundaries before July 1, 2010, will receive an amount equal to the urban allocation per lane mile for the area within the district for purposes of road maintenance. In addition, such locality shall receive an amount equal to the difference between the urban allocation and what VDOT would be spending within the service district if not for the creation of such district. Furthermore, localities that have established urban transportation service districts may provide for the denial or modification of an application for rezoning when the existing and future transportation network that will serve the proposed development is inadequate to handle the anticipated transportation impact of the proposed development. Such localities shall also be granted expanded impact fee authority. (071150220)

**SB 756** (Stosch) (SGL) establishes the Public-Private Partnership Advisory Commission to review and advise responsible public entities that are agencies or institutions of the Commonwealth on (i) interim and comprehensive agreements for qualifying transportation facilities under the Public-Private Transportation Act of 1995 (§ 56-556 et seq.) and (ii) detailed proposals for qualifying projects under the Public-Private Education Facilities and Infrastructure Act of 2002 (§ 56-5575.1 et seq.). The bill also requires all responsible public entities to adopt guidelines to guide the selection of projects under the Public-Private Education Facilities and Infrastructure Act containing certain specified provisions. For responsible public entities that are not agencies or institutions of the Commonwealth, the guidelines must include a mechanism for the appropriating body to review the proposed interim or comprehensive agreement prior to execution. (071492824)

**SB 782** (Cuccinelli) (SFIN) allows the Northern Virginia Transportation Authority to impose and collect tolls for use of newly constructed facilities and facilities that are reconstructed so as to increase their traffic capacity and allows the issuance of bonds supported by revenues generated by toll collections. The bill further requires that, on or before July 1, 2008, every agency of the Commonwealth having control of any toll facility in Northern Virginia must take all necessary actions to ensure that every toll facility under its control is capable of fully automated electronic operation. (076339720)

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**SB 812** (Ruff) (STRAN) reduces the \$1 million threshold for drawing down state matching funds to \$500,000. (076345812)

**SB 926** (Ticer) (STRAN) allows localities to regulate or prohibit the parking of any truck in any residence district. (078479828)

**SB 1059** (Watkins) (STRAN) provides that in counties having elected to manage the construction program for the secondary system, payments may be made in equal amounts, one in each quarter of the fiscal year. The bill also states that the amount shall be reduced by the amount of federal-aid construction funds credited to each county and by the amount of funds forecast to be expended for any construction project or any other financial obligations. In addition, the chief administrative officer of such counties shall make annual reports of expenditures to the Department of Transportation. (078384124)

**SB 1101** (Williams) (SFloor) establishes the Hampton Roads Bridge and Tunnel Authority and transfers from VDOT to the Authority control of and responsibility for seven specifically named facilities in Hampton Roads and allows the Authority to impose and collect tolls for use of those facilities. (079382848-S1)

**SB 1348** (Rerras) (STRAN) Rail Enhancement Fund. Allows projects proposed by the Director of the Department of Rail and Public Transportation and approved by the Rail Advisory Board to be exempt from the 30 percent match requirement. (072878804)

**HJ 589** (Marshall) (HRUL) creates a joint subcommittee to study for one year the feasibility and desirability of constructing light rail transportation along the existing Washington and Old Dominion Rail Trail. (078129396)

**HJ 607** (Caputo) (HRUL) creates a 10-member joint subcommittee to study financing for state highway, passenger rail, and mass transit programs. (076285262)

**HJ 691** (Frederick) (HRUL) establishes an 11-member joint subcommittee to study an Urban Partnership Agreement between the Counties of Arlington, Fairfax, Loudoun, and Prince William, the Cities of Fairfax and Alexandria, the Virginia Department of Transportation, the Virginia Department of Rail and Public Transportation, and the United States Department of Transportation. (079355303)

**HR 44** (Marshall) (HRUL) memorializes the Governor of Maryland and the Mayor of the District of Columbia. Urges construction of Interstate Route 95 through the District of Columbia. (078128396)

**SJ 402** (Hanger) (SRUL) directs JLARC to study the fiscal impact of mandating services under the CSA for all children with disabilities or in need of foster care services in Virginia and to report thereon. (077615732)

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Board of Supervisors

February 4, 2007

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Attachments: Supplementary Documents dated February 5, 2007

cc: Edward L. Long, Jr., Deputy County Executive  
David J. Molchany, Deputy County Executive  
Verdia L. Haywood, Deputy County Executive  
Robert A. Stalzer, Deputy County Executive  
David P. Bobzien, County Attorney  
Katharine D. Ichter, Director, Department of Transportation  
Nancy Vehrs, Clerk to the Board of Supervisors  
Susan E. Mittereder, Legislative Director  
Claudia Arko, Legislative Liaison  
Karen J. Harwood, Deputy County Attorney  
Tom Biesiadny, Division Chief, Department of Transportation  
Susan R. Rowland, Lobbyist  
Michael Long, Senior Assistant County Attorney  
Erin C. Ward, Assistant County Attorney  
Katie Boyle, Legislative Assistant

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SUPPLEMENTARY DOCUMENTS  
GENERAL ASSEMBLY STATUS REPORT NO. 2  
February 5, 2007

1.	Fairfax County Legislative Summary	1
2.	Republican Transportation Package (Substitute HB 3230)	63
3.	Statement of Principles Regarding the Republican Transportation Plan (HB 3202, SB 1414, SB 1415, SB 1417)	65



**FAIRFAX COUNTY  
LEGISLATIVE SUMMARY**

***2007 GENERAL ASSEMBLY***

February 3, 2007

# Fairfax County Legislative Summary 2007 General Assembly

## Board of Supervisors Report Key

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

Bill No. – Patron, (District No.)  
 Bill Title

GA Committees where Bill is/was assigned

Last GA Committee or Floor Action

**HB 502** - Callahan (34)  
 Transportation improvement districts; establishment in Fairfax County.

(H) Transportation

01/19/04 House:  
 Assigned to Tra. sub-committee: 1

**1/26/04**

**Initiate** (047250260)  
**Summary:** Facilitates the establishment of local transportation improvement districts in Fairfax County. (Rail to Dulles enabling statute.)

**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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## **Bill                      Subject**

### ***Fairfax County Initiatives***

#### ***(Bills Introduced at Fairfax County's    Pages 11-14 Request) :***

<a href="#"><u>HB 2215</u></a>	Urban county executive form of government; wage requirements for certain employees.
<a href="#"><u>HB 2485</u></a>	Public Procurement Act; procurement of environmentally preferable products.
<a href="#"><u>HB 2598</u></a>	Urban county executive form of government; commission on human rights.
<a href="#"><u>HB 2727</u></a>	Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.
<a href="#"><u>HB 2789</u></a>	Uniform Statewide Building Code; violations, penalty.
<a href="#"><u>SB 735</u></a>	Spot blight abatement; interest on liens.
<a href="#"><u>SB 968</u></a>	Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.
<a href="#"><u>SB 1007</u></a>	Law-enforcement facilities; prohibits possession of weapons therein except by officers.
<a href="#"><u>SB 1039</u></a>	Driver's license; prohibits use of cellular phones for those under 19 years old.
<a href="#"><u>SB 1040</u></a>	Driver's license; makes violation of various restrictions primary offense if under 19 years old.
<a href="#"><u>SB 1114</u></a>	Residential Property Disclosure Act; violation of zoning ordinance concerning property.
<a href="#"><u>SB 1252</u></a>	Subdivision ordinance; alternative use of cash escrow.

### ***Fairfax County Positions***

#### ***Pages 16-33***

#### ***(Oppose or Amend) :***

<a href="#"><u>HB 1658</u></a>	Real property; survey of property required when purchased by public bodies.
<a href="#"><u>HB 1699</u></a>	Motor vehicle license fees and taxes, local; repeals authority of imposition and collection thereof.
<a href="#"><u>HB 1706</u></a>	Real estate tax; limitation on tax rate by localities.
<a href="#"><u>HB 1718</u></a>	Rezoning applic.; locality may deny/modify req. if existing netwk. inadequate to accomodate traffic.
<a href="#"><u>HB 1747</u></a>	Emergency Evacuation Response Routes; designating portions of certain hwys. in 8th Plan. District.
<a href="#"><u>HB 1763</u></a>	Personal property tax; classification of waste haulers.
<a href="#"><u>HB 1791</u></a>	Freedom of Information Act; responses to requests for public records.
<a href="#"><u>HB 1888</u></a>	Real estate tax; limitation on tax rate by localities.

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<a href="#">HB 1918</a>	Illegal aliens; presence unlawful in State, penalty.
<a href="#">HB 1970</a>	Immigrants; it is unlawful to be in Virginia if in United States illegally.
<a href="#">HB 2048</a>	Statewide Fire Prevention Code; no fee for permits for inspection of religious schools.
<a href="#">HB 2110</a>	Cocaine, heroin, and methamphetamine; exclusion from drug first-offender deferral consideration.
<a href="#">HB 2127</a>	Real property; requires localities to provide individual notice to each taxpayer of certain rates.
<a href="#">HB 2150</a>	Foster care services; term means provision of services to child and his family when needed.
<a href="#">HB 2200</a>	State funds; repeals structure and formula for distributing to local law-enforcement in localities.
<a href="#">HB 2208</a>	Toll facilities; transfer of responsibility from state agency to other public/private entity.
<a href="#">HB 2218</a>	Charitable organizations; exceptions for those that engage in food distribution to needy.
<a href="#">HB 2232</a>	Rail Enhancement Fund; local contribution.
<a href="#">HB 2283</a>	Real estate tax; deferral of tax for certain elderly and disabled.
<a href="#">HB 2338</a>	Transient occupancy tax.
<a href="#">HB 2441</a>	High-occupancy vehicle lanes (HOV); establishes hours of operation in Northern Virginia.
<a href="#">HB 2443</a>	License taxes; repeals those that are local.
<a href="#">HB 2444</a>	High occupancy vehicle lanes (HOV); hours of operation.
<a href="#">HB 2490</a>	Regional strategic plan; removes exemption for Planning District 8 with regard thereto.
<a href="#">HB 2507</a>	Real estate tax; assessments.
<a href="#">HB 2588</a>	Machine guns; Superintendent of Department of State Police to certify transfer and registration.
<a href="#">HB 2620</a>	Community policy and management teams; adds children requiring mental health services.
<a href="#">HB 2634</a>	Tax legislation; requires a sunset date of no more than four years thereon.
<a href="#">HB 2666</a>	Machinery and tools; classification as intangible personal property.
<a href="#">HB 2795</a>	Subdivision streets; certain requirements for taking thereof into state secondary highway system.
<a href="#">HB 2806</a>	Commissioners of revenue, local; duties and powers.
<a href="#">HB 2826</a>	Security and Immigration Compliance Act; public bodies, etc. who intend to contract to register, etc.
<a href="#">HB 2888</a>	Revenue-sharing funds; repeals provision for use of so-called funding of certain highway projects.
<a href="#">HB 2916</a>	Vehicle detection devices; motorcycles to proceed through steady red signals if controlled thereby.
<a href="#">HB 2926</a>	Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.

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<a href="#">HB 2936</a>	Illegal aliens; law-enforcement officers have authority to enforce U. S. immigration laws.
<a href="#">HB 2937</a>	Certain aliens; eligibility of for state and local public benefits.
<a href="#">HB 2986</a>	Zoning ordinance; development agreements for locality located in Planning District 8.
<a href="#">HB 3011</a>	Bonding requirements; facilities dedicated for public use.
<a href="#">HB 3012</a>	Campaign finance disclosure; certain prohibited contributions to local governing body members.
<a href="#">HB 3060</a>	Local government land-use decisions; publication of certain.
<a href="#">HB 3109</a>	Firearms; discharging towards subdivision or towards any person or structure.
<a href="#">HB 3196</a>	Urban development areas; localities to amend comprehensive plan to include.
<a href="#">HB 3198</a>	Subdivision streets; certain requirements for taking thereof into state secondary highway system.
<a href="#">HJ 586</a>	Constitutional amendment; excludes privately owned motor vehicles used for nonbusiness purposes.
<a href="#">HJ 654</a>	Fairfax County; Board of Supervisors to study efficiency/effectiveness of form of government.
<a href="#">HJ 684</a>	Constitutional amendment (first resolution); spending limits on government.
<a href="#">HJ 774</a>	Mental health services for children; services should be provided and funded by state's system.
<a href="#">SB 838</a>	Land use proceedings; disclosures of certain business or financial relationships.
<a href="#">SB 849</a>	Condominium Act; assessments and taxation on certain condominium units.
<a href="#">SB 1026</a>	Motor Vehicle Fuel Sales Tax; local-option to impose retail sales taxes on motor fuels.
<a href="#">SB 1045</a>	Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.
<a href="#">SB 1061</a>	Fertilizers; regulation thereof.
<a href="#">SB 1063</a>	Real estate tax; limitation on tax rate in localities.
<a href="#">SB 1123</a>	Auditor of Public Accounts; review security governmental databases containing personal information.
<a href="#">SB 1181</a>	Subdivision streets; requirements for taking thereof into state secondary highway system.
<a href="#">SB 1188</a>	Southeastern Public Service Authority; provision for locality that withdraws therefrom.
<a href="#">SB 1332</a>	Community policy and management teams; adds children requiring mental health services.
<a href="#">SB 1353</a>	Child day-care regulations; establishes staff-to-child ratios thereof.
<a href="#">SB 1399</a>	Rail and Public Transportation, Department of; transfers motor fuels retail sales taxes thereto.

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

*Pages 35-57*

<a href="#">HB 1683</a>	Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.
<a href="#">HB 1693</a>	Interrogations of juveniles; statements thereby to be electronically recorded.
<a href="#">HB 1710</a>	Public Building Authority; authorized to issue bonds for water treatment.
<a href="#">HB 1762</a>	Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.
<a href="#">HB 1778</a>	Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.
<a href="#">HB 1786</a>	Solid waste; nonprofit organization to receive proceeds from civil action brought for improper disp.
<a href="#">HB 1876</a>	Wireless telecommunications devices; use by certain drivers.
<a href="#">HB 1930</a>	DMV; exempts federal, state, and local officials from fees charged for obtaining data from records.
<a href="#">HB 2036</a>	Admission hearings, involuntary; adds providers to list by which an examiner may be employed.
<a href="#">HB 2132</a>	HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.
<a href="#">HB 2146</a>	Children; unlawful to leave unattended in vehicle.
<a href="#">HB 2158</a>	Adult Fatality Review Team; created, report.
<a href="#">HB 2182</a>	Architects, Professional Engineers, Land Surveyors, etc., Board for; licensure exemption.
<a href="#">HB 2220</a>	Income tax, state; deduction for unreimbursed organ donation expenses.
<a href="#">HB 2233</a>	Rail Enhancement Fund; governing body approving project must be received before funds expended.
<a href="#">HB 2259</a>	Freedom of Information Act; records of regional and local park authorities.
<a href="#">HB 2261</a>	Zoning violations; overcrowding of residential dwellings.
<a href="#">HB 2294</a>	Workers' compensation; clarifies certain government employees.
<a href="#">HB 2295</a>	Rabies vaccinations; surcharge thereon.
<a href="#">HB 2414</a>	Statewide Building Code; asbestos inspections.
<a href="#">HB 2431</a>	Reversion of federal lands; State to take title to lands containing environmental contamination.
<a href="#">HB 2484</a>	Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.
<a href="#">HB 2486</a>	Trees; conservation thereof during development process for air quality improvement in certain.
<a href="#">HB 2489</a>	Single-family dwellings; time limit for construction of.
<a href="#">HB 2497</a>	Building permits; localities not required to obtain for ancillary school

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	buildings.
<a href="#">HB 2498</a>	Income tax, state; residential tax credit for increased accessibility and visitability.
<a href="#">HB 2538</a>	Transportation Commissioner; enter on land to ascertain its suitability for transportation purposes.
<a href="#">HB 2550</a>	Discrimination; prohibited in public employment.
<a href="#">HB 2553</a>	Freedom of Information Act; allows governing body to meet electronically when state of emergency.
<a href="#">HB 2667</a>	Signs; those located on real property of educational institution under jurisdiction of locality.
<a href="#">HB 2669</a>	Freedom of Information Act; allows public bodies to meet by electronic communication without quorum.
<a href="#">HB 2711</a>	Child unattended in a car; unlawful for younger than six years.
<a href="#">HB 2726</a>	Emergency plans; review of certain by localities.
<a href="#">HB 2744</a>	Fair housing law; unlawful discriminatory housing practice.
<a href="#">HB 2776</a>	Sex offender counseling offices; prohibited within residential areas.
<a href="#">HB 2811</a>	Firearms; possession thereof in residences of mentally ill persons.
<a href="#">HB 2814</a>	Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.
<a href="#">HB 2871</a>	Trusts, state and local; created to fund postemployment benefits other than pensions.
<a href="#">HB 3006</a>	Investigation following conviction for criminal street gang activity;
<a href="#">HB 3057</a>	HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.
<a href="#">HB 3066</a>	Wireless telecommunications devices; prohibits use thereof by certain drivers.
<a href="#">HJ 606</a>	Interstate Route 66; VDOT requested to extend hours during which shoulder lanes may be used.
<a href="#">HJ 624</a>	Constitutional amendment; localities to exempt from taxation percentage of value of prop. (1st ref).
<a href="#">HJ 683</a>	Substance abuse; JLARC to study actual cost to State.
<a href="#">SB 771</a>	Public Building Authority; authorized to issue bonds for water treatment.
<a href="#">SB 789</a>	Postemployment public benefits; creates trusts or equivalent arrangements to fund costs thereof.
<a href="#">SB 790</a>	Caregivers Grant Program; modifies definition of eligible caregivers.
<a href="#">SB 791</a>	Residential tax credit; to improve accessibility and visitability for new or existing residence.
<a href="#">SB 806</a>	Charitable organizations; those that engage in food distribution to needy shall be exempt.
<a href="#">SB 819</a>	Freedom of Information Act; records containing social security numbers and personal information.
<a href="#">SB 820</a>	Discrimination; prohibited in public employment.
<a href="#">SB 829</a>	Photo-monitoring systems; established to enforce traffic light signals.

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<a href="#">SB 835</a>	TANF; eligibility for food stamps if convicted of drug-related felonies.
<a href="#">SB 848</a>	Assessments; notice of change.
<a href="#">SB 865</a>	Temporary Assistance for Needy Families (TANF); time limit on receipt thereof.
<a href="#">SB 871</a>	Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.
<a href="#">SB 934</a>	TANF; eligibility for food stamps if convicted of drug-related felonies.
<a href="#">SB 939</a>	Trees; conservation thereof during development process for air quality improvement in certain.
<a href="#">SB 971</a>	Sheriff's departments, city and county; supplemental liability insurance.
<a href="#">SB 995</a>	Medicaid eligibility; young adults transitioning from foster care.
<a href="#">SB 1002</a>	Freedom of Information Act; public access to procurement records, and discussions thereof.
<a href="#">SB 1004</a>	Telecommuting; use of personal computers.
<a href="#">SB 1043</a>	DMV; to develop and distribute materials for parents of certain minors.
<a href="#">SB 1097</a>	Records of DMV; eliminates fee to receive driving record abstracts therefrom.
<a href="#">SB 1133</a>	Virginia Initiative for Employment Not Welfare (VIEW) Program; increase of requirements.
<a href="#">SB 1176</a>	Pawnbrokers and secondhand dealers; adds regulation thereof to current statutes regulating.
<a href="#">SB 1208</a>	Background checks; requirement for employees, etc. that work for children's residential facilities.
<a href="#">SB 1211</a>	Resources Authority; expands projects that can be financed to include land conserv. & preservation.
<a href="#">SB 1254</a>	Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.
<a href="#">SB 1267</a>	Advertisement of plans; descriptive summary.
<a href="#">SB 1272</a>	Transportation districts; compensation of commission members.
<a href="#">SB 1310</a>	Discrimination; prohibited in state employment.
<a href="#">SB 1323</a>	Signs; those located on real property of educational institution under jurisdiction of locality.
<a href="#">SB 1368</a>	Transportation planning; excludes certain cities requiring submission of land use applications.
<a href="#">SB 1376</a>	Comprehensive plan; governing body desiring an amendment to prepare & submit to public hearing.
<a href="#">SB 1412</a>	Zoning administrator; authority thereof when investigating violation of ordinance.
<a href="#">SJ 378</a>	Teen driver training programs; joint subcommittee to study revision of curriculum therefor.
<a href="#">SJ 398</a>	Constitutional amendment; localities to exempt from taxation percentage of value of property.

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## *Fairfax County Positions*

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### *Legislation No Longer Under Consideration (Killed, Failed to Report, Tabled, Incorporated into Other Legislation, etc.) :*

<a href="#"><u>HB 1721</u></a>	Home accessibility features for disabled; broadens current tax credit.
<a href="#"><u>HB 1749</u></a>	Dulles Toll Road; imposition on increase and use of tolls.
<a href="#"><u>HB 1886</u></a>	Streets; prohibits taking additional into state secondary highway system.
<a href="#"><u>HB 2258</u></a>	Charitable organizations; exceptions for those that engage in food distribution to needy.
<a href="#"><u>HB 2821</u></a>	Freedom of Information Act; records containing social security numbers.
<a href="#"><u>HB 2863</u></a>	Pedestrians; motorists to stop for those at marked crosswalks.
<a href="#"><u>SB 776</u></a>	Law-Enforcement Officers Procedural Guarantee Act; changes as to process and procedures.
<a href="#"><u>SB 817</u></a>	Rezoning application; locality may deny or modify request when existing network inadequate.
<a href="#"><u>SB 827</u></a>	Firearms; civil immunity for sellers, and requires criminal records check on transfers.
<a href="#"><u>SB 917</u></a>	Donation of food to charity organizations; regulations for food prepared in his private residence.
<a href="#"><u>SB 1125</u></a>	Donation of food to charity organizations; regulations for food prepared in his private residence.

# *Fairfax County Initiatives*

*Bills Introduced  
at Fairfax County's Request*

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2215</a> - Amundson (44) Urban county executive form of government; wage requirements for certain employees.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (078410260) - Board has asked for bill to be withdrawn. <b>Summary:</b> Allows Fairfax County (described by form of government) to require vendors and contractors, who are awarded a county contract to perform work within the county, to pay to persons who are employed to perform such a contract and who will work within the county a wage higher than the federal minimum wage.</p>		
<p><a href="#">HB 2485</a> - Bulova (37) Public Procurement Act; procurement of environmentally preferable products.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/18/2007 House: Reported from General Laws with substitute (22-Y 0-N) 1/29/2007 House: Referred to Committee on Appropriations</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (078409260) <b>Summary:</b> Provides for the consideration of environmentally preferable products in the procurement of goods and services by state and local agencies. The bill defines environmentally preferable goods and services.</p>		
<p><a href="#">HB 2598</a> - Plum (36) Urban county executive form of government; commission on human rights.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Tabled in Counties, Cities and Towns (13-Y 9-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071127336) <b>Summary:</b> Adds "sexual orientation" as prohibited discrimination in a county with the urban county executive form of government (Fairfax County).</p>		
<p><a href="#">HB 2727</a> - Englin (45) Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws (22-Y 0-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (074630299) - See also SB 968 (Whipple). <b>Summary:</b> Allows any tenant who is disabled or elderly to assign the exclusive right to purchase his unit to a government agency, housing authority, or certified nonprofit housing corporation, which shall then offer the tenant a lease at an affordable rent, in the case of a conversion condominium. The bill provides that the acquisition of such units by the governmental agency, housing authority, or certified nonprofit housing corporation shall not (i) exceed the greater of one unit or five percent of the total number of units in the condominium or (ii) impede the condominium conversion process. The bill defines affordable rent and certified nonprofit housing corporation.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2789</a> - Hull (38) Uniform Statewide Building Code; violations, penalty.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 1/30/2007 House: Reported from General Laws (22-Y 0-N) 2/2/2007 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071415336) <b>Summary:</b> Provides that when violations of the Building Code relating to occupancy limits, where a dwelling results in not being a safe, decent, and sanitary dwelling, in a locality where the governing body has taken action to enforce the Maintenance Code, any owner, other person, firm, or corporation convicted of such violation may be punished by increase fines and confinement in jail for not more than 10 days. Currently, any violation of the Building Code is punishable by a fine of not more than \$2,500.</p>		
<p><a href="#">SB 735</a> - Cuccinelli, II (37) Spot blight abatement; interest on liens.</p>	<p>9/27/2006 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071601720) <b>Summary:</b> Gives a locality a lien on property declared a nuisance when the locality, and not the owner, abates or removes the nuisance at its expense. The bill provides that this lien shall bear interest at the legal rate of interest established in § 6.1-330.53, beginning on the date the removal or abatement is completed through the date on which the lien is paid. The bill also provides for the same interest rate for liens on property declared to be blighted.</p>		
<p><a href="#">SB 968</a> - Whipple (31) Condominium Act; allows elderly or disabled tenants in conversion units to assign purchase right.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (071409140) - See also HB 2727 (Englin). <b>Summary:</b> Allows for a condominium conversion tenant who is disabled or elderly to assign his right to purchase to a government agency, housing authority, or certified nonprofit housing corporation. This bill is a recommendation of the Virginia Housing Commission.</p>		

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

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 1007</b> - Saslaw (35) Law-enforcement facilities; prohibits possession of weapons therein except by officers.</p>	<p>1/9/2007 Senate: Referred to Committee for Courts of Justice 1/29/2007 Senate: Reported from Courts of Justice with substitute (15-Y 0-N) 2/1/2007 Senate: Passed Senate VOTE: (39-Y 0-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (078411260) <b>Summary:</b> Provides that it is a Class 1 misdemeanor to possess or transport a weapon into any marked, secure area of a law-enforcement facility in the Commonwealth. A law-enforcement officer or administrator with authority over such facility may consent and authorize a person to bring a firearm into the facility if that officer or administrator is present and an officer accompanies the person with the firearm. Law-enforcement and court officers conducting their official duties are not subject to the prohibition.</p>		
<p><b>SB 1039</b> - O'Brien (39) Driver's license; prohibits use of cellular phones for those under 19 years old.</p>	<p>1/9/2007 Senate: Referred to Committee on Transportation 1/25/2007 Senate: Reported from Transportation with substitute (15-Y 0-N) 1/31/2007 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (072869260) <b>Summary:</b> Prohibits the use of cellular telephones for such drivers while operating a motor vehicle and makes a violation of this provision and other restrictions applicable to provisional drivers a primary offense, rather than a secondary offense as currently provided by law.</p>		
<p><b>SB 1040</b> - O'Brien (39) Driver's license; makes violation of various restrictions primary offense if under 19 years old.</p>	<p>1/9/2007 Senate: Referred to Committee on Transportation</p>	<p><b>12/4/2006</b></p>
<p><b>Initiate</b> (072870260) <b>Summary:</b> Makes a violation of the various restrictions, such as passenger and curfew limitations, that are applicable to drivers under 19 years of age a primary offense, rather than a secondary offense as currently provided by law.</p>		

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[ ] Indicates BOS Legislative Committee Action

<b>Bills</b>	<b>General Assembly Actions</b>	<b>Date of BOS Position</b>
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<p><b>SB 1114</b> - Davis (34) Residential Property Disclosure Act; violation of zoning ordinance concerning property.</p>	<p>1/9/2007 Senate: Referred to Committee for Courts of Justice 1/24/2007 Senate: Rereferred to General Laws and Technology 1/31/2007 Senate: Reported from General Laws and Technology with amendments (15-Y 0-N)</p>	<p><b>12/4/2006</b></p>
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**Initiate** (071977260)  
**Summary:** Requires an owner of residential property to also notify purchasers that there are no pending enforcement actions for any violation of the local zoning ordinance concerning the property of which the owner has been notified in writing by the locality.

<p><b>SB 1252</b> - Herring (33) Subdivision ordinance; alternative use of cash escrow.</p>	<p>1/10/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Reported from Local Government (15-Y 0-N) 1/29/2007 Senate: Read third time and passed Senate (40-Y 0-N)</p>	<p><b>12/4/2006</b></p>
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**Initiate** (071976260)  
**Summary:** Subdivision ordinance; cash escrow. Allows a procedure for the alternative use of cash escrows previously furnished to the governing body by the owner or developer in conjunction with the approval of a subdivision plat or site plan where such escrows were to be used for the construction of identified public improvements by someone other than the owner or developer.

**Bold** – Indicates BOS formal action  
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***Fairfax County Positions***  
***(Oppose or Amend)***

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***Active Legislation***

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1658</a> - Alexander (89) Real property; survey of property required when purchased by public bodies.</p>	<p>12/5/2006 House: Referred to Committee on Counties, Cities and Towns 1/26/2007 House: Reported from Counties, Cities and Towns with substitute (20-Y 2-N) 1/31/2007 House: Passed House (89-Y 11-N) 2/1/2007 Senate: Ref to Committee on Local Government</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (071493208) - Amend to limit bill to purchases of real property above a reasonable threshold amount. <b>Summary:</b> Requires state and local public bodies whenever acquiring a fee simple interest in real property to have a survey of the subject property completed prior to the purchase.</p>		
<p><a href="#">HB 1699</a> - Lingamfelter (31) Motor vehicle license fees and taxes, local; repeals authority of imposition and collection thereof.</p>	<p>12/15/2006 House: Referred to Committee on Transportation 1/16/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (076292380) <b>Summary:</b> Repeals authority of imposition and collection of local vehicle license fees and taxes. This does not affect the ability of localities to impose personal property taxes on vehicles.</p>		
<p><a href="#">HB 1706</a> - Lingamfelter (31) Real estate tax; limitation on tax rate by localities.</p>	<p>12/15/2006 House: Referred to Committee on Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071920380) <b>Summary:</b> Provides that localities must set real estate tax rates so that the total real estate tax revenue will not increase by more than 3% over the previous year's total real property tax levies with one exception. The exception would allow a locality to set its property tax rate at a rate not to exceed the rate of population growth plus the rate of inflation in the locality for the immediately preceding year, but in no event shall the rate be set at any amount that would produce more than 6% growth.</p>		
<p><a href="#">HB 1718</a> - Marshall (13) Rezoning applic.; locality may deny/modify req. if existing netwk. inadequate to accomodate traffic.</p>	<p>12/18/2006 House: Referred to Committee on Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071614396) <b>Summary:</b> Allows a locality to deny or modify a request for rezoning when the existing and future transportation network that will serve the proposed development is inadequate to handle the anticipated transportation impact of the proposed development. The bill also provides that the Department of Transportation shall collect cash payments, in lieu of cash payments or proffers accepted by a locality, in an amount equal to that which a locality could accept pursuant to its ability to accept proffers if the inadequacy of the existing and future transportation network that would serve the proposed development, as determined by such locality, gives rise to the need for such cash payments or proffers.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 1747</a> - Marshall (13) Emergency Evacuation Response Routes; designating portions of certain hwys. in 8th Plan. District.	12/27/2006 House: Referred to Committee on Transportation	<b>1/22/2007</b>
<p><b>Oppose</b> (078152396)  <b>Summary:</b> Designates portions of certain highways within the Eighth Planning District as Emergency Response Evacuation Routes and prohibits impediments not approved by the Manual on Uniform Traffic Control Devices from being placed on those portions of highways.</p>		
<a href="#">HB 1763</a> - Purkey (82) Personal property tax; classification of waste haulers.	12/27/2006 House: Referred to Committee on Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (078994472)  <b>Summary:</b> Creates a separate classification for personal property tax purposes for motor vehicles designed and primarily used for hauling waste. The revenues collected from such motor vehicles are to be used for transportation purposes by the locality collecting the tax.</p>		
<a href="#">HB 1791</a> - Griffith (8) Freedom of Information Act; responses to requests for public records.	12/28/2006 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws (22-Y 0-N)	<b>1/22/2007</b>
<p><b>Amend</b> (061802308) - Amend to remove language requiring identification of other public bodies that have the requested records. Also, restore language concerning records being granted by the custodian of the records.  <b>Summary:</b> Adds an additional response to address situations when a public body receives a request for public records under FOIA but cannot find the requested records or the requested records do not exist. The bill also clarifies the other responses to requests for public records under FOIA. The bill also contains technical amendments.</p>		
<a href="#">HB 1888</a> - Albo (42) Real estate tax; limitation on tax rate by localities.	1/4/2007 House: Referred to Committee on Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (078016204)  <b>Summary:</b> Provides that the total tax revenue in a locality may not exceed 105% of the total tax revenue in the locality in the immediately prior year unless approved by at least a two-thirds majority vote of the local governing body.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1918</a> - Cole (88) Illegal aliens; presence unlawful in State, penalty.</p>	<p>1/4/2007 House: Referred to Committee for Courts of Justice 2/2/2007 House: Incorporated by Courts of Justice (HB1970-Albo)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (077768272) <b>Summary:</b> Provides that any alien who is present in the United States illegally, as verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor.</p>		
<p><a href="#">HB 1970</a> - Albo (42) Immigrants; it is unlawful to be in Virginia if in United States illegally.</p>	<p>1/5/2007 House: Referred to Committee for Courts of Justice 2/2/2007 House: Reported from Courts of Justice with substitute (12-Y 6-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (077011204) <b>Summary:</b> Provides that any alien who is present in the United States illegally, as previously verified by the Bureau of Immigration and Customs Enforcement, is guilty of a Class 1 misdemeanor.</p>		
<p><a href="#">HB 2048</a> - McQuigg (51) Statewide Fire Prevention Code; no fee for permits for inspection of religious schools.</p>	<p>1/8/2007 House: Referred to Committee on General Laws 1/30/2007 House: Reported from General Laws (22-Y 0-N) 2/2/2007 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071507412) <b>Summary:</b> Prohibits the State Fire Marshal from charging a fee for permits issued for the inspection of schools operated or conducted under the auspices of a religious institution.</p>		
<p><a href="#">HB 2110</a> - Carrico, Sr. (5) Cocaine, heroin, and methamphetamine; exclusion from drug first-offender deferral consideration.</p>	<p>1/8/2007 House: Referred to Committee for Courts of Justice 1/22/2007 House: Incorporated by Courts of Justice (HB2481-Crockett-Stark)</p>	<p>[1/26/2007]</p>
<p>[Oppose] (078222264) <b>Summary:</b> Excludes cocaine, heroin, and methamphetamine for consideration of deferred proceedings and dismissal under the drug "first offender" statute.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2127</a> - Hugo (40) Real property; requires localities to provide individual notice to each taxpayer of certain rates.</p>	<p>1/8/2007 House: Referred to Committee on Finance 1/31/2007 House: Reported from Finance with substitute (18-Y 1-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078258103) - Oppose as redundant. <b>Summary:</b> Requires localities to provide individual notice to each real estate taxpayer of certain proposed tax rates. The notice is triggered in any year in which any annual assessment, biennial assessment, or general reassessment at the current rate would result in an increase of one percent or more in the total real property tax revenue in the following year, and the locality's proposed rate would yield in the forthcoming year more than 101 percent of the total real estate tax revenue received in the prior year. The individual notice shall include the property owner's current real property tax levy, the real property tax levy at the proposed rate, as well as two incremental levies for potential rate changes between the current tax rate and the proposed tax rate.</p>		
<p><a href="#">HB 2150</a> - Fralin, Jr. (17) Foster care services; term means provision of services to child and his family when needed.</p>	<p>1/9/2007 House: Referred to Committee for Courts of Justice 1/22/2007 House: Referred to Committee on General Laws</p>	<p>[1/26/2007]</p>
<p>[Oppose] (079084302) <b>Summary:</b> Indicates that the term "foster care services" means the provision of services to a child and his family when the child has been identified as needing services to prevent or eliminate the need for custody relinquishment.</p>		
<p><a href="#">HB 2200</a> - Wardrup, Jr. (83) State funds; repeals structure and formula for distributing to local law-enforcement in localities.</p>	<p>1/9/2007 House: Referred to Committee on Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071946536) <b>Summary:</b> Repeals the current structure and formula for distributing certain state funds for local law enforcement in localities that have a police department, and appropriates the associated funds for transportation projects in all localities on a pro rata basis, based on population.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2208</a> - Wardrup, Jr. (83) Toll facilities; transfer of responsibility from state agency to other public/private entity.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/30/2007 House: Stricken from docket by Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (076306536) <b>Summary:</b> Provides that no agreement or contract to transfer responsibility from an agency or institution of the Commonwealth for control, maintenance, and/or operation of any toll facility controlled, maintained and/or operated by such agency or institution of the Commonwealth to any other public or private entity shall be entered into by the Commonwealth or any agency, instrumentality, or political subdivision thereof without prior legislative authorization from the General Assembly.</p>		
<p><a href="#">HB 2218</a> - Amundson (44) Charitable organizations; exceptions for those that engage in food distribution to needy.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/25/2007 House: Reported from General Laws with substitute (22-Y 0-N) 1/31/07 House: Passed House BLOCK VOTE (100-Y 0-N) 2/1/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (071708212) - Amend to conform to SB 806 committee substitute. <b>Summary:</b> Provides an exception for charitable organizations that engage in food distribution to the needy from both state and local regulations that require commercial-grade kitchens and equipment. Includes nonprofit homeless shelters and any volunteer who prepares food for such organizations under the definition of "charitable organizations" for purposes of this exception. This bill will take effect at the time of its passage due to the nature of its subject.</p>		
<p><a href="#">HB 2232</a> - Nutter (7) Rail Enhancement Fund; local contribution.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/23/2007 House: Ref to Committee on Appropriations 1/31/2007 House: Stricken from docket by Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078004436) <b>Summary:</b> Provides that for any funds to be expended, the local governing body of each locality within which the project is located shall contribute 1% of the total cost of the project.</p>		
<p><a href="#">HB 2283</a> - Watts (39) Real estate tax; deferral of tax for certain elderly and disabled.</p>	<p>1/9/2007 House: Referred to Committee on Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078220544) <b>Summary:</b> Creates a formula for determining net financial worth with regard to deferring or exempting real estate tax for elderly and disabled in certain localities. The net combined financial worth is to be determined as the portion of net combined financial worth equal to the percentage of total combined income derived from pension or social security income.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2338</a> - Gilbert (15) Transient occupancy tax; gives each town authority to preempt within town.	1/9/2007 House: Referred to Committee on Finance 1/31/2007 House: Stricken from docket by Finance	[1/26/2007]
<p>[Oppose] (078660306)  <b>Summary:</b> Gives each town the authority to preempt a county's transient occupancy tax within the town, whether the county's tax is pursuant to the authority under § 58.1-3819 or to authority under other previous law. Under current law such preemption applies only to a county's transient occupancy tax imposed pursuant to § 58.1-3819.</p>		
<a href="#">HB 2441</a> - Frederick (52) High-occupancy vehicle lanes (HOV); establishes hours of operation in Northern Virginia.	1/9/2007 House: Referred to Committee on Transportation	[1/26/2007]
<p>[Oppose] (079354303)  <b>Summary:</b> Establishes hours of operation for HOV lanes along I-95 and I-395 in Northern Virginia.</p>		
<a href="#">HB 2443</a> - Frederick (52) License taxes; repeals those that are local.	1/9/2007 House: Referred to Committee on Finance	<b>1/22/2007</b>
<p><b>Oppose</b> (075226303)  <b>Summary:</b> Repeals local license (BPOL) taxes.</p>		
<a href="#">HB 2444</a> - Frederick (52) High occupancy vehicle lanes (HOV); hours of operation.	1/9/2007 House: Referred to Committee on Transportation	[1/26/2007]
<p>[Oppose] (076391303)  <b>Summary:</b> Requires the Commonwealth Transportation Commissioner, for HOV lanes designated by the Commonwealth Transportation Board, to develop and implement a process whereby (i) the times of day during which HOV restrictions are in place may be applicable either earlier or later on any day when traffic volume on the affected facility increases markedly either prior to or after the hours when HOV restrictions would otherwise apply and (ii) the direction of traffic flow on HOV facilities with reversible lanes may be reversed at any time when so doing would expedite the movement of traffic on parallel lanes not subject to HOV restrictions.</p>		
<a href="#">HB 2490</a> - Bulova (37) Regional strategic plan; removes exemption for Planning District 8 with regard thereto.	1/9/2007 House: Referred to Committee on Counties, Cities and Towns	<b>1/22/2007</b>
<p><b>Oppose Unless Amended</b> (078914254) - Oppose unless amended to fully fund. Discussion among Northern Virginia jurisdictions should occur as to the need.  <b>Summary:</b> Removes the exemption for Planning District 8 with regard to preparation of a regional strategic plan.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2507</a> - Jones (70) Real estate tax; assessments.	1/9/2007 House: Referred to Committee on Finance 1/31/07 House: Stricken from docket by Fin. (0-Y 0-N)	<b>1/22/2007</b>
<p><b>Oppose</b> (075038364) - Not needed.  <b>Summary:</b> Prohibits assessors and appraisers from considering federal or state income tax credits when determining fair market value of real property for valuation purposes.</p>		
<a href="#">HB 2588</a> - Janis (56) Machine guns; Superintendent of Department of State Police to certify transfer and registration.	1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 2/2/2007 House: Reported from Militia, Police and Public Safety with substitute (18-Y 3-N)	<b>1/22/2007</b>
<p><b>Amend</b> (073026348) - Amend to clarify as to notification of local police chief.  <b>Summary:</b> Names the Superintendent of the Department of State Police as chief law-enforcement officer for purposes of certifying applications for the transfer and registration of machine guns. Federal law requires that the applications be certified by a chief law-enforcement officer.</p>		
<a href="#">HB 2620</a> - Fralin, Jr. (17) Community policy and management teams; adds children requiring mental health services.	1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws with substitute (22-Y 0-N) 2/1/2007 House: Ref to Committee on Appropriations	[1/26/2007]
<p>[Oppose] (078602105) - See also SB 1332.  <b>Summary:</b> Adds children requiring mental health services not otherwise covered by private insurance or Medicaid, where services are necessary to prevent placement in foster care to the target population for whom state pool funds shall be expended. Expands eligibility for state pool funds to include children requiring mental health services to avoid placement in foster care.</p>		
<a href="#">HB 2634</a> - Reid (72) Tax legislation; requires a sunset date of no more than four years thereon.	1/10/2007 House: Referred to Committee on Rules 1/31/2007 House: Tabled in Rules	<b>1/22/2007</b>
<p><b>Oppose</b> (071916488)  <b>Summary:</b> Requires a sunset date of no more than four years on all taxation bills that add new taxes or increase tax rates.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2666</a> - Purkey (82) Machinery and tools; classification as intangible personal property.	1/10/2007 House: Referred to Committee on Finance	[1/26/2007]
<p>[Oppose] (070226832) - Potential revenue loss of \$3.8 million.  <b>Summary:</b> Exempts certified pollution control equipment and facilities, placed in service on or after January 1, 2009, from state and local taxation pursuant to subsection d of Section 6 of Article X of the Constitution of Virginia. The measure also provides that certain machinery and tools placed in service on or after January 1, 2009, are taxable as intangible personal property, thereby excluding such property from local taxation.</p>		
<a href="#">HB 2795</a> - Marshall (13) Subdivision streets; certain requirements for taking thereof into state secondary highway system.	1/10/2007 House: Referred to Committee on Transportation	[1/26/2007]
<p>[Oppose] (075205220)  <b>Summary:</b> Provides that on and after July 1, 2007, no street in any county will be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system will be classified by the Department as local subdivision roads and will not be taken into the state secondary highway system unless they are within an established urban development area.</p>		
<a href="#">HB 2806</a> - Byron (22) Commissioners of revenue, local; duties and powers.	1/10/2007 House: Referred to Committee on Finance 1/31/2007 House: Reported from Finance with amendment (19-Y 0-N)	<b>1/22/2007</b>
<p><b>Oppose</b> (071303256)  <b>Summary:</b> Grants local commissioners of the revenue the power to deny or revoke business licenses of persons who are aliens and who cannot provide legal documents proving they are legally eligible to be employed in the United States.</p>		
<a href="#">HB 2826</a> - Gilbert (15) Security and Immigration Compliance Act; public bodies, etc. who intend to contract to register,etc.	1/10/2007 House: Referred to Committee on General Laws 1/18/2007 House: Referred to Committee for Courts of Justice	[1/26/2007]
<p>[Oppose] (074404306)  <b>Summary:</b> Among other provisions, requires all public bodies and contractors who intend to contract with public bodies to register and participate in a federal work authorization program to verify information on all new employees. "Federal work authorization program" is defined as any of the electronic verification of work</p>		

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Bills	General Assembly Actions	Date of BOS Position
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authorization programs operated by the United States Department of Homeland Security or any equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986. The bill also expands the current definition of extortion to include situations in which a person knowingly destroys, conceals, removes, confiscates, or possesses any actual or purported passport or other immigration document, or any other actual or purported government identification document, of another person and thereby extorts money, property, or pecuniary benefit or any note, bond, or other evidence of debt from him or any other person. This manner of extortion shall be punishable as a Class 5 felony. The bill requires that a law-enforcement officer report to the United States Immigration and Customs Enforcement Agency a person whom (i) he has arrested for a felony or for DUI and (ii) he has probable cause to believe is in the United States illegally. This bill also provides regulations for those who provide immigration assistance services. This includes all people who complete government agency forms, transcribe responses to government agency forms, translate information on government agency forms and translate responses to questions posed on the forms, secure supporting documents that may need to be submitted with government agency forms, translate documents from a foreign language into English, notarize signatures, make referrals to immigration attorneys, prepare photographs and fingerprinting, arrange for medical testing, and conduct English language and civics courses.

<p><b><u>HB 2888</u></b> - Phillips (2) Revenue-sharing funds; repeals provision for use of so-called funding of certain highway projects.</p>	<p>1/10/2007 House: Referred to Committee on Transportation 1/23/2007 House: Stricken from docket by Transportation</p>	<p>[1/26/2007]</p>
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[Oppose] (076376460)  
**Summary:** Repeals provision for use of so-called "revenue-sharing" funding of certain highway projects.

<p><b><u>HB 2916</u></b> - Bowling (3) Vehicle detection devices; motorcycles to proceed through steady red signals if controlled thereby.</p>	<p>1/10/2007 House: Referred to Committee on Transportation 1/18/2007 House: Tabled in Transportation</p>	<p>[1/26/2007]</p>
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[Oppose] (078344246)  
**Summary:** Allows motorcycles, under certain conditions, to proceed through steady red signals if the traffic light is controlled by a vehicle detection device.

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Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#">HB 2926</a> - Rust (86) Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 1/26/2007 House: Reported from Militia, Police and Public Safety with substitute (21-Y 0-N) 1/26/2007 House: Referred to Committee on Appropriations 2/2/2007 House: Reported from Appropriations (23-Y 0-N)</p>	<p><b>1/22/2007</b></p>
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**Oppose** (073325105)  
**Summary:** Expands the powers of state and local law-enforcement officials to include immigration powers conferred upon the law-enforcement agency by agreement with the U.S. Department of Homeland Security. The bill also allows the Department of Corrections to receive any person into a state or local facility committed under the authority of the United States.

<p><a href="#">HB 2936</a> - Miller (50) Illegal aliens; law-enforcement officers have authority to enforce U. S. immigration laws.</p>	<p>1/10/2007 House: Referred to Committee for Courts of Justice 2/2/2007 House: Incorporated by Courts of Justice (HB1970-Albo)</p>	<p><b>1/22/2007</b></p>
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**Oppose** (073091348)  
**Summary:** Provides that all law-enforcement officers enumerated in § 19.2-81 shall have the authority to enforce immigration laws of the United States, and to arrest an individual without a warrant upon receiving confirmation from the Bureau of Immigration and Customs Enforcement of the United States Department of Homeland Security that the individual is an alien illegally present in the United States. Currently the person arrested would also have to have been previously convicted of a felony in the United States and deported or left the United States after such conviction.

<p><a href="#">HB 2937</a> - Miller (50) Certain aliens; eligibility of for state and local public benefits.</p>	<p>1/10/2007 House: Referred to Committee on Health, Welfare and Institutions 1/23/2007 House: Reported from Health, Welfare and Institutions with amendment (13-Y 8-N) 1/30/2007 House: VOTE: PASSAGE (70-Y 29-N) 1/31/2007 Senate: Referred to Committee on Rehabilitation and Social Services</p>	<p><b>1/22/2007</b></p>
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**Oppose** (078133204)  
**Summary:** Provides that no state or local funds shall be awarded or otherwise disbursed to any organization operated exclusively for religious, charitable, community, or educational purposes where the award or disbursement is made with the intent of circumventing the provisions of this section by indirectly providing benefits or assistance to persons who are otherwise ineligible and that no organization receiving state or local funds shall use the funds to provide the type of benefits or assistance to those persons who are otherwise ineligible.

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2986</a> - Ingram (62) Zoning ordinance; development agreements for locality located in Planning District 8.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Tabled in Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071111344) <b>Summary:</b> Requires every locality located in Planning District 8 to include in its zoning ordinance provisions for the governing body to enter into binding development agreements with any persons owning legal or equitable interests in real property in the locality. Such agreements shall be authorized by ordinance, shall be for a term not to exceed 15 years, and may be renewed by mutual agreement of the parties for successive terms of not more than 10 years each. Development agreements may provide, among other things, for specific land uses and the density or intensity of such uses. No locality shall either request or accept a cash payment as part of a development agreement whose amount is scheduled to increase annually, from the time of agreement until tender of payment, by a percentage greater than the annual rate of inflation.</p>		
<p><a href="#">HB 3011</a> - Hull (38) Bonding requirements; facilities dedicated for public use.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Reported from Counties, Cities and Towns with amendment (22-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Oppose Unless Amended] (079813336) - Oppose unless second sentence is stricken. <b>Summary:</b> Provides that a governing body of a locality shall not require a developer to furnish a bond for the estimated cost of construction of facilities to be dedicated for public use until construction plans are submitted for the section in which such facilities are to be located or for any improvement not intended to be dedicated for public use following construction.</p>		
<p><a href="#">HB 3012</a> - Frederick (52) Campaign finance disclosure; certain prohibited contributions to local governing body members.</p>	<p>1/10/2007 House: Referred to Committee on Privileges and Elections 2/2/2007 House: Tabled in Privileges and Elections</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (079814303) <b>Summary:</b> Prohibits any governing body member from soliciting or accepting a campaign contribution from a person with a personal interest in a transaction pending before the governing body while the matter is pending before the governing body or for 90 days after action on the matter. Prohibits any person with a personal interest in a transaction pending before the governing body from making or promising to make a campaign contribution to a member of the governing body while the matter is pending before the governing body or for 90 days after action on the matter. Includes special disclosure requirements, definitions, and civil penalties for violations.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 3060</a> - Frederick (52) Local government land-use decisions; publication of certain.</p>	<p>1/15/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p>[1/26/2007]</p>
<p>[Oppose] (079371303) <b>Summary:</b> Provides that whenever the governing body of any county, city, or town approves a change in zoning or takes any similar action that involves or potentially will involve construction of new structures or expansion of existing structures whose construction or expansion would require or reasonably be expected to require the construction, reconstruction, improvement, or expansion of any transportation facility, and such transportation facility construction, reconstruction, improvement, or expansion is not provided for in the most recent six-year improvement plan of the Department of Transportation, the local governing body shall publish a notice to that effect at least once a week for two successive weeks in a newspaper published or having general circulation in the affected county, city, or town.</p>		
<p><a href="#">HB 3109</a> - Janis (56) Firearms; discharging towards subdivision or towards any person or structure.</p>	<p>1/18/2007 House: Referred to Committee on Militia, Police and Public Safety 2/2/2007 House: Reported from Militia, Police and Public Safety (18-Y 3-N)</p>	<p>[1/26/2007]</p>
<p>[Oppose] (075851348) <b>Summary:</b> Makes it a Class 1 misdemeanor to discharge a firearm towards a subdivision within the range of the firearm, or to discharge a firearm towards any person or structure, when no barrier exists that would prevent the projectile from striking a person or structure. With these changes, a locality would no longer be able to prohibit hunting generally within a half-mile radius of a subdivision, but would still be able to prohibit hunting within a subdivision.</p>		
<p><a href="#">HB 3196</a> - Athey, Jr. (18) Urban development areas; localities to amend comprehensive plan to include.</p>	<p>1/19/2007 House: Referred to Committee on Transportation</p>	<p>[1/26/2007]</p>
<p>[Oppose] (071151220) <b>Summary:</b> Provides that every county that has adopted zoning may, and that any city or town may, amend its comprehensive plan to incorporate one or more proposed urban development areas, if such locality meets the criteria for high growth. An urban development area is an area designated by a locality that is most suited for development due to proximity to transportation facilities, the availability of a public or community water and sewer system, or proximity to a city, town, or other developed area. The comprehensive plan shall designate one or more urban development areas sufficient to meet projected residential growth in the locality for the ensuing 20-year period. Any comprehensive plan amended pursuant to this section shall also be amended to incorporate the opportunity for development that includes features that promote new urbanism and traditional neighborhood development. No county, city, or town that has amended its comprehensive plan in accordance with these provisions shall limit or prohibit development pursuant to existing zoning or any application for rezoning based solely on the fact that the property is located outside the urban development area. Any locality that has not revised its comprehensive plan to establish an urban development area on or before July 1, 2008 shall not receive 50 percent of its annual secondary road allocation from the Virginia Department of Transportation.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 3198</a> - Athey, Jr. (18) Subdivision streets; certain requirements for taking thereof into state secondary highway system.	1/19/2007 House: Referred to Committee on Transportation	[1/26/2007]
<p>[Oppose] (071149220)</p> <p><b>Summary:</b> Provides that no street or road or any portion thereof in any county shall be taken into the state secondary highway system for maintenance purposes unless it is classified by the Department as a local collector road. Other roads that, prior to July 1, 2007, would have been taken into the state secondary highway system shall be classified by the Department as local subdivision roads and shall not be taken into the state secondary highway system. A local subdivision road shall be any road, according to the Department, that primarily serves residents living within a subdivision.</p>		
<a href="#">HJ 586</a> - Cole (88) Constitutional amendment; excludes privately owned motor vehicles used for nonbusiness purposes.	12/20/2006 House: Referred to Committee on Privileges and Elections	[1/26/2007]
<p>[Oppose] (079066272) - Potential fiscal impact of \$355 million.</p> <p><b>Summary:</b> Amends the Constitution of Virginia to exempt from property taxes privately owned motor vehicles used for nonbusiness purposes.</p>		
<a href="#">HJ 654</a> - Albo (42) Fairfax County; Board of Supervisors to study efficiency/effectiveness of form of government.	1/9/2007 House: Referred to Committee on Rules	<b>1/22/2007</b>
<p><b>Oppose</b> (076106204)</p> <p><b>Summary:</b> Requests the Fairfax County Board of Supervisors, together with members of the House of Delegates and the Senate of Virginia who currently represent districts within Fairfax County, to study the efficiency and effectiveness of the County's form of government.</p>		
<a href="#">HJ 684</a> - Frederick (52) Constitutional amendment (first resolution); spending limits on government.	1/9/2007 House: Referred to Committee on Privileges and Elections	[1/26/2007]
<p>[Oppose] (079060303)</p> <p><b>Summary:</b> Provides for annual state and local government spending limits with surplus revenues returned to taxpayers.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HJ 774</a> - Kilgore (1) Mental health services for children; services should be provided and funded by state's system.</p>	<p>1/19/2007 House: Referred to Committee on Rules 1/31/2007 House: Reported from Rules with substitute (15-Y 0-N) 2/2/2007 House: VOTE: BLOCK VOTE PASSAGE (91-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Amend] (079217372) - Amend to clearly call for additional funding for children's mental health services, particularly the Mental Health Initiative; and to clearly identify the Department of Mental Health, Mental Retardation and Substance Abuse Services as the agency designated within the human services system with primary responsibility for the coordination and delivery of children's mental health services. <b>Summary:</b> Recognizes the Department of Mental Health, Mental Retardation, and Substance Abuse Services as the primary state agency responsible for the planning and delivery of mental health services in the Commonwealth. This resolution also states that neither the Department of Social Services nor the Office of Comprehensive Services is the default system for the provision of mental health services.</p>		
<p><a href="#">SB 838</a> - Davis (34) Land use proceedings; disclosures of certain business or financial relationships.</p>	<p>1/5/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Reported from Local Government with substitute (15-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (075061726) - Board has historically opposed. <b>Summary:</b> Requires each individual member of the governing body, the planning commission, and the board of zoning appeals in any proceeding before each such body involving an application for a special exception or variance or involving an application for amendment of a zoning ordinance, which does not constitute the adoption of a comprehensive zoning plan or ordinance applicable throughout the locality, to make a full public disclosure of certain business or financial relationships that such member has or has had within the 12-month period prior to such hearing. Also, each individual member of the governing body in any proceeding involving a proposed amendment to the comprehensive plan shall, at or before any such proceeding, make a full public disclosure of certain business or financial relationships that such member has or has had since the local planning commission commenced preparation of such proposed amendment to the comprehensive plan. Any person knowingly and willfully violating the provisions of this section shall be guilty of a Class 1 misdemeanor.</p>		
<p><a href="#">SB 849</a> - Lambert III (9) Condominium Act; assessments and taxation on certain condominium units.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (074770748) <b>Summary:</b> Provides that certain condominium units owned by the declarant shall be assessed and taxed against the declarant based solely upon the income derived from that unit</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 1026</u></b> - O'Brien (39) Motor Vehicle Fuel Sales Tax; local-option to impose retail sales taxes on motor fuels.</p>	<p>1/9/2007 Senate: Referred to Committee on Finance</p>	<p><b>1/22/2007</b></p>
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**Oppose** (079348784)  
**Summary:** Requires counties with populations of 50,000 or more, according to the last preceding U.S. census, to take over from VDOT responsibility for planning, construction, operation, and maintenance of state secondary highway system components within their boundaries prior to July 1, 2012. This would apply to the Counties of Campbell, Washington, Fauquier, York, Henry, Frederick, Bedford, Pittsylvania, Augusta, Rockingham, Albemarle, Montgomery, Roanoke, Hanover, Spotsylvania, Stafford, Loudoun, Chesterfield, Prince William, and Fairfax. Additionally, the bill provides, on a local-option basis, for a two percent retail sales tax on motor fuels in counties that take over responsibilities for state secondary highways, the proceeds of which would be used for secondary highway planning, construction, operation, and maintenance.

<p><b><u>SB 1045</u></b> - O'Brien (39) Immigration; powers of law-enforcement officers by agreement with Department of Homeland Security.</p>	<p>1/9/2007 Senate: Referred to Committee for Courts of Justice</p>	<p><b>1/22/2007</b></p>
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**Oppose** (073324105)  
**Summary:** Expands the powers of state and local law-enforcement officials to include immigration powers conferred upon the law-enforcement agency by agreement with the U.S. Department of Homeland Security. The bill also allows the Department of Corrections to receive any person into a state or local facility committed under the authority of the United States.

<p><b><u>SB 1061</u></b> - Watkins (10) Fertilizers; regulation thereof.</p>	<p>1/9/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources                  1/29/2007 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (15-Y 0-N)                  2/1/2007 Senate: Passed Senate VOTE: (39-Y 0-N)</p>	<p>[1/26/2007]</p>
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[Oppose Unless Amended] (070965840) - Oppose unless amended to retain local land use and environmental authority; Board has historically opposed.  
**Summary:** Prohibits localities from regulating the registration, packaging, labeling, sale, storage, distribution, use, or application of fertilizers more stringently than the U.S. Environmental Protection Agency or the Department of Environmental Quality.

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Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 1063</u></b> - Rerras (6) Real estate tax; limitation on tax rate in localities.</p>	<p>1/9/2007 Senate: Referred to Committee on Finance 1/31/07 Senate: Rep from Finance w/sub. (14-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (072140804) <b>Summary:</b> Provides that a county, city, or town may not set its real property tax for any tax year at a rate that would produce more than 105 percent of the previous year's total real property tax levies for such county, city, or town. Under current law, (i) the annual growth rate in a locality's total real estate taxes from an annual assessment, biennial assessment or general reassessment is not capped, provided the locality holds a public hearing in regard to its real property tax rate; and (ii) there is no cap on real property tax rates.</p>		
<p><b><u>SB 1123</u></b> - Cuccinelli, II (37) Auditor of Public Accounts; review security governmental databases containing personal information.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (079145720) - Amend to clarify that bill only applies to state agencies. <b>Summary:</b> Provides that the Auditor of Public Accounts shall periodically review the security of any database or information system maintained or operated by any agency or other governmental entity of the Commonwealth that contains personal information regarding any individual to ensure that appropriate measures are in place to prevent unauthorized or unlawful access to this information. On an annual basis, the Auditor shall report the results of its review to the General Assembly and make recommendations for new or revised security measures, if needed.</p>		
<p><b><u>SB 1181</u></b> - Williams (1) Subdivision streets; requirements for taking thereof into state secondary highway system.</p>	<p>1/10/2007 Senate: Referred to Committee on Transportation 1/25/2007 Senate: Rep from Trans w/substitute (15-Y 0-N) 1/31/2007 Senate: Passed Senate (40-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (079331124) - Amend to require formation of advisory work group to include counties; to require public meetings throughout the Commonwealth; to maintain status quo with respect to accepting streets into the state highway system until new regulations take effect; and to grandfather development proposals pending or otherwise vested under state law. <b>Summary:</b> Allows local governing bodies of any counties that have not withdrawn from the state secondary highway system to request the Commonwealth Transportation Board, by resolution, to take any new subdivision street into the state secondary highway system for maintenance if such subdivision street has been developed and constructed in accordance with the Board's subdivision street requirements. Only those subdivision streets constructed in compliance with the Board's subdivision street requirements are to be taken into the state secondary highway system for maintenance. The Board is further required to promulgate regulations establishing such subdivision street requirements. Regulations initially promulgated by the Board are to be exempt from provisions of the Administrative Process Act, but this exemption does not apply to subsequent regulations or amendments thereto.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 1188</u></b> - Blevins (14) Southeastern Public Service Authority; provision for locality that withdraws therefrom.</p>	<p>1/10/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Oppose] (078193702) <b>Summary:</b> Provides that if a member locality withdraws from the authority, the locality shall not be obligated to continue depositing waste with, or paying waste disposal or management fees, rates or charges to, the authority for the same or comparable services. Also, the bill requires the General Assembly to appoint special commissions (i) to investigate the acceptance of out-of-area waste by the authority and make findings regarding whether it is in the best interest of the public and (ii) to investigate the operations and finances of the authority and make findings regarding the performance and financial stability of the authority. Also, numerous changes are made to the Virginia Water and Waste Authorities Act related to dissolution of an authority, out-of-state waste, and rates and charges.</p>		
<p><b><u>SB 1332</u></b> - Davis (34) Community policy and management teams; adds children requiring mental health services.</p>	<p>1/12/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Reported from General Laws and Technology with substitute (15-Y 0-N) 1/31/2007 Senate: Rereferred to Finance 2/1/2007 Senate: Reported from Finance with amendment (15-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Oppose] (078603105) - See also HB 2620. <b>Summary:</b> Adds children requiring mental health services not otherwise covered by private insurance or Medicaid, where services are necessary to prevent placement in foster care to the target population for whom state pool funds shall be expended. Expands eligibility for state pool funds to include children requiring mental health services to avoid placement in foster care.</p>		
<p><b><u>SB 1353</u></b> - Wagner (7) Child day-care regulations; establishes staff-to-child ratios thereof.</p>	<p>1/16/2007 Senate: Referred to Committee on Rehabilitation and Social Services 2/2/2007 Senate: Passed by indefinitely in Rehabilitation and Social Services (8-Y 7-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071416832) <b>Summary:</b> Establishes staff-to-child ratios, activity space guidelines, and training and qualification guidelines for program directors, program leaders, and general staff for regulated child day-care centers.</p>		

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<b>Bills</b>	<b>General Assembly Actions</b>	<b>Date of BOS Position</b>
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<p><a href="#"><b>SB 1399</b></a> - O'Brien (39)                      Rail and Public Transportation, Department of; transfers motor fuels retail sales taxes thereto.</p>	<p>1/19/2007 Senate: Referred to Committee on Finance</p>	<p>[1/26/2007]</p>
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[Oppose] (079230784)  
**Summary:** The bill transfers the Motor Vehicle Fuels Sales Tax collected in the localities comprised by the Northern Virginia Transportation District to the Transportation Trust Fund rather than for support of the Washington Metropolitan Area Transit Authority (WMATA). The bill makes the Virginia Department of Rail and Public Transportation (VDRPT) responsible for funding Virginia's share of WMATA's expenses.

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

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***Active Legislation***

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1683</a> - McQuigg (51) Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.</p>	<p>12/11/2006 House: Referred to Committee on Transportation 2/1/2007 House: Incorporated by Transportation (HB1778-Cosgrove)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071101412) <b>Summary:</b> Allows local governing bodies to adopt ordinances providing for a traffic light signal violation-enforcement program. Penalties for violations are capped at \$50.</p>		
<p><a href="#">HB 1693</a> - Eisenberg (47) Interrogations of juveniles; statements thereby to be electronically recorded.</p>	<p>11/30/2006 House: Referred to Committee for Courts of Justice</p>	<p>[1/26/2007]</p>
<p>[Monitor] (073015301) <b>Summary:</b> Requires that statements made by a juvenile criminal defendant accused of committing a violent juvenile felony are to be electronically recorded and that failure to record such statements shall be a factor to be considered by the court re admissibility.</p>		
<p><a href="#">HB 1710</a> - Callahan, Jr. (34) Treatment works; reimbursement to localities of funds for upgrades thereof.</p>	<p>12/15/2006 House: Ref to Committee on Appropriations 1/26/07 House: Rep from Approp. w/substitute (24-Y 0-N) 2/1/2007 House: BLOCK VOTE PASSAGE (99-Y 0-N) 2/2/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074383129) - See also SB 771 (Chichester). <b>Summary:</b> Authorizes the Virginia Public Building Authority to issue bonds in an amount not to exceed \$250 million for grants to be used solely for the purpose of funding the installation of nutrient removal technologies at specified publicly owned treatment works to implement the Commonwealth's Chesapeake Bay Tributary Strategies.</p>		
<p><a href="#">HB 1762</a> - Purkey (82) Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.</p>	<p>12/27/2006 House: Referred to Committee on Transportation 2/1/2007 House: Incorporated by Transportation (HB1778-Cosgrove)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078917472) <b>Summary:</b> Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than 25 intersections at one time. Provisions within the bill set the maximum fine, limit the use and retention of images recorded, and provide other parameters and limitations for localities.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 1778</a> - Cosgrove (78) Traffic light signal violation-enforcement program; localities may adopt ordinances therefor.	12/28/2006 House: Referred to Committee on Transportation 2/1/2007 House: Reported from Transportation with substitute (19-Y 2-N)	<b>1/22/2007</b>
<b>Support w/ Amend.</b> (073183276) - Support, if amended to exclude costs of program from spending requirement. <b>Summary:</b> Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than one intersection for every 10,000 residents at one time. Provisions within the bill limit the use and retention of images recorded and provide other parameters and limitations for localities. Localities are also required to designate at least 50% of fines collected for transportation purposes.		
<a href="#">HB 1786</a> - Kilgore (1) Solid waste; nonprofit organization to receive proceeds from civil action brought for improper disp.	12/28/2006 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources	[1/26/2007]
[Support] (078292372) <b>Summary:</b> Authorizes nonprofit organizations, whose primary mission is to protect Virginia's natural resources, to receive the proceeds from a civil action they brought for the improper disposal of solid waste.		
<a href="#">HB 1876</a> - Caputo (67) Wireless telecommunications devices; use by certain drivers.	1/4/2007 House: Referred to Committee on Transportation 1/16/2007 House: Referred to Committee on Science and Technology 1/22/2007 House: Reported from Science and Technology with substitute (19-Y 3-N) 1/26/2007 House: VOTE: REJECTED (41-Y 56-N)	<b>1/22/2007</b>
<b>Support</b> (074213262) <b>Summary:</b> Prohibits use of wireless telecommunications devices by holders of provisional licenses, learner's permits, and motorcycle learner's permits, except in an emergency, when the vehicle is parked, or when the vehicle is stationary on that portion of a highway improved, designed, and ordinarily used for vehicular travel.		
<a href="#">HB 1930</a> - Rapp (96) DMV; exempts federal, state, and local officials from fees charged for obtaining data from records.	1/4/2007 House: Referred to Committee on Transportation 1/16/2007 House: Reported from Transportation with substitute (22-Y 0-N) 1/22/2007 House: VOTE: PASSAGE (96-Y 0-N) 1/23/2007 Senate: Referred to Committee on Transportation	<b>1/22/2007</b>
<b>Support</b> (073551480-H1) <b>Summary:</b> Exempts federal, state, and local officials from fees charged by DMV for obtaining data from DMV records.		

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Bills	General Assembly Actions	Date of BOS Position
<p><b><u>HB 2036</u></b> - Hamilton (93) Admission hearings, involuntary; adds providers to list by which an examiner may be employed.</p>	<p>1/8/2007 House: Referred to Committee on Health, Welfare and Institutions 1/25/2007 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 1/30/2007 House: Read third time and passed House BLOCK VOTE (98-Y 0-N) 1/31/2007 Senate: Referred to Committee on Education and Health</p>	<p>[1/26/2007]</p>
<p>[Support] (078153316) <b>Summary:</b> Adds community service boards and behavioral health authorities to the list of facilities by which an examiner may be employed.</p>		
<p><b><u>HB 2132</u></b> - Hugo (40) HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.</p>	<p>1/8/2007 House: Referred to Committee on Transportation</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078273332) <b>Summary:</b> Extends the "sunset" to 2008 authorizing the use of certain HOV lanes by vehicles bearing clean special fuel vehicle license plates.</p>		
<p><b><u>HB 2146</u></b> - Albo (42) Children; unlawful to leave unattended in vehicle.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/16/2007 House: Referred to Committee for Courts of Justice</p>	<p><b>1/22/2007</b></p>
<p><b>Monitor</b> (077006412) <b>Summary:</b> Provides that any driver or operator of a motor vehicle who leaves an unattended child in a motor vehicle is guilty of a Class 1 misdemeanor. The bill defines "unattended child" as a child under six years of age who has been left in a motor vehicle by the driver or operator of the vehicle when the driver or operator is unable to continuously observe the child, unless a person 12 years of age or older is physically present in the motor vehicle with the child.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2158</a> - O'Bannon, III (73) Adult Fatality Review Team; created, report.</p>	<p>1/9/2007 House: Referred to Committee on Health, Welfare and Institutions 1/16/2007 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 1/16/2007 House: Referred to Committee on Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071706440) <b>Summary:</b> Requires the Commissioner of the Department of Health and the Chief Medical Examiner to develop an Adult Fatality Review Team (Team) to review suspicious deaths of adults in order to create a body of information to help prevent similar fatalities. The Team is charged with reviewing the death of any incapacitated adult of age 18 or older, and any adult of age 60 or older (i) who was the subject of an adult protective services investigation, or (ii) whose death was due to abuse or neglect or acts that suggest abuse or neglect, or (iii) whose death came under the jurisdiction of the Office of the Chief Medical Examiner pursuant to § 32.1-283. The bill sets forth duties, membership, confidentiality, reporting, and other requirements for the Team. The bill also exempts any information acquired during a review from the Virginia Freedom of Information Act.</p>		
<p><a href="#">HB 2182</a> - Saxman (20) Architects, Professional Engineers, Land Surveyors, etc., Board for; licensure exemption.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/30/2007 House: Passed by in General Laws with letter</p>	<p>[1/26/2007]</p>
<p>[Monitor] (078829428) <b>Summary:</b> Provides an exemption from licensure as an architect or professional engineer for the design of on-site treatment works consisting solely of an anaerobic septic tank treatment system with gravity conveyance to a gravity-distributed subsurface drain field.</p>		
<p><a href="#">HB 2220</a> - Amundson (44) Income tax, state; deduction for unreimbursed organ donation expenses.</p>	<p>1/9/2007 House: Referred to Committee on Finance 1/31/2007 House: Reported from Finance (18-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Support] (077131212) - Board position in Legislative Program. <b>Summary:</b> Provides an income tax deduction for unimbursed expenses that are paid by an organ and tissue donor and that have not been taken as a medical deduction on the taxpayer's federal income tax return, effective for taxable years beginning on or after January 1, 2007. The amount of the deduction is the lesser of \$5,000 or the actual amount paid by the taxpayer.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2233</a> - Nutter (7) Rail Enhancement Fund; governing body approving project must be received before funds expended.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/23/2007 House: Referred to Committee on Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078003436) <b>Summary:</b> Expenditures from the Rail Enhancement Fund. Provides that a resolution from each local governing body of each locality within which a portion of a project is located approving the project must be received before funds may be expended.</p>		
<p><a href="#">HB 2259</a> - Rust (86) Freedom of Information Act; records of regional and local park authorities.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/25/2007 House: Reported from General Laws (22-Y 0-N) 1/31/2007 House: Read third time and passed House BLOCK VOTE (100-Y 0-N) 2/1/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078408260) - Board position in Legislative Program. <b>Summary:</b> Expands the current record exemption for state or local park and recreation departments to include local and regional park authorities. As a result, certain records of such authorities are not subject to mandatory public disclosure.</p>		
<p><a href="#">HB 2261</a> - Rust (86) Zoning violations; overcrowding of residential dwellings.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns 2/2/2007 House: Reported from Counties, Cities and Towns with substitute (17-Y 4-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (073272492) <b>Summary:</b> Provides for enhanced fines for any conviction resulting from a violation of provisions related to overcrowding of residential dwellings. These violations shall not be punishable by a jail term.</p>		
<p><a href="#">HB 2294</a> - McClellan (71) Workers' compensation; clarifies certain government employees.</p>	<p>1/9/2007 House: Referred to Committee on Commerce and Labor 1/16/07 House: Rep from Commerce &amp; Labor (19-Y 0-N) 1/22/2007 House: VOTE: PASSAGE (96-Y 0-N) 1/23/2007 Senate: Referred to Committee on Commerce and Labor</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074387402) <b>Summary:</b> Classifies policemen, firefighters, sheriffs and their deputies, and certain other individuals who are generally deemed to be employees of their employing locality for purposes of the Virginia Workers' Compensation Act, as employees of the Commonwealth while rendering aid outside of the Commonwealth pursuant to a state-approved request under the Emergency Management Assistance Compact.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2295</a> - McClellan (71) Rabies vaccinations; surcharge thereon.</p>	<p>1/9/2007 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources 1/31/2007 House: Tabled in Agriculture, Chesapeake and Natural Resources (17-Y 5-N)</p>	<p>[1/26/2007]</p>
<p>[Support w/ Amend.] (074239402) - Support if amended to allow for recapture of administrative costs, and to clarify reimbursement criteria and process. <b>Summary:</b> Requires localities to add a \$3 surcharge to dog and cat licenses. The monies raised pursuant to the surcharge would be used by localities to fund low-cost spay and neuter services.</p>		
<p><a href="#">HB 2414</a> - Athey, Jr. (18) Statewide Building Code; asbestos inspections.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/30/2007 House: Stricken from docket by General Laws</p>	<p>[1/26/2007]</p>
<p>[Monitor] (075247220) <b>Summary:</b> Provides that before a building permit may be issued for any building to be renovated or demolished, the local building department must receive certification from the owner or his agent that the affected portions of the building have been inspected for the presence of asbestos by an individual licensed to perform such inspections pursuant to § 54.1-503. Currently, such certification is required for only those buildings for which an initial building permit was issued before January 1, 1985.</p>		
<p><a href="#">HB 2431</a> - Albo (42) Reversion of federal lands; State to take title to lands containing environmental contamination.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/30/2007 House: Reported from General Laws with amendments (22-Y 0-N) 2/2/2007 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078137204) <b>Summary:</b> Authorizes the Commonwealth to take title to federal lands containing environmental contamination if the United States agrees to indemnify the Commonwealth for associated liabilities and clean-up costs or otherwise provides satisfactory assurances that all corrective action necessary to protect human health and the environment will be taken at the sole expense of the United States.</p>		
<p><a href="#">HB 2484</a> - Bulova (37) Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 2/1/2007 House: Incorporated by Transportation (HB1778-Cosgrove)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078911254) <b>Summary:</b> Allows the Counties of Arlington and Fairfax, the Cities of Alexandria, Fairfax, Falls Church, and Virginia Beach, and the Town of Vienna to establish photo-monitoring systems to enforce traffic light signals, subject to specific requirements and procedures set forth.</p>		

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Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#">HB 2486</a> - Bulova (37) Trees; conservation thereof during development process for air quality improvement in certain.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
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**Support** (074265254) - Board position in Legislative Program. See also SB 939 (Ticer).  
**Summary:** Provides that certain localities may, by ordinance, require conservation of trees during the development process. The bill also provides that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10% tree canopy for a site zoned business, commercial, or industrial; (ii) 10% tree canopy for a residential site zoned 20 or more units per acre; (iii) 15% tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20% tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30% tree canopy for a residential site zoned one to five units per acre. Finally, the bill mandates that any tree conservation ordinance provide for reasonable exceptions to or deviations from the canopy requirements.

<p><a href="#">HB 2489</a> - Bulova (37) Single-family dwellings; time limit for construction of.</p>	<p>1/9/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
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**Support w/ Amend.** (074264254) - Support with clarifying amendments.  
**Summary:** Allows localities to adopt an ordinance establishing a reasonable time limit for the construction of a single-family detached dwelling unit, or any exterior addition or modification to a single-family detached dwelling unit, located on a lot equal to or smaller than one acre in size or that is located 200 feet or less from the next closest single-family detached dwelling unit.

<p><a href="#">HB 2497</a> - Orrock, Sr. (54) Building permits; building official may issue for any construction regulated by Building Code.</p>	<p>1/9/2007 House: Referred to Committee on General Laws                      1/30/2007 House: Reported from General Laws with amendment (22-Y 0-N)                      2/2/2007 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)</p>	<p>[1/26/2007]</p>
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[Monitor] (071117448)  
**Summary:** Allows localities to provide that a building department may issue a blanket permit for new construction by the school board on existing school property. Such blanket permit will allow the school board to construct ancillary buildings on school property without the need to obtain a new permit.

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2498</a> - Orrock, Sr. (54) Income tax, state; residential tax credit for increased accessibility and visitability.</p>	<p>1/9/2007 House: Referred to Committee on Finance 1/22/2007 House: Reported from Finance with substitute (21-Y 0-N) 1/25/2007 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N) 1/26/2007 Senate: Referred to Committee on Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (076089448) - See also HB 1721, SB 791. <b>Summary:</b> Requires the Department of Housing and Community Development to develop guidelines establishing the eligibility requirements for the tax credit in § 58.1-339.7. Changes the name of the disabled tax credit to the "Livable Home Tax Credit" and extends it to any taxpayer who purchases a new residence. This bill is a recommendation of the Virginia Disability Commission.</p>		
<p><a href="#">HB 2538</a> - Landes (25) Transportation Commissioner; enter on land to ascertain its suitability for transportation purposes.</p>	<p>1/9/2007 House: Referred to Committee on Transportation 1/16/2007 House: Rep from Transportation (22-Y 0-N) 1/22/2007 House: VOTE: PASSAGE (94-Y 0-N) 1/23/2007 Senate: Referred to Committee on Transportation</p>	<p>[1/26/2007]</p>
<p>[Support] (074369376) <b>Summary:</b> Revises the procedures according to which the Commonwealth Transportation Commissioner (CTC), through his duly authorized agents, may enter upon any land in the Commonwealth for the purposes of determining its suitability for highway and other transportation purposes.</p>		
<p><a href="#">HB 2550</a> - Ebbin (49) Discrimination; prohibited in public employment.</p>	<p>1/9/2007 House: Referred to Committee on General Laws</p>	<p>[1/26/2007]</p>
<p>[Support] (071636300) - See also SB 820/SB 1310 <b>Summary:</b> Nondiscrimination in public employment. Prohibits employment discrimination.</p>		
<p><a href="#">HB 2553</a> - Ebbin (49) Freedom of Information Act; allows governing body to meet electronically when state of emergency.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 2/1/2007 House: Passed by in General Laws with letter</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078031300) <b>Summary:</b> Allows a local governing body to meet by electronic communication means when a local state of emergency has been declared in accordance with § 44-146.21 provided (i) the meeting is necessary to take action to address the emergency, (ii) notice, reasonable under the circumstances, of the emergency meeting shall be given contemporaneously with the notice provided members of the local governing body conducting the meeting, (iii) the local governing body makes arrangements for public participation, and (iv) the local governing body otherwise complies with the requirements for electronic communication meetings.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2667</a> - Bulova (37) Signs; those located on real property of educational institution under jurisdiction of locality.	1/10/2007 House: Referred to Committee on Counties, Cities and Towns	<b>1/22/2007</b>
<p><b>Support</b> (071648254) - See also SB 1323.  <b>Summary:</b> Provides that for the purpose of zoning, the governing body of a locality shall have jurisdiction over any advertising structure or any sign located on real property held, operated, or possessed by an educational institution described as being "at" such locality if such advertisement structure or any part of the advertising or informative contents of such sign is visible from real property that is not held, operated, or possessed by such educational institution. Nothing contained herein shall impair, limit, modify, or supersede any expressed term of any management agreement entered into on or before January 1, 2007.</p>		
<a href="#">HB 2669</a> - Sherwood (29) Freedom of Information Act; allows public bodies to meet by electronic communication without quorum.	1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Reported from General Laws with amendment (22-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (078643105)  <b>Summary:</b> Allows public bodies to meet by electronic communication means without a quorum of the public body physically assembled at one location when (i) the Governor has declared a state of emergency in accordance with § 44-146.17, (ii) the meeting is necessary to take action to address the emergency, and (iii) the public body otherwise complies with the electronic communication meetings law. The bill also authorizes the local governing body to meet by electronic communication means when the Governor has declared a state of emergency in accordance with § 44-146.17 in an area that includes the locality and (a) the meeting is necessary to take action to address the emergency, (b) notice, reasonable under the circumstance, of the emergency meeting shall be given contemporaneously with the notice provided members of the public body conducting the meeting, (c) the local governing body makes arrangements for public participation, and (d) the local governing body otherwise complies with the electronic communication meetings law.</p>		
<a href="#">HB 2711</a> - Barlow (64) Child unattended in a car; unlawful for younger than six years.	1/10/2007 House: Referred to Committee on Transportation 1/18/2007 House: Referred to Committee for Courts of Justice	<b>1/22/2007</b>
<p><b>Monitor</b> (074323224)  <b>Summary:</b> Provides that it is unlawful for any person who is responsible for a child younger than six years of age to leave such child unattended in a motor vehicle if the conditions within the vehicle or in the immediate vicinity of the vehicle, including outside temperature, present a risk to the health or safety of the child. The penalty for a first offense is a \$100 civil penalty, for a second offense a Class 4 misdemeanor, and for a third or subsequent offense a Class 3 misdemeanor.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2726</a> - McClellan (71) Emergency plans; review of certain by localities.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 1/26/2007 House: Reported from Militia, Police and Public Safety with amendment (21-Y 0-N) 1/31/2007 House: Read third time and passed House BLOCK VOTE (100-Y 0-N) 2/1/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074386402) <b>Summary:</b> Grants authority to localities to request the review of, and suggest amendments to, the emergency plans of nursing homes, assisted living facilities, adult day care centers, and child day care centers that are located within the locality.</p>		
<p><a href="#">HB 2744</a> - Englin (45) Fair housing law; unlawful discriminatory housing practice.</p>	<p>1/10/2007 House: Referred to Committee on General Laws 2/1/2007 House: Stricken from docket by General Laws</p>	<p>[1/26/2007]</p>
<p>[Support] (074636299) <b>Summary:</b> Adds source of income to the list of unlawful discriminatory housing practices. The bill defines source of income as any lawful income used by a person to meet his obligation to pay for the purchase or lease of a dwelling, including payment with (i) federal funds received pursuant to public housing or Section 8 programs of the United States Housing Act of 1937, as amended, (ii) funds received from assistance made available under Chapter 1.2 (§ 36-55.26 et seq.) of Title 35, or (iii) proceeds from a bequest, life insurance policy, annuity, or other like source. The bill contains technical amendments.</p>		
<p><a href="#">HB 2776</a> - Athey, Jr. (18) Sex offender counseling offices; prohibited within residential areas.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety 1/19/2007 House: Reported from Militia, Police and Public Safety with amendment (21-Y 0-N) 1/24/2007 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N) 1/25/2007 Senate: Referred to Committee for Courts of Justice</p>	<p>[1/26/2007]</p>
<p>[Monitor] (075177220) <b>Summary:</b> Prohibits counseling offices and similar facilities that provide services to convicted sex offenders from operating within or adjacent to residential areas.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 2811</a> - Sickles (43) Firearms; possession thereof in residences of mentally ill persons.</p>	<p>1/10/2007 House: Referred to Committee on Militia, Police and Public Safety</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075830510) <b>Summary:</b> Requires the Department of State Police, in cooperation with the Department of Mental Health, Mental Retardation and Substance Abuse Services to develop educational materials concerning the possession of firearms in homes occupied by a mentally ill person. Such materials shall be available on each Department's website. The Department of State Police shall also establish a program to allow for the storage of firearms by owners who reside in a home with a mentally ill person.</p>		
<p><a href="#">HB 2814</a> - Sickles (43) Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.</p>	<p>1/10/2007 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078355124) - See also SB 1254. <b>Summary:</b> Denying or modifying an application for rezoning when transportation network is inadequate. Allows a locality to provide in its zoning ordinance for the denial or modification of an application for rezoning when the existing and future transportation network is inadequate to handle the anticipated transportation impact of the proposed development. In determining whether the transportation network is inadequate, the locality shall provide in its zoning ordinance for the consideration of the following: (i) the locality's comprehensive plan, the Department of Transportation's secondary road and other transportation plans, or such other available information regarding the transportation network that will serve the proposed development; (ii) whether the proposed development reduces the level of service in the existing and future transportation network, as determined by the locality in consultation with appropriate transportation agencies; and (iii) whether the design and phasing of the proposed development, the funded capital improvements program, or other combination of public and private resources will address the anticipated transportation impact of the proposed development.</p>		
<p><a href="#">HB 2871</a> - McEachin (74) Trusts, state and local; created to fund postemployment benefits other than pensions.</p>	<p>1/10/2007 House: Referred to Committee on Appropriations</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078516410) - Consensus bill agreed to by many participants. See also SB 789. <b>Summary:</b> Creates trusts or equivalent arrangements to fund the costs of providing postemployment benefits other than pensions for the Commonwealth and for counties, cities, towns, school divisions, and other political subdivisions of the Commonwealth.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 3006</a> - Marsden (41) Investigation following conviction for criminal street gang activity;	1/10/2007 House: Referred to Committee for Courts of Justice	<b>1/22/2007</b>
<p><b>Support w/ Amend.</b> (079816390) - Support with amendment to delete reference to household members.  <b>Summary:</b> States that upon conviction for certain youth gang offenses, the probation and parole officer shall verify the offender's immigration status. Permits further investigation of the offender's household.</p>		
<a href="#">HB 3057</a> - Plum (36) HOV lanes; extends sunset provision for vehicles bearing clean special fuel vehicle license plates.	1/15/2007 House: Referred to Committee on Transportation	[1/26/2007]
<p>[Support] (079178464)  <b>Summary:</b> Extends until July 1, 2008, the sunset on use of HOV facilities by vehicles bearing clean special fuel license plates. This bill does not change the treatment of clean special fuel vehicles using I-95 and I-395.</p>		
<a href="#">HB 3066</a> - Miller (87) Wireless telecommunications devices; prohibits use thereof by certain drivers.	1/15/2007 House: Referred to Committee on Transportation 1/23/2007 House: Referred to Committee on Science and Technology 1/29/2007 House: Tabled in Science and Technology	<b>1/22/2007</b>
<p><b>Support</b> (079368422)  <b>Summary:</b> Prohibits use of wireless telecommunications devices by holders of provisional licenses, learner's permits, and motorcycle learner's permits, except in an emergency, when the vehicle is parked, or when the vehicle is stationary on that portion of a highway improved, designed, and ordinarily used for vehicular travel.</p>		
<a href="#">HJ 606</a> - Caputo (67) Interstate Route 66; VDOT requested to extend hours during which shoulder lanes may be used.	1/4/2007 House: Referred to Committee on Transportation	[1/26/2007]
<p>[Support w/ Amend.] (074218262) - Support with amendment to allow the CTB to set regulations.  <b>Summary:</b> Requests VDOT to allow vehicular traffic to use shoulder lanes on I-66 for an additional hour in the morning and an additional hour in the afternoon.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HJ 624</a> - Brink (48) Constitutional amendment; localities to exempt from taxation percentage of value of prop. (1st ref).	1/8/2007 House: Referred to Committee on Privileges and Elections	<b>1/22/2007</b>
<p><b>Support</b> (075565248) - VACo supports. See also SJ 398.  <b>Summary:</b> Directs the General Assembly to enact legislation that will permit localities to exempt from property taxes up to 20% of the value of residential or farm property that is designed for continuous habitation as a home and is owner-occupied.</p>		
<a href="#">HJ 683</a> - Landes (25) Substance abuse; JLARC to study actual cost to State.	1/9/2007 House: Referred to Committee on Rules 1/31/2007 House: Reported from Rules (15-Y 0-N) 2/2/2007 House: VOTE: BLOCK VOTE PASSAGE (91-Y 0-N)	[1/26/2007]
<p>[Support] (077628376)  <b>Summary:</b> Directs JLARC to study the cost of substance abuse to the Commonwealth to determine the financial savings available to the Commonwealth as a result of providing treatment to offenders diverted from incarceration.</p>		
<a href="#">SB 771</a> - Chichester (28) Public Building Authority; authorized to issue bonds for water treatment.	12/15/2006 Senate: Referred to Committee on Finance 1/31/2007 Senate: Reported from Finance with substitute (14-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (074382129) - See also HB 1710 (Callahan).  <b>Summary:</b> Authorizes the Virginia Public Building Authority to issue bonds in an amount not to exceed \$250 million for grants to be used solely for the purpose of funding the installation of nutrient removal technologies at specified publicly owned treatment works to implement the Commonwealth's Chesapeake Bay Tributary Strategies.</p>		
<a href="#">SB 789</a> - Stosch (12) Postemployment public benefits; creates trusts or equivalent arrangements to fund costs thereof.	12/27/2006 Senate: Referred to Committee on Finance 1/24/2007 Senate: Reported from Finance (14-Y 0-N) 1/29/2007 Senate: Read third time and passed Senate (40-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (077462824) - Consensus bill agreed to by many participants. See also HB 2871.  <b>Summary:</b> Creates trusts or equivalent arrangements to fund the costs of providing postemployment benefits other than pensions for the Commonwealth and for counties, cities, towns, school divisions, and other political subdivisions of the Commonwealth.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 790</a> - Stosch (12) Caregivers Grant Program; modifies definition of eligible caregivers.</p>	<p>12/27/2006 Senate: Referred to Committee on Rehabilitation and Social Services 1/19/2007 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/24/2007 Senate: Passed Senate VOTE: (40-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Support] (072486824-S1) <b>Summary:</b> Modifies the definition of eligible caregivers to include legal guardians, and changes the \$50,000 income test to apply to the caregiver and his spouse, if applicable.</p>		
<p><a href="#">SB 791</a> - Puller (36) Residential tax credit; to improve accessibility and visitability for new or existing residence.</p>	<p>12/28/2006 Senate: Referred to Committee on Finance 1/16/2007 Senate: Reported from Finance with substitute (14-Y 0-N) 1/19/2007 Senate: Passed Senate VOTE: (38-Y 0-N) 2/2/2007 House: Referred to Committee on Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077497796-S2)- See also HB 1721, HB 2498. <b>Summary:</b> Requires the Department of Housing and Community Development to develop guidelines establishing the eligibility requirements for the tax credit in section 58.1-339.7. Changes the name of the disabled tax credit to the "Livable Home Tax Credit" and extends it to any taxpayer who purchases a new residence. This bill is a recommendation of the Virginia Disability Commission.</p>		
<p><a href="#">SB 806</a> - Puller (36) Charitable organizations; those that engage in food distribution to needy shall be exempt.</p>	<p>1/3/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/15/2007 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (14-Y 0-N) 1/15/2007 Senate: Rereferred to Rehabilitation and Social Services 1/19/2007 Senate: Reported from Rehabilitation and Social Services with substitute (14-Y 0-N) 1/24/2007 Senate: Passed Senate VOTE: (40-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071725796-S2) <b>Summary:</b> Provides an exception for charitable organizations that engage in food distribution to the needy from both state and local regulations that require commercial-grade kitchens and equipment. Includes non-profit homeless shelters and any volunteer who prepares food for such organizations under the definition of "charitable organizations" for purposes of this exception. This bill will take effect at the time of its passage due to the nature of its subject.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 819</a> - Cuccinelli, II (37) Freedom of Information Act; records containing social security numbers and personal information.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (078317720) <b>Summary:</b> Exempts from the mandatory disclosure requirements of the Freedom of Information Act those portions of records containing personal information concerning an identifiable individual, including date of birth, social security number, driver's license number, bank account numbers, credit or debit card numbers, personal identification numbers, electronic identification codes, automated or electronic signatures, biometric data, or fingerprints; except that access shall not be denied to the person who is the subject thereof. Any person who is the subject of any such record and who is 18 years of age or older may waive, in writing, these protections. If the protections are so waived, the public body shall open such records for inspection and copying.</p>		
<p><a href="#">SB 820</a> - Davis (34) Discrimination; prohibited in public employment.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p>[1/26/2007]</p>
<p>[Support] (071652726) - See also HB 2550/SB 1310 <b>Summary:</b> Prohibits discrimination in state employment on the basis of pregnancy, childbirth or related medical conditions, marital status, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974.</p>		
<p><a href="#">SB 829</a> - Davis (34) Photo-monitoring systems; established to enforce traffic light signals.</p>	<p>1/5/2007 Senate: Referred to Committee on Transportation 1/11/2007 Senate: Reported from Transportation with substitute (12-Y 2-N) 1/17/2007 Senate: Passed Senate. VOTE: (31-Y 8-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075052726) <b>Summary:</b> Allows the Counties of Arlington, Fairfax, and Loudoun, the Cities of Alexandria, Fairfax, Falls Church, and Virginia Beach, and the Town of Vienna to establish photo-monitoring systems to enforce traffic light signals, subject to specific requirements and procedures set forth in the bill.</p>		
<p><a href="#">SB 835</a> - Davis (34) TANF; eligibility for food stamps if convicted of drug-related felonies.</p>	<p>1/5/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/19/2007 Senate: Rep from R&amp;SS w/sub (15-Y 0-N) 1/22/2007 Senate: Rereferred to Finance 1/30/2007 Senate: Rep from Finance w/amend (15-Y 0-N) 2/1/2007 Senate: Passed Senate VOTE: (39-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075058726) <b>Summary:</b> Provides exemption to receive TANF benefits for persons who have been convicted of a felony drug offense pursuant to § 18.2-250 and comply with criminal court orders and treatment programs, as permitted by federal law.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b><u>SB 848</u></b> - Lambert III (9) Assessments; notice of change.</p>	<p>1/5/2007 Senate: Referred to Committee on Finance 1/17/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 1/22/2007 Senate: Passed Senate VOTE: (38-Y 0-N) 2/2/2007 House: Referred to Committee on Finance</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (074769748) <b>Summary:</b> Provides that if a change in assessment is due to an assessment made under §§ 58.1-3292 or 58.1-3292.1, which respectively require assessments of new buildings when completed and substantially completed, then notice of such change in assessment need not set out the immediately prior appraised or assessed value of the land or improvements, or the percentage change in the new tax levy from the immediately prior one.</p>		
<p><b><u>SB 865</u></b> - Miller (5) Temporary Assistance for Needy Families (TANF); time limit on receipt thereof.</p>	<p>1/8/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/26/2007 Senate: Reported from Rehabilitation and Social Services (10-Y 4-N) 1/26/2007 Senate: Rereferred to Finance 1/30/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 2/2/2007 Senate: Passed Senate VOTE: (35-Y 5-N) 2/2/2007 Senate: Senate: Reconsideration of passage agreed to by Senate (39-Y 0-N) 2/2/2007 Senate: Passed Senate (32-Y 7-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077616768) <b>Summary:</b> Allows the children of VIEW participants to continue receiving TANF financial assistance beyond the initial 24-month period if (i) the VIEW-participating parent is no longer the children's legal guardian, (ii) another relative of the children now has legal custody, and (iii) the children otherwise meet the eligibility requirements set forth in §§ 63.2-602 through 63.2-607. This bill is contingent upon appropriation of funds.</p>		
<p><b><u>SB 871</u></b> - Watkins (10) Photo-monitoring systems; certain counties and cities may establish to enforce traffic light signal.</p>	<p>1/8/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Reported from Local Government (8-Y 6-N) 1/29/2007 Senate: Read third time and passed Senate (30-Y 10-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075711840) <b>Summary:</b> Grants localities the authority to operate traffic signal enforcement systems. Localities may install photo-monitoring systems at no more than 25 intersections at one time. Provisions within the bill set the maximum fine, limit the use and retention of images recorded, and provide other parameters and limitations for localities.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">SB 934</a> - Ticer (30) TANF; eligibility for food stamps if convicted of drug-related felonies.	1/9/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/19/2007 Senate: Incorporated by Rehabilitation and Social Services (SB835-Devolites Davis) (15-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (074654828)  <b>Summary:</b> Provides exemption to receive TANF benefits for persons who have been convicted of a felony drug offense pursuant to § 18.2-250 and comply with criminal court orders and treatment programs, as permitted by federal law.</p>		
<a href="#">SB 939</a> - Ticer (30) Trees; conservation thereof during development process for air quality improvement in certain.	1/9/2007 Senate: Referred to Committee on Local Government 1/16/2007 Senate: Failed to report (defeated) in Local Government (6-Y 8-N)	<b>1/22/2007</b>
<p><b>Support</b> (071643828) - Board position in Legislative Program. See also HB 2486 (Bulova).  <b>Summary:</b> Provides that certain localities may, by ordinance, require conservation of trees during the development process. The bill also provides that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10% tree canopy for a site zoned business, commercial, or industrial; (ii) 10% tree canopy for a residential site zoned 20 or more units per acre; (iii) 15% tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20% tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30% tree canopy for a residential site zoned one to five units per acre. Finally, the bill mandates that any tree conservation ordinance provide for reasonable exceptions to or deviations from the canopy requirements.</p>		
<a href="#">SB 971</a> - Howell (32) Sheriff's departments, city and county; supplemental liability insurance.	1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (15-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (078868744)  <b>Summary:</b> Provides that a sheriff's department of any city or county shall not be precluded from securing supplemental liability insurance coverage beyond the coverage provided by the Division.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 995</a> - Blevins (14) Medicaid eligibility; young adults transitioning from foster care.</p>	<p>1/9/2007 Senate: Referred to Committee on Education and Health 1/25/2007 Senate: Reported from Education and Health (14-Y 0-N) 1/25/2007 Senate: Rereferred to Finance 1/30/2007 Senate: Reported from Finance with amendment (15-Y 0-N) 2/2/2007 Senate: Passed Senate (40-Y 0-N)</p>	<p>[1/26/2007] <b>1/22/2007</b></p>
<p>[Support] <b>Monitor</b> (078188702). <b>Summary:</b> Requires the Department of Medical Assistance Services to amend the state plan to provide for the payment of medical assistance, pursuant to The Foster Care Independence Act of 1999, for any individual who (i) was receiving foster care services on his eighteenth birthday, (ii) continues to receive independent living services pursuant to § 63.2-905.1, and (iii) has not yet reached his twenty-first birthday. Such individuals shall not be subject to Medicaid income limits.</p>		
<p><a href="#">SB 1002</a> - Houck (17) Freedom of Information Act; public access to procurement records, and discussions thereof.</p>	<p>1/9/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Reported from General Laws and Technology (13-Y 1-N)</p>	<p>[1/26/2007]</p>
<p>[Monitor] (070805740) <b>Summary:</b> Allows memoranda, staff evaluations, or other records prepared by the responsible public entity, its staff, outside advisors, or consultants exclusively for the evaluation and negotiation of proposals filed under the PPTA (Public-Private Transportation Act of 1995) and PPEA (Private Education Facilities and Infrastructure Act of 2002) to be withheld from public disclosure, where if such records were made public prior to or after the execution an interim or a comprehensive agreement, the financial interest or bargaining position of the public entity would be adversely affected. The bill allows any independent review panel appointed to review PPTA proposals and advise the responsible public entity concerning such records to meet in a closed meeting. The bill also contains technical amendments and is a recommendation of the Virginia Freedom of Information Advisory Council.</p>		
<p><a href="#">SB 1004</a> - Davis (34) Telecommuting; use of personal computers.</p>	<p>1/5/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Reported from General Laws and Technology with substitute (15-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Monitor] (075808726) <b>Summary:</b> Authorizes a state agency to allow employees to use computer equipment not owned or leased by the Commonwealth to telecommute, so long as such equipment is not used to access or store data made confidential by state or federal law. The bill contains an emergency clause.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">SB 1043</a> - O'Brien (39) DMV; to develop and distribute materials for parents of certain minors.	1/9/2007 Senate: Referred to Committee on Transportation	<b>1/22/2007</b>
<p><b>Support</b> (079303784)  <b>Summary:</b> Requires the Department of Motor Vehicles, in cooperation with the Department of Education, to develop, produce, and make available instructional materials for use by parents of minors who hold learner's permits or provisional driver's licenses. These materials are to be designed to assist parents in ensuring that their children develop the skills, knowledge, habits, and awareness necessary for becoming safe drivers. They are, further, to be made available free of charge in the Department's Customer Service Centers.</p>		
<a href="#">SB 1097</a> - Williams (1) Records of DMV; eliminates fee to receive driving record abstracts therefrom.	1/9/2007 Senate: Referred to Committee on Transportation 1/25/2007 Senate: Reported from Transportation (15-Y 0-N) 1/31/2007 Senate: Read third time and passed Senate (40-Y 0-N)	[1/26/2007]
<p>[Support] (078484129)  <b>Summary:</b> Records of the Department of Motor Vehicles. Eliminates the fee to receive driving record abstracts from the Department of Motor Vehicles for (i) local government group self-insurance pools, (ii) law-enforcement officers, (iii) attorneys and court officials for the Commonwealth, (iv) officials of counties, cities, and towns, and (v) court, police, and licensing officials of other states and of the federal government.</p>		
<a href="#">SB 1133</a> - Deeds (25) Virginia Initiative for Employment Not Welfare (VIEW) Program; increase of requirements.	1/9/2007 Senate: Referred to Committee on Rehabilitation and Social Services 1/26/2007 Senate: Reported from Rehabilitation and Social Services with substitute (14-Y 0-N) 1/31/2007 Senate: Read third time and passed Senate (40-Y 0-N)	[1/26/2007]
<p>[Support] (077623116)  <b>Summary:</b> Modifies the Temporary Assistance for Needy Families Program to increase Virginia Initiative for Employment Not Welfare (VIEW) requirements. This bill also eliminates food stamps from the subsidies replaced by the Full Employment Program, and certain VIEW program exemptions. The bill authorizes posttermination payments of up to \$50 per month for recipients who work at least 30 hours per week.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#"><b>SB 1176</b></a> - Stolle (8) Pawnbrokers and secondhand dealers; adds regulation thereof to current statutes regulating.</p>	<p>1/10/2007 Senate: Referred to Committee on General Laws and Technology</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071534820) <b>Summary:</b> Adds the regulation of secondhand dealers and secondhand stores to current statutes regulating pawnbrokers. The bill also (i) requires secondhand dealers to prepare a daily report of goods and items sold to them, (ii) requires a pawnbroker to maintain records of each loan or transaction in the course of business for a period of one year, (iii) requires pawnbrokers and secondhand dealers to obtain a single thumbprint of the person pawning or selling an item, and (iv) authorizes localities to enact an ordinance requiring pawnbrokers and secondhand dealers to report their daily transactions electronically to a designated law-enforcement official of the locality. The bill adds secondhand dealers to the existing penalty provisions for pawnbrokers.</p>		
<p><a href="#"><b>SB 1208</b></a> - Hanger, Jr. (24) Background checks; requirement for employees, etc. that work for children's residential facilities.</p>	<p>1/10/2007 Senate: Referred to Committee on Rehabilitation and Social Services 2/2/2007 Senate: Reported from Rehabilitation and Social Services (15-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071718116) <b>Summary:</b> Strengthens criminal background check requirements for employees, volunteers, and providers of contractual services to children's residential facilities. Requires Departments to obtain the results of the background check before allowing an applicant to work with children. Adds numerous statutory offenses, including abduction, carjacking, threats, stalking, use of a machine gun, child pornography, incest, and felony drug possession, to the list of crimes that preclude employment at children's residential facilities. Additional offenses parallel those identified as "barrier crimes" in § 63.2-1719. Permits a children's residential facility to hire applicants with a misdemeanor conviction for assault and battery, provided 10 years have elapsed and the offense did not occur in the context of former employment or volunteer work. Prohibits state children's residential facilities from hiring employees or accepting volunteers who have a founded case of child abuse or neglect. The new requirements only apply to persons who were not working or volunteering at the facility prior to July 1, 2007.</p>		
<p><a href="#"><b>SB 1211</b></a> - Hanger, Jr. (24) Resources Authority; expands projects that can be financed to include land conserv. &amp; preservation.</p>	<p>1/10/2007 Senate: Referred to Committee on General Laws and Technology 1/17/2007 Senate: Reported from General Laws and Technology (14-Y 0-N) 1/23/2007 Senate: Passed Senate VOTE: (40-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (077439732) <b>Summary:</b> Expands projects that can be financed through the Authority to include programs or projects for land conservation or land preservation.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">SB 1254</a> - Herring (33) Zoning ordinance; denying, etc. application for rezoning when transportation network is inadequate.	1/10/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Incorporated by Local Government (SB817-Cuccinelli) (15-Y 0-N)	<b>1/22/2007</b>
<p><b>Support</b> (078354124) - See also HB 2814.</p> <p><b>Summary:</b> Allows a locality to provide in its zoning ordinance for the denial or modification of an application for rezoning when the existing and future transportation network is inadequate to handle the anticipated transportation impact of the proposed development. In determining whether the transportation network is inadequate, the locality shall provide in its zoning ordinance for the consideration of the following: (i) the locality's comprehensive plan, the Department of Transportation's secondary road and other transportation plans, or such other available information regarding the transportation network that will serve the proposed development; (ii) whether the proposed development reduces the level of service in the existing and future transportation network, as determined by the locality in consultation with appropriate transportation agencies; and (iii) whether the design and phasing of the proposed development, the funded capital improvements program, or other combination of public and private resources will address the anticipated transportation impact of the proposed development.</p>		
<a href="#">SB 1267</a> - Herring (33) Advertisement of plans; descriptive summary.	1/10/2007 Senate: Ref to Committee on Local Government 1/30/07 Senate: Rep from Local Government (15-Y 0-N)	[1/26/2007]
<p>[Support] (071142738)</p> <p><b>Summary:</b> Provides that a party's actual notice of, or active participation in, the proceedings for which certain advertisement is required, shall waive the right of that party to challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement. Also, no person mailed written notice pursuant to certain zoning ordinance amendments may challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement.</p>		
<a href="#">SB 1272</a> - Whipple (31) Transportation districts; compensation of commission members.	1/10/2007 Senate: Referred to Committee on Local Government 1/30/07 Senate: Rep from Local Government (15-Y 0-N)	[1/26/2007]
<p>[Support] (079157844)</p> <p><b>Summary:</b> Allows members of commissions of transportation districts to receive the same per diem as members of the General Assembly.</p>		
<a href="#">SB 1310</a> - Lucas (18) Discrimination; prohibited in state employment.	1/10/2007 Senate: Referred to Committee on General Laws and Technology 1/31/2007 Senate: Incorporated by General Laws and Technology (SB820-Devolites Davis) (15-Y 0-N)	[1/26/2007]
<p>[Support] (079829752) - See also HB 2550/SB 820.</p> <p><b>Summary:</b> Prohibits discrimination in state employment on the basis of pregnancy, childbirth or related medical conditions, marital status, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#"><b>SB 1323</b></a> - Cuccinelli, II (37) Signs; those located on real property of educational institution under jurisdiction of locality.</p>	<p>1/11/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Reported from Local Government with substitute (14-Y 1-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (079197720) <b>Summary:</b> Provides that for the purpose of zoning, the governing body of a locality shall have jurisdiction over any advertising structure or any sign located on real property held, operated, or possessed by an educational institution described as being "at" such locality if such advertisement structure or any part of the advertising or informative contents of such sign is visible from real property that is not held, operated, or possessed by such educational institution. Nothing contained herein shall impair, limit, modify, or supersede any expressed term of any management agreement entered into on or before January 1, 2007.</p>		
<p><a href="#"><b>SB 1368</b></a> - Williams (1) Transportation planning; excludes certain cities requiring submission of land use applications.</p>	<p>1/17/2007 Senate: Referred to Committee on Transportation</p>	<p>[1/26/2007]</p>
<p>[Support w/ Amend.] (079173848) - Support, if amended to exempt counties with populations over 100,000. <b>Summary:</b> Excludes certain cities with full-time transportation planners from provisions that would require the submission of land use applications to VDOT for review.</p>		
<p><a href="#"><b>SB 1376</b></a> - Herring (33) Comprehensive plan; governing body desiring an amendment to prepare &amp; submit to public hearing.</p>	<p>1/17/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Reported from Local Government (15-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Support] (071665738) <b>Summary:</b> Allows a governing body desiring a comprehensive plan amendment to direct the local planning commission to prepare an amendment and submit it to public hearing within a period prescribed by the local governing body. Under current law, if the governing body desires an amendment it may direct the local planning commission to prepare an amendment and submit it to public hearing within 60 days after formal written request by the governing body. The bill also provides that the local governing body may approve, amend and approve, or disapprove the proposed comprehensive plan amendment within 90 days after conducting its public hearing.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 1412</a> - Cuccinelli, II (37) Zoning administrator; authority thereof when investigating violation of ordinance.</p>	<p>1/19/2007 Senate: Referred to Committee on Local Government 1/30/2007 Senate: Reported from Local Government with substitute (15-Y 0-N)</p>	<p>[1/26/2007]</p>
<p>[Support] (071671720) <b>Summary:</b> Provides that whenever the zoning administrator has a reasonable cause to believe that any person has engaged in or is engaging in any violation of a zoning ordinance that limits occupancy in residential dwelling units and after making a good faith effort to obtain the data, information, and attendance of witnesses necessary to determine whether such violation has occurred or is occurring is unable to obtain such data, information, or attendance, he may request the attorney for the locality to petition the judge of the general district court for his jurisdiction for a subpoena against any such person refusing to produce such data and information or refusing to appear as a witness, and the judge of such court may, upon good cause shown, cause the subpoena to be issued. The foregoing measure tracks language in § 15.2-854, which applies to investigations conducted by certain commissions on human rights. The bill also provides that upon the request of a zoning administrator, the Commissioner of the Department of Motor Vehicles shall provide whatever classes of information the requesting administrator shall require to investigate an alleged violation of a zoning ordinance involving limitations on occupancy of a residential dwelling unit.</p>		
<p><a href="#">SJ 378</a> - O'Brien (39) Teen driver training programs; joint subcommittee to study revision of curriculum therefor.</p>	<p>1/9/2007 Senate: Referred to Committee on Rules 2/2/2007 Senate: Reported from Rules with substitute</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (079305784) <b>Summary:</b> Establishes a 10-member joint subcommittee to study revision of the curriculum for teen driver training programs.</p>		
<p><a href="#">SJ 398</a> - Whipple (31) Constitutional amendment; localities to exempt from taxation percentage of value of property.</p>	<p>1/10/2007 Senate: Referred to Committee on Privileges and Elections 1/30/2007 Senate: Incorporated by Privileges and Elections (SJ354-Rerras) (15-Y 0-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (075566844) - VACo supports. See also HJ 654. <b>Summary:</b> Directs the General Assembly to enact legislation that will permit localities to exempt from property taxes up to 20% of the value of residential or farm property that is designed for continuous habitation as a home and is owner-occupied.</p>		

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# *Fairfax County Positions*

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## *Legislation No Longer Under Consideration*

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

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1721</a> - Eisenberg (47) Home accessibility features for disabled; broadens current tax credit.</p>	<p>12/19/2006 House: Referred to Committee on Finance 1/22/2007 House: Incorporated by Finance (HB2498-Orrock)</p>	<p><b>1/22/2007</b></p>
<p><b>Support</b> (071306301) - See also HB 2498/SB 791 <b>Summary:</b> Broadens the current tax credit that is granted for adding to existing residences home accessibility features for the disabled to also include such features in new residential construction, for taxable years beginning on or after January 1, 2007.</p>		
<p><a href="#">HB 1749</a> - Marshall (13) Dulles Toll Road; imposition on increase and use of tolls.</p>	<p>12/27/2006 House: Referred to Committee on Transportation 1/16/2007 House: Tabled in Transportation (19-Y 3-N)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (078465396) <b>Summary:</b> Imposes certain conditions on the increase and use of tolls on the Dulles Toll Road.</p>		
<p><a href="#">HB 1886</a> - Marshall (13) Streets; prohibits taking additional into state secondary highway system.</p>	<p>1/4/2007 House: Referred to Committee on Transportation 1/23/2007 House: Incorporated by Transportation (HB2227-Wardrup)</p>	<p><b>1/22/2007</b></p>
<p><b>Oppose</b> (071114396) <b>Summary:</b> Prohibits taking additional streets into the state secondary highway system on or after July 1, 2007, unless they are within an area subject to control by a homeowners' association.</p>		
<p><a href="#">HB 2258</a> - Rust (86) Charitable organizations; exceptions for those that engage in food distribution to needy.</p>	<p>1/9/2007 House: Referred to Committee on General Laws 1/25/2007 House: Incorporated by General Laws (HB2218-Amundson)</p>	<p><b>1/22/2007</b></p>
<p><b>Amend</b> (071982492) - Amend to conform to SB 806 committee substitute. <b>Summary:</b> Exempts charitable organizations that engage in food distribution to the needy from both state and local food handling and preparation regulations with respect to requirements for commercial-grade kitchens and equipment. Includes nonprofit homeless shelters, homeless and hunger prevention programs, and any volunteer who prepares food for such organizations under the definition of "charitable organizations" for purposes of this exception. This bill will take effect at the time of its passage due to the nature of its subject.</p>		

Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 2821</a> - Sickles (43) Freedom of Information Act; records containing social security numbers.	1/10/2007 House: Referred to Committee on General Laws 1/25/2007 House: Passed by in General Laws with letter	<b>1/22/2007</b>
<p><b>Support</b> (070862510)  <b>Summary:</b> Exempts from the mandatory disclosure requirements of the Freedom of Information Act those portions of records containing an individual's social security number; except that access shall not be denied to the person who is the subject thereof. Any person who is the subject of any such record and who is 18 years of age or older may waive, in writing, these protections. If the protections are so waived, the public body shall open such records for inspection and copying.</p>		
<a href="#">HB 2863</a> - Moran (46) Pedestrians; motorists to stop for those at marked crosswalks.	1/10/2007 House: Referred to Committee on Transportation 1/23/2007 House: Stricken from docket by Transportation	<b>1/22/2007</b>
<p><b>Support</b> (078437424)  <b>Summary:</b> Amends the statute that presently requires motorists to yield the right-of-way to pedestrians to require that motorists stop for pedestrians.</p>		
<a href="#">SB 776</a> - Cuccinelli, II (37) Law-Enforcement Officers Procedural Guarantee Act; changes as to process and procedures.	12/18/2006 Senate: Referred to Committee for Courts of Justice 1/24/2007 Senate: Failed to report (defeated) in Courts of Justice (7-Y 8-N)	<b>1/22/2007</b>
<p><b>Oppose</b> (073072720) - Board has historically opposed.  <b>Summary:</b> Makes several changes as to the process and procedures afforded to officers under the procedural guarantee act, clarifying several existing rights and setting forth specific procedures for the questioning of officers and the conduct of a disciplinary hearing.</p>		
<a href="#">SB 817</a> - Cuccinelli, II (37) Rezoning application; locality may deny or modify request when existing network inadequate.	1/5/2007 Senate: Referred to Committee on Local Government 1/23/2007 Senate: Failed to report (defeated) in Local Government (6-Y 9-N)	<b>1/22/2007</b>
<p><b>Support</b> (077466720)  <b>Summary:</b> Allows a locality to deny or modify a request for rezoning when the existing and future transportation network that will serve the proposed development is inadequate to handle the anticipated transportation impact of the proposed development.</p>		

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

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

<b>SB 917</b> - Howell (32) Donation of food to charity organizations; regulations for food prepared in his private residence.	1/8/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 1/15/2007 Senate: Incorporated by Agriculture, Conservation and Natural Resources (SB806-Puller) (14-Y 0-N)	<b>1/22/2007</b>
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**Amend** (074728744) - Amend to conform to SB 806 committee substitute.

**Summary:** Provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any person to donate food prepared in his private residence to any political subdivision or to any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), for distribution to needy persons. The bill likewise provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any political subdivision and any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), that is engaged in a food distribution program for needy persons to distribute any food properly donated to it. In addition, the bill prohibits a locality from enacting or enforcing any general law, special act, state regulation, or local ordinance or regulation that imposes conditions or requirements inconsistent with or more stringent than the regulations promulgated by the Board. This bill contains an emergency clause.

Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 1125</b> - Cuccinelli, II (37)                      Donation of food to charity organizations; regulations for food prepared in his private residence.</p>	<p>1/9/2007 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources                      1/15/2007 Senate: Incorporated by Agriculture, Conservation and Natural Resources (SB806-Puller) (14-Y0-N)</p>	<p><b>1/22/2007</b></p>
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**Amend** (071629720) - Amend to conform to SB 806 committee substitute.  
**Summary:** Provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any person to donate food prepared in his private residence to any political subdivision or to any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), for distribution to needy persons. The bill likewise provides that the Board of Agriculture and Consumer Services, in conjunction with the Board of Health, shall promulgate regulations permitting any political subdivision and any charity organization, which is exempt from taxation under 26 U.S.C. § 501 (c) (3), that is engaged in a food distribution program for needy persons to distribute any food properly donated to it. In addition, the bill prohibits a locality from enacting or enforcing any general law, special act, state regulation, or local ordinance or regulation that imposes conditions or requirements inconsistent with or more stringent than the regulations promulgated by the Board. This bill contains several emergency clauses.



January 26, 2007  
(Figures in Millions)

Funding Uses	FY 2008		FY 2009		FY 2010		FY 2011		FY 2012		FY 2013		Local Staff Projections	
	Statewide	No. Va.	Statewide	No. Va.										
<b>Statewide Package</b>														
New Bond Funds (Highway Formula Distribution)	\$300.0	\$74.1	\$300.0	\$74.1	\$300.0	\$74.1	\$300.0	\$74.1	\$300.0	\$74.1	\$300.0	\$74.1	\$200.0	\$49.3
Priority Trans. Opport. Fund: Rail Enhancement; Port Fund	\$338.0	?	\$125.1		\$124.9		\$124.7		\$72.2		\$72.1		?	?
Address Unfunded FRA/N Debt Service	\$109.8		\$18.9		\$25.9		\$35.0		\$97.3		\$107.9		?	?
Sinking Fund for Debt Service	\$163.0													
Debt Service														
Transportation Trust Fund Formula (All Modes)	\$306.2	\$91.1	\$518.1	\$154.1	\$548.5	\$183.1	\$550.1	\$183.8	\$551.8	\$184.1	\$553.5	\$184.6	\$553.5	\$184.6
Subtotal	\$1,218.0	\$165.2	\$982.1	\$228.2	\$899.3	\$237.2	\$1,009.8	\$237.7	\$1,021.3	\$238.2	\$1,033.5	\$238.7	\$753.5	\$213.9
<b>Northern Virginia Package</b>														
WMATA		\$50.0		\$50.0		\$50.0		\$50.0		\$50.0		\$50.0		\$50.0
VRE		\$30.0		\$30.0		\$30.0		\$30.0		\$30.0		\$30.0		\$30.0
Payments to Existing Tax Districts														
Route 28		\$10.5		\$10.5		\$10.5		\$10.5		\$10.5		\$10.5		\$10.5
Dulles		\$16.5		\$16.5		\$16.5		\$16.5		\$16.5		\$16.5		\$16.5
45% to Localities		\$28.4		\$135.5		\$135.5		\$135.5		\$135.5		\$135.5		\$135.5
50% to Secondary and Urban Highway Programs														
Local Project in Long Range Plan														
55% to NVTA for allocation														
Phase Two of Dulles Project - \$20 M		\$34.7		\$165.7		\$165.7		\$165.7		\$165.7		\$165.7		\$165.7
Subtotal	\$0.0	\$170.1	\$0.0	\$408.2	\$0.0	\$408.2	\$0.0	\$408.2	\$0.0	\$408.2	\$0.0	\$408.2	\$0.0	\$408.2
Total to Northern Virginia		\$335.3		\$636.4		\$646.4		\$646.9		\$646.4		\$646.9		\$622.1
														\$672.8

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## Statement of Principles Regarding the Republican Transportation Plan

HB 3202 (Howell)

SB 1414 (Devolites-Davis)

SB 1415 (Stolle)

SB 1417 (Norment)

At a meeting of the Board of Supervisors Legislative Subcommittee, held on January 26, 2007, at which a quorum of the Board was present, a majority of the Board affirmed its support for these principles that will guide it in assessing transportation legislation in the General Assembly:

- The legislation must provide significant increases in transportation funding for all modes from a stable, reliable, and permanent source(s).
- Transportation is a state responsibility, and therefore, enactment of new Northern Virginia transportation revenue sources must include a substantial state financial commitment.
- Any regional/local funding effort should include a broad array of options for choosing among a number of revenue sources.
- The Board of Supervisors opposes the devolution of the secondary road systems to counties as proposed. Such action shifts funding responsibilities from the state to the local tax base and home owners associations and will lead to a disparity in the level of road maintenance around the Commonwealth.
- The Board of Supervisors opposes language that requires the local government and the Northern Virginia Transportation Authority (NVTA) to "consult" with General Assembly members when selecting projects to be funded with new Northern Virginia revenues. There are General Assembly members on NVTA and the TransAction 2030 Long Range Transportation Plan, adopted unanimously in the region, already prioritizes Northern Virginia investments.
- Any change in the existing land use authority of local governments should also be based on a deliberative, consultative process and must include the ability to deny development on the basis of inadequate public facilities.

Further, the Board of Supervisors respectfully calls on the General Assembly to:

- Provide a fair share of funding for Northern Virginia in the statewide package.
- Limit the use of General Fund dollars, so as to protect current and future funding for core state obligations, such as K-12, higher education, public safety and human services.
- Allocate bond funds to all modes, including transit capital, based on the Transportation Trust Fund formula. *In the substitute for HB 3202, the proposed \$2.0 Billion in bonds are being allocated only to highways.*
- Continue to match federal interstate and primary road earmarks with state funds, not shift this responsibility to Northern Virginia regional funds.
- Provide an on-going revenue stream of capital funding for the Washington Metropolitan Area Transit Authority (WMATA) by correcting the language related to dedicated funding for WMATA in the Northern Virginia portion of the bill. This will provide flexibility beyond matching federal funds.