

## ITPAC Legislative Update 1/28/21

- 2021 session started on January 13, 2021 and the current 30-day calendar has it ending February 11, 2021 although it is likely to be extended
- Volume of bills is slightly lower than past years due primarily to strict limit of seven bills per delegate and 12 bills per senator. Still, DIT has been asked to comment/review approximately 50 bills to date
- While it is early in the session, several bills of IT interest are already moving forward. There are a lot of consolidations and revisions to occur in the following weeks
- ***Several IT-specific bills of concern we wanted to bring forward to ITPAC for brief discussion:***
  - **HB1856** – Allowing notarization of wills/medical directives to be handled via electronic means – Support
  - **HB1917** – Allows publishing of local planning and zoning notices on jurisdiction website in lieu of local paper – Support
  - **HB1931** – Clarifies that a BAC member may attend a meeting of a public body remotely due to a medical condition of themselves or a family member up to two times per year or 25 percent of the meetings held that calendar year, whichever is greater – Support
    - *(reported out of General Laws Committee 21-0)*
  - **HB2000** – FOIA/Prohibits a public body from charging a requester for any costs incurred during the first two hours spent accessing or searching for requested records if requester has made four or fewer individual records requests to the public body within 31 consecutive days. Fiscal impact to County estimated at \$100K annually – Oppose
    - *Of note HJ 564 creates a Study on this topic. DIT supports that*
  - **HB2025** – Provides that personal contact information provided to a public body for the purpose of receiving electronic communications from the public body is excluded from the mandatory disclosure provisions of FOIA – Support

- **SB1225** – Authorizes school boards to partner with private broadband service providers to promote, implement, and subsidize broadband for educational purposes to the households of at-risk students. Fairfax County/FCPS already does this – Support
- **SB1242** – Expands use of personal appearance by two-way electronic video and audio communication in courts – Support
  - *(reported out of Judiciary Committee 15-0)*
- **SB1271** – Clarifies how and when public meetings can be held through electronic communication means. Also of note, this bill does not require a recording to be posted online, which has resulted in staff time/fiscal expense to DIT under the current structure - Support
  - *(reported out of General Laws & Technology Committee 15-0)*
- **SB1302** – Establishes a Crisis Call Center Fund; however, it appears that it is proposed to be funded by carving out a portion of funds that currently go the E-911 Fund, supporting the County’s Department of Public Safety Communication, or which DIT is a partner. More analysis required – Oppose for Now
- **SB1365** – Creates the Office of Data Governance in the Office of the Secretary of Administration. The Office is charged with overseeing general data governance in the Commonwealth, as well as developing and managing the Commonwealth Data Trust. The bill also establishes the advisory Virginia Data Commission to advise the Office on issues relating to data sharing, including open data, data analytics and data governance – Support
- **SB1392/HB2307** – Consumer Data Protection Act. The bill outlines responsibilities and privacy protection standards for data controllers and processors. The bill grants consumer rights to access, correct, delete, obtain a copy of personal data, and to opt out of the processing of personal data for the purposes of targeted advertising. Of note, the bill does not apply to state or local governmental entities and contains exceptions for certain types of data and information governed by federal law – Support