



**FAIRFAX COUNTY BOARD OF SUPERVISORS'  
2008 GENERAL ASSEMBLY  
PRELIMINARY FINAL LEGISLATIVE REPORT  
March 10, 2008**

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

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***Preliminary Final Report to Board of Supervisors  
2008 General Assembly  
Monday, March 10, 2008***

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

The 2008 General Assembly (GA), when it convened in January, returned to familiar surroundings, as the newly-renovated Capitol opened for business after two years of construction. As a result of the November 2007 elections, nineteen new members—ten delegates and nine senators—were sworn in. Democrats now hold a narrow majority in the Senate (21-19) for the first time since 1995, while the House remains in Republican control, albeit by a slimmer margin than before the election. The House had a special election in the latter days of the session, with former Delegate Albert C. Pollard, Jr. reclaiming his old seat after the incumbent, Delegate Robert J. Wittman, was elected to Congress.

While the two chambers differed on many controversial issues during the 2008 GA, there was widespread agreement that a priority for this session would be reforming the state's mental health system, the weaknesses of which were spotlighted by the April 2007 shootings at Virginia Tech. More than a hundred bills were introduced relating to reform of elements of the mental health system, with two omnibus bills and approximately 30 other bills anticipated to become law. However, lawmakers could not achieve the same level of consensus on the issue of firearms sales at gun shows; despite lobbying by many directly affected by the Virginia Tech incident, legislation intended to require background checks at gun shows failed to pass.

Several other issues were heavily lobbied this session, including immigration and uranium mining. The Chairman of House Commerce and Labor remarked that he would have to replace the carpet outside his office door due to the volume of visitors stopping by to discuss payday lending reform. Ultimately, a compromise was worked out, which passed both houses by wide margins (77-4 in the House, 34-2 in the Senate, with one abstention). However, the efforts of many powerful entities met with mixed results. Business interests coalesced to derail the proposed "homestead exemption" Constitutional amendment, but the influential homebuilders' association was unable to enact a sweeping change in land use policy, as the "proffer/impact fee bill" was carried over in House Rules.

The session was a "weighty" one, in that the legislature considered more than three thousand bills and resolutions this year, on issues as diverse as animal fighting, identity theft, and climate change. Among the more serious policy discussions could be found the occasional moment of levity, as when legislators recognized the home of the official Grand Privy Race, or debated appropriate displays for trailer hitches.

Lighthearted moments were only an intermittent relief from tensions between parties and between chambers. A change in the rules of the House this year allowed a bill to be sent to the floor without a recommendation from its committee of origin, which the Speaker used to force a floor vote on a bill on collective bargaining against the wishes of its patron, who requested that the bill be stricken. Budget negotiations proved contentious as well, particularly a far-reaching provision included in the House budget amendments that would shift education Standards of Quality funding costs to localities.

During the waning days of the Session, while engaged in the difficult task of negotiating the 2008-10 biennium budget, General Assembly members received an unpleasant surprise in a Virginia Supreme Court decision invalidating the delegation of taxing authority to regional transportation authorities as enacted in the 2007 transportation compromise (**HB 3202**). The Court's decision resulted in the loss of nearly \$300 million in annual transportation revenues in Northern Virginia. In addition, as a result of the General Assembly's decision to repeal the abusive driver fees approved as part of the 2007 transportation funding compromise, and lower collections using existing transportation revenue sources, the Commonwealth Transportation Board announced on February 21, 2008, that it will be forced to cut highway construction funding by 44% (\$1.1 billion) and transit funding by 10% (\$70 million) over the next six years. Finally, both the House and Senate removed \$180 million in general funds previously transferred to the Transportation Trust Fund from the budget. These funds were diverted to other non-transportation priorities.

House and Senate budget negotiators missed the first deadline to complete their work early in the last week of the session, and despite late-night negotiations throughout the week, have been unable to come to an agreement. At the time of this report's writing, the regular session has been extended by several days to finalize work on the budget, with a separate special session on transportation to be convened later in the spring.

Section I is a brief report on several items of particular interest to the Board, including the County's initiatives. Section II contains a status report on legislation considered by the 2008 General Assembly on which the Board had taken a position.

## COUNTY LEGISLATIVE INITIATIVES

The following County bills relating to code enforcement passed. These bills were brought forward by members of the County's Code Enforcement Strike Team:

**HB 466** (Watts) allows a zoning administrator or locality to record a memorandum of lis pendens in the local circuit court land records for zoning ordinance violations where an enforcement action has been filed in the local circuit court against the property owner. Although the lis pendens shall expire after 180 days, additional lis pendens may be recorded while the circuit court litigation remains pending. Should title to the property transfer while the enforcement action is pending to an entity in which the prior owner holds an ownership interest greater than 50 percent, then the pending enforcement action shall continue against the new owner. As originally introduced, **HB 466** would have provided for the recordation in the land records of notices of pending zoning enforcement litigation concerning only violations of maximum occupancy limitations or too many dwelling units on a lot, and the outcome of the litigation would have been binding upon any subsequent purchaser of the property. The Committee on Counties, Cities, and Towns amended the bill to allow the recordation of a notice of zoning ordinance enforcement action to apply to all violations, but provided that any such recorded notice would expire automatically after 180 days.

**HB 679** (Hull) provides that if civil penalties total \$5,000 or more for zoning violations, criminal sanctions may also be pursued. In addition, in the case of civil penalties, if a zoning ordinance violation remains uncorrected at the time the violator admits liability or the court makes a finding of liability, the general district court may order the violator to remedy the violation in addition to paying the civil penalty. Each day that the violation continues past the deadline established by the court shall constitute a separate offense.

**HB 1061** (Amundson) provides that a zoning ordinance may prescribe an appeal period of less than 30 days, but not less than 10 days, for a notice of violation involving maximum occupancy limitations of a residential dwelling unit. **HB 1061** has been signed by the Governor.

**HB 1086** (Sickles) provides that a written notice of a zoning violation or a written order of the zoning administrator that includes such statement sent by registered or certified mail to, or posted at, the last known address of the property owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall be deemed sufficient notice to the property owner and shall satisfy the notice requirements under general law. This legislation will be very helpful in those cases where the violator claims to not having received notice of zoning ordinance violation. **HB 1086** has been signed by the Governor.

**SB 237** (Whipple) allows localities to make donations to any nonprofit association or organization furnishing services to beautify and maintain communities and/or to prevent neighborhood deterioration.

**SB 704** (Puller) provides that a locality may make gifts and donations to nonprofit foundations established to support the locality's public parks, libraries, and law enforcement. For the purposes of this bill, "donations" to any such foundation shall include the lawful provision of in-kind resources, such as allocation of staff time.

The following County initiative was continued to 2009:

**SB 723** (Barker) would remove secondary offense designation and make violations of passenger limits, curfew, and wireless communications use primary offenses for drivers with provisional drivers licenses (less than 18 years old). The bill was continued to 2009 in Senate Transportation (15-0).

The following County initiatives failed this year:

**HB 481** (Rust) would have removed secondary offense designation and made violations of passenger limits, curfew, and wireless communications use primary offenses for drivers with provisional drivers licenses (less than 18 years old). This companion bill to **SB 723** was passed by indefinitely in House Transportation (13-6).

**HB 675** (Plum) would have allowed Fairfax County by ordinance to prohibit discrimination in housing, real estate transactions, employment, public accommodations, credit, and education on the basis of sexual orientation. Such authority currently exists with regard to race, color, religion, sex, pregnancy, childbirth or related medical conditions, national origin, age, marital status, or disability. The bill received an extensive hearing in the House Counties, Cities, and Towns subcommittee, with the Family Foundation and the Catholic Diocese speaking against the bill. The subcommittee voted 3-2 to PBI the bill, and the bill was left in committee.

**HJ 171** (Bulova) would have requested the Department of Environmental Quality to examine the effects of endocrine disruptor compounds (EDCs), the pollutant identified as responsible for "intersex fish." The Department would: (i) consult with federal, state, regional, and local authorities as well as solid waste and wastewater associations and agencies to monitor the ongoing federal research and efforts to catalog and assess the effects of EDCs on the environment and human health; (ii) evaluate the fiscal and regulatory impact of potential changes to the federal standards for wastewater treatment, drinking water treatment, and stormwater management practices to manage the negative effects of EDCs; (iii) evaluate the feasibility of implementing a statewide, public-private program to facilitate the collection and proper disposal of unused medicines containing EDCs; and (iv) examine current laws and regulations that may limit or prohibit viable medicinal take-back options at the state or local level. After the resolution was heard in the Studies Subcommittee of House Rules, and defeated there on a unanimous vote, **HJ 171** was subsequently left in the committee.

**SB 300** (Whipple) would have provided that the governing body of any locality may, by ordinance, make it unlawful for any person to possess a dangerous weapon upon the property, including buildings and grounds thereof, of any facility that is owned or leased by that locality and used for governmental purposes. The bill, co-sponsored with Falls Church City, failed to report in Senate Local Government, 5-10.

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

### **Electronic Meetings During Local Emergencies**

**HB 854** (Ebbin)/**SB 131** (Houck) allow any local governing body, school board, or any authority, board, bureau, commission, district, or agency of local government to meet electronically when the Governor has declared a state of emergency, when that emergency makes assembling a quorum in a single location impracticable or unsafe. The purpose of the meeting must be to address the emergency, and the local public body convening the meeting shall provide public notice, make arrangements for public access to the meeting, and otherwise comply with the provisions for electronic meetings. This bill, in a broader form which also included locally declared emergencies, was considered during the 2007 GA and referred to the FOIA Council for further study. During the off-session, local governments, open government advocates and other interested parties worked with members of the FOIA Council to craft these compromise bills. As the legislation was recommended by the FOIA Council, both bills experienced smooth passage through the 2008 GA.

### **Pedestrian Safety**

**HB 1270** (Ebbin) and **SB 644** (Ticer) would have updated the responsibilities of drivers and pedestrians, including requiring drivers to stop for pedestrians at crosswalks where the speed limit is 35 miles per hour or less, and to yield for pedestrians at crosswalks where the speed limit exceeds 35 miles per hour. The bills also would have required pedestrians to yield to drivers when crossing at places other than crosswalks. On a vote of 47-48, the House refused to engross **HB 1270**, or place it in a posture for floor passage; **SB 644** passed the Senate (22-16), but failed to report in a subcommittee of House Transportation on a 3-3 vote.

### **Transportation Revenue Sharing**

**SB 99** (Ruff) would reorder the priorities in the code to make the highest priority those projects being implemented by the locality. It allows VDOT to assist with certain aspects of projects. It would also clarify that developer contributions can be used for 100 percent of the local match. **SB 99** passed the Senate (40-0) and passed the House (97-0).

### **Transportation Efficiencies**

**HB 944** (Albo) increases the monetary limits for architectural and professional engineering "task order" contracts associated with transportation projects that any locality and certain authorities and sanitation districts may enter into under the Virginia Public Procurement Act. The bill raises the amount for a single contract from \$1 million to \$5 million and increases the maximum amount for each task order from \$200,000 to \$1 million. It passed the House (98-1) and passed the Senate (40-0). It has also been signed by the Governor.

**SB 189** (Herring) initially would have increased the maximum cost of a project that may be undertaken using state or local employees to \$1 million; the bill also provides that the Commonwealth Transportation Board may enter into a written agreement with a locality for the building and maintenance of roads by local employees so long as the locality has obtained a cost estimate of not more than \$1 million and the locality has issued an invitation to bid and received fewer than two bids. It passed the Senate (40-0). It was amended by House Transportation to limit the increase in construction by local government and state employees to \$600,000 without a bid, rather than \$1 million. This figure more closely reflects inflation since 1986 (the last time the dollar amount was changed). As amended, it passed the House (96-0). The Senate accepted the House amendment (38-0-1).

## OTHER ITEMS OF INTEREST

### Proffers/Impact Fees

Other than the budget bills, **SB 768** (Watkins) had more hits and downloads off the General Assembly Legislative Information Services website than any other bill introduced during the 2008 Session. **SB 768** is an initiative of the Home Builders Association of Virginia (HBAV) that in broad general terms, initially proposed to accomplish two major changes to current land use authority. First, existing and long-standing authority of a local governing body to accept as a condition of rezoning approval, cash contributions for any purpose such as public transportation, schools, parks, libraries, and affordable housing would be prohibited. Second, many localities, including Fairfax County, would be authorized to adopt impact fees for public roads, school facilities, and public safety facilities. Under the bill as introduced, impact fees in Northern Virginia would have been capped in the amounts of \$8,000 per single-family detached dwelling, \$5,334 per single-family attached dwelling, and \$4,000 per multifamily dwelling. In addition, impact fees would also have been capped for office (\$3/gross square foot), retail (\$4/gross square foot) and industrial (\$2/gross square foot) uses. Impact fees on hotels would have been capped at \$1,000 per room plus \$3/gross square foot for all other public spaces such as restaurants and meeting areas.

**SB 768**, as introduced, included one additional feature that would not have applied to localities within the Northern Virginia Transportation Authority (NVTA) or the Hampton Roads Transportation Authority (HRTA), but that would have provided a much-needed source of new revenue to other localities that imposed impact fees that could have been used to construct new public roads, new public school buildings, and new public safety buildings. That new source of revenue was called a “real property tax relief fee” in the bill, but in reality it was a grantor’s tax at a rate of \$0.20 for each \$100 or fraction thereof, exclusive of the value of any lien remaining on the property at the time of sale.

Commitments and representations were made by HBAV early in the session that if the “real property tax relief fee” or new grantor’s tax were ever amended out of the bill, then HBAV would ask for the bill to be stricken. However, the grantor’s tax provision remained in the bill for approximately eleven days, as the Senate Local Government Committee stripped the new grantor’s tax out of the bill. The bill was not stricken, and with the grantor’s tax out of the bill, the realtors and the Virginia Chamber of Commerce registered their support for **SB 768**.

Opposition to **SB 768** came fast and furious. Local governments, school boards, park authorities, housing authorities, affordable housing advocates, land use planners, and the Coalition for Smarter Growth were among the most active and vocal opponents. On VML/VACo Day in Richmond, February 7, 2008, the VACo Board of Directors unanimously adopted a resolution that condemned **SB 768** as “a direct threat to the ability of local governments throughout the Commonwealth to protect the interest of the taxpayers, commuters and commuters...[and] a transparent and reprehensible power grab by special interests that would overturn the proffer system that has served us well for over 30 years.” The VACo resolution further declared that “the land use process in the Commonwealth will be broken and forever contentious” should **SB 768** become law. The VACo resolution was read to the Governor that day following his noon address to approximately 600 local government officials.

While Representatives of VML, VACo and the High Growth Coalition continued to meet with representatives of HBAV to discuss issues and problems, the discussions appeared to focus largely on the impact fee portions of the bill rather than on the proposed significant restrictions on rezoning proffers. As a result of the ongoing discussions, three substitute versions of the bill were adopted and advanced at various stages throughout the legislative process.

As previously mentioned, the first substitute was adopted and reported by the Senate Local Government Committee on January 29, 2008 by a vote of 10-3, with 2 abstentions. Significant changes incorporated by that substitute included elimination of the new grantor’s tax (for new public roads, schools and public safety facilities), and the deletion of nonresidential rezonings from the newly proposed proffer restrictions. It should be noted that representatives of commercial developers had registered their concerns and opposition to being made subject to the new proffer restrictions, which would have made illegal any proffer that included a cash contribution for anything and many proffers that would have provided off-site construction of public facilities.

The bill was then reported and rereferred to Senate Finance, which in turn reported the bill, by a vote of 12-2, with 2 abstentions. A floor substitute for **SB 768** passed the Senate by a vote of 21-19. The close vote in the Senate, as well as the geographic distribution of that vote, surprised all parties. Of significant interest to Fairfax County was a new provision added to the end of the bill that applied only to Fairfax County. The new provision would exempt from the proffer restrictions land located within any urban development area adopted prior to July 1, 2009, in the urban county executive form of government. That exemption was added to the bill in response to the County's strong opposition to being made subject to any restrictions on the County's current proffer authority. While appreciated, that effort was insufficient, as only land planned for at least four dwelling units per acre or an FAR of at least 0.4 could be included in an urban development area pursuant to Va. Code §15.2-2223.1. As a result, many areas of Fairfax County would have been subject to the proposed proffer restrictions. Under the proposed proffer restrictions, every proffered condition for residential zonings and uses would have to meet a new standard of "necessitated by and attributable to" the rezoning. Currently, proffered conditions in Fairfax County need only satisfy a standard of reasonableness.

In a surprising move, the Speaker of the House referred **SB 768** to the House Rules Committee, rather than to the Committee on Counties, Cities, and Towns, where such a bill would typically be referred. After first adopting the third substitute for the bill, House Rules carried **SB 768** over to the 2009 session on a voice vote. The Speaker, chair of the committee, agreed to send a letter to VML, VACo, HGC, HBAV, requesting that discussions continue on the subject, to see if a consensus might be reached. The Speaker also mentioned the possibility that he might refer **SB 768** to the joint study on urban development areas proposed by **HJ 178** (Athey)/**SJ 70** (Vogel). At that meeting of House Rules, representatives of commercial developers, conservationists, commercial and mixed-use developers, and representatives of certain other interested parties testified that they intend to closely follow **SB 768** and, in some instances, would like to participate in any future discussions.

After **SB 768** was carried over to the 2009 Session, HBAV, with the concurrence of VML and VACo, proposed an amendment to **HB 111** (Scott, E.T.) that would have imposed a moratorium on any locality adopting a road impact fee ordinance between July 1, 2008, and July 1, 2009. That amendment passed the Senate on a vote of 35-5. However, when the amended bill was reported to the House floor, the Speaker ruled that the moratorium amendment was not germane to the basic bill, which had to do with revenue sharing. Accordingly, the moratorium on road impact fees was never adopted.

### **Comprehensive Services Act**

As is often the case, a number of bills were introduced with an intent to improve CSA services and reduce overall costs. As a result of the **SJ 96** ("the Hanger CSA study"), three bills were passed to meet those goals. **SB 483** is related to data collection and reporting, and will result in a redesign of local data collection and reporting requirements. The intent is to have statewide aggregated data that better informs case specific and management level decision-making to ensure effective and cost efficient use of CSA funding. **SB 487** relates to service development and management, and standardizes both state and local practices. The statewide requirements are to consider unique local circumstances. **SB 479** requires the State CSA Office to identify, disseminate, and provide annual statewide training on best practices and evidence-based practices related to the CSA program. **SJ 75** also continues the Hanger CSA Study for another year.

Of particular note this year was **HB 1489** (Fralin). Late in the session, this bill was to be the vehicle to an effort to codify the CSA Guidelines implemented during 2007. However, the amendments as drafted would have had a far greater impact on CSA costs than the Guidelines. Local governments were instrumental in explaining the potential added state and local costs, and the proposed amendments were not introduced. The bill was passed as originally introduced, and makes amendments to current requirements around foster care plan development.

Regarding state funding, the executive budget proposed significant changes in the CSA funding match formulas, shared by state and local governments since the inception of the CSA funding package. Resulting from work of the Casey Foundation with the Secretary of Health and Human Resources around foster care services, the Kaine Administration determined to provide incentives for community-based care and disincentives for residential care services by proposing major shifts in the state-to-local share.

Community-based services would provide a greater state share, while the costs of residential services would be borne more heavily by the local share. It was estimated that if the Governor's proposed changes had been in place in FY 07, Fairfax County's share would have risen an additional \$1.7 million. The House and Senate both proposed adjustments to these changes. The Senate slowed down the shift in match rates, to be implemented over a longer period of time; the House also slowed down the shifting match rates some, and added a provision for residential care services holding the current match rate in place for the first \$200,000 spent in each locality for such care. This later proposal was directed at mitigating some of the impact on smaller, rural jurisdictions when a child from that area was best served in residential treatment. As of this report's initial printing, final budget outcomes are not known.

### **Global Climate Change and Energy Efficiency**

Numerous climate change bills were introduced and deliberated during the 2008 Session. While some initiatives were stymied in committee, there were several successes as well.

Legislation proposing establishment of a multi-year commission to address climate change evolved as it worked its way through the session. Such a commission would extend the efforts of the Governor's Climate Change Commission convened in December 2007. As introduced, **SB 464** (Whipple) would have created a Virginia Commission on Energy in the legislative branch. When the Senate Rules Committee incorporated **SB 627** (Ticer), the resultant substitute proposed to establish a Virginia Commission on Energy and Climate Change. However, when taken up by the House, another substitute emerged which would establish a Commission on Energy and Environment without the specific requirement for a Climate Change Action Plan. As passed, **SB 464** retained most of the elements of the Senate plan, but the Commission's charge was amended to require an evaluation of appropriate actions, in lieu of the actual promotion, of energy efficiency, conservation, and research and development on renewable sources, and the setting of energy efficiency goals.

Several bills directly addressing regulation of greenhouse gas emissions were unsuccessful. **SB 234** (Whipple) would have required the reporting of greenhouse gas emissions from certain stationary sources already required to report other emissions. This bill passed the Senate but was not reported from House Commerce and Labor. A similar bill, **HB 1230** (Vanderhuy), also was left in House Commerce and Labor. Also failing was **HB 793** (Englin) which would have required development of a comprehensive plan providing a 30 percent reduction of the 2005 greenhouse gas emissions level by 2025 and an 80 percent reduction of the 2005 greenhouse gas emissions level by 2050. The bill was left in House General Laws. **SB 233** (Whipple), which would have required that the Statewide Transportation Plan include quantifiable measures and achievable goals for greenhouse gas emissions, passed the Senate but was continued to 2009 in House Transportation.

Several bills sought unsuccessfully to promote green buildings standards for state facilities: **HB 1195** (Moran) and **HJ 68** (Plum) were left in House committees; while **SB 447** (Petersen) and **SJ 32** passed the Senate but also were left in House committees.

Results were mixed for bills providing energy efficiency incentives. Buildings classified as energy-efficient for tax purposes were expanded under **HB 239** (Cargrove) and **SB 174** (Blevins), and water-efficient products were added to the sales tax holiday under **HB 1229** (Vanderhuy) and **HB 795** (Englin). Unsuccessful were two bills introduced by Delegate Caputo which would have granted an income tax credit (**HB 732**) and an income tax deduction (**HB 744**) for purchase of energy-efficient equipment, both of which were left in House Finance.

Among the several successful bills promoting renewable energy was **HB 1228** (Vanderhuy) which specifically addresses Fairfax County's position that consumers be provided the opportunity to purchase a percentage of renewable energy through their electric provider. The bill requires each investor-owned electric utility to include in its customers' bills, at least once a quarter, a notice directing customers to a toll-free telephone number or Internet website that will provide information on options to purchase electric energy provided from renewable energy sources.

Under **HJ 77** (Plum), the County was acknowledged as a leader in the effort to launch the "Cool Counties" initiative.

## Homestead Exemption

Legislation amending the Virginia Constitution that ultimately would have allowed local governments to exempt or defer up to 20 percent of the value of most owner-occupied residential or farm property from real estate taxes was defeated in by the General Assembly (GA) this session. Amending the Constitution requires identical legislation to pass the General Assembly in two successive sessions with an intervening election. While the homestead exemption easily passed the 2007 GA, it encountered significant problems in the 2008 GA, with concerns expressed from business and education groups, among others.

**SJ 6** (Whipple), the constitutional amendment authorizing the GA to pass legislation allowing localities to adopt a homestead exemption or real estate tax deferral program, failed to report from the Senate Finance Committee on an 8-8 vote. **SB 9** (Whipple), the companion bill to put the measure on the ballot for the November election, was then left in the Senate Finance Committee before crossover.

The companion House bills, **HJ 4** (Albo) and **HB 11** (Albo), passed the House and were sent to the Senate for consideration. The Senate voted 21-19 to send **HJ 4** (the Constitutional amendment) and **HB 11** (the bill to put the measure on the ballot) back to the Senate Privileges & Elections Committee, and to carry over both bills until next year.

## Immigration

Immigration was one of the more controversial topics of this session, with well over 120 bills introduced on such wide-ranging areas as higher education, K-12, employment practices, motor vehicle offenses, bail eligibility, detainee status, contracts/procurement, public benefits, business licensure, tax relief, and a memorialization of Congress to enact comprehensive reform. By mid-session, only about one-fifth of the bills were left, as most were either killed by the Senate Courts or Education and Health Committees or left to die in House Rules, where the Speaker of the House assigned almost all of the House bills dealing with immigration.

The County took positions on bills that had a direct impact on County operations and all were either killed in committee, defeated on the floor, or carried over to the next session. Three bills opposed by the County were left to die in House Rules, including **HB 184** (Marshall, R.G), which would have required that a person seeking partial tax exemptions or credits on real property taxes for certain rehabilitated, renovated, or replacement property demonstrate legal presence; **HB 301** (Nichols), which would have required the sheriff of a locality with a population greater than 300,000 to enter into a 287 (g) agreement, or a memorandum of agreement with Immigration and Customs Enforcement that would allow designated local law-enforcement officers to perform certain federal immigration law functions; and **HB 1026** (Frederick), which would have prohibited localities from granting public benefits to persons who are not citizens, legal permanent residents, or conditional resident aliens. The bill also provided that failure to determine immigration status would result in the termination of all funds appropriated in the appropriations act, except those funds required by the Constitution of the Commonwealth and federal law.

On the other hand, two bills supported by the County were also left in the Rules Committee, including **HB 1474** (Eisenberg), which would have established the Virginia Citizenship Assistance Initiative Program (within the Office of the Secretary of Education) to assist legal permanent residents with pursuing citizenship, and **SJ 120** (Colgan), which would have memorialized the Congress of the United States to develop a comprehensive immigration policy and to demonstrate leadership on the matter of illegal immigration.

Similar to **HB 1474**, and also supported by the County, **HB 1174** (Lingamfelter) would have assisted persons lawfully entering the U.S. and Virginia for the purpose of becoming citizens; the bill was carried over in Senate Finance. Another bill, supported by advocates for immigrants, urban public safety professionals, and a majority of Northern Virginia localities, would have prevented law enforcement officials from asking crime victims or witnesses about their immigration status. Despite law enforcement testimony as to the nexus with community policing and the development of trust between law enforcement and immigrant communities, **SB 441** (Howell) was narrowly approved by the House Courts of Justice Committee and then defeated on the House floor, 46-52, late in the session.

Finally, several other immigration-related bills of interest to Fairfax County did pass, including **HB 440** (Rust)/**SB 623** (Stolle), which will deny bail to illegal immigrants charged with certain serious crimes. Another detention-related measure, **HB 820** (Albo)/**SB 609** (Stolle), will require correctional authorities to ask those taken into custody about their immigration status. The Governor has signed **HB 820**.

### **Local Code Enforcement**

In addition to the four Fairfax County legislative initiatives that will strengthen the County's ability to enforce its zoning ordinance, several other bills passed that either complement these initiatives or that will enhance current code enforcement capabilities. **HB 80** (Marshall, R.G.)/**SB 427** (Barker) expand the lis pendens section of the Virginia Code §8.01-268 to include the recordation in the local land records of notices of pending zoning ordinance enforcement actions. Such notices will expire after 180 days. As adopted, it appears that a notice of lis pendens may be recorded against a property owner where the zoning enforcement action is pending before the general district court, in addition to those cases where the enforcement action has been filed in circuit court. **HB 466** also concerns the filing of lis pendens in zoning enforcement actions, but it amends Va. Code §15.2-2208, which applies to injunction actions and other proceedings that would be filed in circuit court.

**HB 1107** (Rust) increases the maximum amount of fines applicable to situations where someone has been convicted by the general district court of violating zoning ordinance provisions regulating the number of unrelated persons living in single-family residential dwellings and has failed to remedy the violation by the deadline specified by the court. Currently, such a person is subject to a fine of up to \$2,000 and for each subsequent 10-day period that the person fails to remedy the violation, he or she is subject to yet another misdemeanor charge punishable by a fine of up to \$2,500. **HB 1107** increased these two maximum fine amounts to \$5,000 and \$7,500, respectively.

**HB 430** (Miller, J.H.)/**SB 428** (Barker) amend the statute governing permitted provisions in zoning ordinances to allow magistrates to issue inspection warrants upon the sworn testimony of a zoning administrator or her agent that establishes probable cause that a zoning ordinance violation exists within a residential dwelling. Before requesting an inspection warrant, the zoning administrator or agent must make a reasonable effort to obtain consent from the owner or tenant to inspect the dwelling. **SB 428** has been signed by the Governor.

**HB 434** (Miller, J.H.) amends Va. Code §15.2-908, the statute that allows localities to remove graffiti and other defacement from public buildings, walls, fences, or other structures and from private buildings, walls, fences, or structures where the defacement is visible from any public right-of-way. Removal may be done by local government employees or the locality's agents. The legislation extends to any such agents "any and all immunity normally provided to an employee of the locality." Proponents of this legislation stated that the bill was needed in order to provide private contractors who remove graffiti under contracts with localities with some level of protection from lawsuits in the event that property may be damaged during the removal process.

### **Mental Health Reform**

For years, mental health advocates have believed that mental health services in the Commonwealth are "serious problems." Many believe that services lack sufficient depth and breadth, and the statutes relating to mental health and civil commitment needed major revision. For example, the National Alliance on Mental Illness gave Virginia's mental health services a rating of D. State funding has been a perpetual concern -- Virginia ranks 47<sup>th</sup> in the nation for state funding of mental health, including state General Funds and Medicaid).

In the fall of 2006, Supreme Court Chief Justice Leroy R. Hassell, Sr. appointed a commission to "conduct a comprehensive examination of Virginia's mental health laws and services" and to "study ways to use the law more effectively to serve the needs of people with mental illness, while respecting the interests of their families and communities." The need for reform then was heightened by the April 16, 2007 tragedy at Virginia Tech, after which the Governor appointed a review panel to make recommendations regarding improvements to the Commonwealth's mental health law, policies, procedures, systems and institutions.

During the summer of 2007, legislative hearings were then held to determine what statutory changes and additional state resources were needed. As a result of all these reform deliberations, 120 mental health reform bills were introduced during the 2008 GA, with 88 in direct response to the work of the special panels. After incorporation into other bills and the referral of many bills to the Supreme Court's continuing study, it is estimated that 30 bills, including the omnibus bills, **HB 499** (Hamilton) and **SB 246** (Howell), will become law. Key components of the omnibus bills include revised, broader criteria for involuntary commitment; requirements for information sharing during the civil commitment process; a requirement that a Community Services Board (CSB) representative attend all commitment hearings; specifications of the types of evidence that can be offered during a commitment hearing; and a process for the ordering of mandatory outpatient treatment.

Also of note this session were several other related bills introduced in the Senate to improve mental health services for minors; some were incorporated into the Senate's "comprehensive mental health bill" (**SB 246** - Howell) or referred to the Commission on Mental Health Law Reform. **SB 276** (Cuccinelli) provides for changes in the rules related to involuntary detention hearings for minors; and **SB 247** (Howell) provides for a guardian ad litem and counsel for minors subject to involuntary commitment hearings.

Funding for community-based mental health services will be increased this year, beginning with additional funding proposed by Gov. Kaine in his introduced 2008-10 Biennium Budget. Approximately \$42 million in new state dollars were dedicated to mental health services at CSBs for increased capacity in emergency mental health services, an increased number of outpatient clinicians and therapists, and increased case management services. More funding for clinicians to serve children was also added, as well as funding for additional jail-diversion programs. Funding is also included for increased oversight of the community mental health service programs. Both the House and Senate essentially agreed with the Governor's overall approach in new funding, and then added a new program in anticipation of the mental health service needs of returning military and reserve personnel.

### **Payday Lending**

After three years of negotiations, a compromise was finally reached on the contentious issue of payday lending. Since the payday loan industry was first allowed to operate in Virginia in 2002, it has grown to a \$1.5 billion business in the state, lending to more than 400,000 borrowers in 2006. Opponents have alleged that the terms of the short-term loans trap vulnerable borrowers in a cycle of debt, and have lobbied to reform the industry or shut it down entirely.

Several bills were introduced this session to deal with the issue; they ranged from outright repeal of the Payday Loan Act to more industry-friendly reforms. Governor Kaine urged that a compromise be reached this year, as negotiations fell apart last year in the final hours of the 2007 session. Aides to the Governor helped broker the compromise bills, **HB 12** (Oder)/**SB 588** (Puckett), which cap interest rates at 36 percent, extend the time borrowers have to repay loans, and limit to ten the number of loans that may be obtained in a year. The bills require the creation of a database to track borrowers and loans and allow lenders to charge a \$5 fee per loan to pay for the creation and maintenance of the system. Lenders may also charge a 20 percent fee per loan (currently, lenders may charge \$15 for every \$100 loaned). Other elements of the bills provide for a 60-day extended payment plan and a 45-day waiting period for a borrower who takes out five loans in a 180-day period before a sixth loan can be secured. The compromise, brokered late in the session, passed the House 91-1 and the Senate 37-2, with one abstention. The Governor has indicated that he expects to sign the bills, although he did not specify whether he intended to offer amendments.

Legislators stated that these new restrictions are the most stringent in the nation, and some representatives of lenders warned of harm to the industry. Opponents of the industry argued that the bill did not go far enough to protect vulnerable borrowers, but indicated that attempts may be made in future sessions for further reforms. A legislator who was involved in crafting the legislation suggested that because both sides are equally unhappy, the bills are a fair compromise.

### **Tree Conservation**

The County's long-standing efforts to secure authority for Northern Virginia jurisdictions to require the conservation of trees during the development process were finally successful during the 2008 Session. The success was the culmination of an effort that began with a legislative initiative in 2002 and that was sustained by support for such legislation each subsequent year. With its recognition of the ability of trees to improve air quality, the legislation, **HB 1437** (Bulova) and **SB 710** (Ticer), had the support of the Northern Virginia Building Industry Association and was favorably received by the Home Builders Association of Virginia. While the bill underwent changes during the Session, the resultant language will foster the conservation of trees in meeting tree canopy requirements.

## TRANSPORTATION FUNDING

For much of the 2008 Session, the General Assembly's transportation funding activities related to undoing and revising various aspects of the landmark transportation funding bill passed in 2007 (**HB 3202**). In total, 26 bills were introduced to eliminate the abusive driver fees approved as part of **HB 3202**. In the end, two bills (**HB 1243**-Hugo and **SB 1**-Houck) passed both houses in different forms. Ultimately, both houses of the General Assembly approved **SB 1** and **HB 1243**. The bills are now identical with the exception that **SB 1** contains an emergency clause to make it effective upon the signature of the Governor. **HB 1243** does not contain an emergency clause. Both bills provide for refunds of all abusive driver fees that have been paid to date, and they direct the clerks of courts to indicate that the remaining outstanding fees have been satisfied. They also reinstate any licenses that were suspended for failure to pay the abusive driver fees. As a result, \$65 million per year in highway maintenance funds were removed from the Transportation Trust Fund.

Other bills including **HB 361** (Purkey), **HB 579** (Cosgrove), and **HB 1123** (Jones, S.C.) attempted to restrict and/or the regional transportation revenues approved as part of **HB 3202**. **HB 361** and **HB 579** passed both houses of the General Assembly. Each would reduce Northern Virginia transportation revenues up to \$600,000 per year. Following the Supreme Court ruling on NVTA's ability to impose taxes and fees, the Governor proposed amendments to both bills to remove all the relevant language from the bills and language allowing NVTA and the Hampton Roads Transportation Authority (HRTA) to impose the relevant taxes. The Governor's amendments were accepted by both houses. **HB 1123** would have exempted public service corporations from the local commercial property tax for transportation approved last year. A concerned effort by the Northern Virginia local government liaisons with support from the Administration succeeded in amending **HB 1123** to remove Northern Virginia from the bill, thereby saving approximately \$3.2 million in annual regional transportation funds.

**HB 649** (Hogan) and **SB 728** (Saslaw) prohibited automobile dealers from collecting the initial one percent vehicle registration fees and the annual registration fee authorized in **HB 3202** as a source of regional transportation revenues. Although these bills would not reduce the amount of revenue collected, they would increase collection costs and make it more difficult for the consumer to pay the fees. Following the Supreme Court ruling on NVTA's ability to impose taxes and fees, the Governor proposed amendments to **HB 649** to remove all the relevant language from the bill and language allowing NVTA and HRTA to impose the tax. The Governor's amendments have not yet been acted on by the House.

The loss of the abusive driver fees and lower collections using existing transportation revenue sources forced the Commonwealth Transportation Board to announce on February 21, 2008, that it will need to cut highway construction funding by 44% (\$1.1 billion) and transit funding by 10% (\$70 million) by 10% over the next six years.

These losses were compounded by the Virginia Supreme Court's February 29, 2008, decision to invalidate the Northern Virginia Transportation Authority's ability to impose the seven regional taxes and fees authorized by the General Assembly in **HB 3202** in a unanimous decision. The Court said that the General Assembly cannot delegate its taxing authority to a non-elected body.

This ruling resulted in the loss of \$300 million per year in transportation funds in Northern Virginia, including dedicated annually funding of \$50 million of the Washington Metropolitan Area Transit Authority (WMATA) capital improvements and \$25 million per year for Virginia Railway Express operating and capital expenses. The ruling also invalidated the HRTA's ability to impose a similar package of taxes and fees.

With little more than a week remaining in the session the General Assembly members attempted to address the Court's ruling and salvage the regional transportation funding packages. Members of the Senate also felt strongly that the General Assembly should address the reduction in transportation revenues from the elimination of the abusive driver fees and lower revenue collections to some extent. House members focused their efforts on the regional transportation funding packages funding package, particularly in Northern Virginia. It does not appear that the two bodies will be able to agree to a solution before the General Assembly session adjourns; however, communications between House and Senate members are continuing.

## STATE BUDGET

***(As of the writing of this report, no compromise on the budget had been reached. When a budget conference report is available, a separate legislative staff report, with a summary of impacts on the County prepared by the Department of Management and Budget, will be provided to the Board.)***

Governor Kaine faced numerous challenges in crafting his 2008-2010 biennium budget, the one complete budget he would draft during his tenure. A declining national economy and a struggling housing market throughout Virginia created a significant revenue shortfall for the Commonwealth, and hampered the Governor's ability to fund many of his priority programs, including pre-kindergarten funding for four year olds.

The anticipated \$641 million projected revenue shortfall for FY 2008 grew to an approximately \$2 billion shortfall for the 2008-10 biennium budget, and required a revenue reforecast midway through the session. Significant differences in how to approach the funding gap have required substantial negotiation within the GA. One sticking point has been how extensively to tap the Rainy Day Fund (RDF) – the Governor and the Senate have proposed the use of approximately \$423 million of the RDF, while the House's proposal includes approximately \$225 million.

While legislators appear to have found some areas of agreement, including an additional \$42 million for mental health reforms, a priority after the Virginia Tech shootings, and increased funding for child welfare programs, there are still several areas of disagreement. According to various reports, budget conferees have been unable to resolve a number of differences in the House and Senate budgets, including:

- Expanding access to pre-kindergarten for low-income 4-year-olds;
- The number of Medicaid waivers which allow the mentally retarded to receive home care instead of being institutionalized;
- Pay raises for teachers in FY 2009;
- Funding for drug courts and jail diversion programs;
- Funding for higher education.

There is speculation that the final budget agreement may include an across-the-board cut to funding to localities, at about half of what the Governor had initially proposed, 5.4 percent.

Additionally, the key issue for localities during the budget debate is a House proposal to fundamentally change the current funding methodology of reimbursing localities for K-12 education costs through the rebenchmarking process. The House budget would reduce rebenchmarking salary costs for SOQ support positions in the 2008-2010 biennium budget by only recognizing state funded salary increases, not the actual increases in all school divisions. The same methodology would be imposed for all SOQ funded positions, including instructional positions, in future rebenchmarks. In so doing, the House proposal would shift additional costs to local governments for school employee salaries and retirement benefits, at an estimated \$225 million per year in the 2010-2012 biennium. Such a shift would have enormous and far-reaching consequences for local governments for years to come, and has been an issue of intense negotiation for budget conferees.

Finally, the 2008 session marks the fourth time since 2001 that the GA has headed into overtime. However, while those earlier sessions were marked by philosophical differences over taxes, this latest impasse seems to be more a matter of running out of time to complete negotiations, albeit over several significant budget items on which the House and Senate differ.



**FAIRFAX COUNTY  
LEGISLATIVE SUMMARY**

***2008 GENERAL ASSEMBLY***

March 10, 2008

# Fairfax County Legislative Summary 2008 General Assembly

## Board of Supervisors Report Key

Bill No. – Patron, (District No.) Bill Title	Committee/Floor Actions	<b>Bold</b> = Date Position taken by full Board of Supervisors <b>[ ]</b> = Date position taken by BOS Legislative Committee
<p><b><a href="#">HB 589</a></b> - Watts (39) Blue Star Memorial Highway; designating as portion of Old Keene Mill Road in Fairfax County.</p>	<p>1/10/2006 House: Referred to Committee on Transportation</p>	<p><b>12/5/2005</b></p>
<p><b>Initiate</b> (067916260) <b>Summary:</b> Designates a portion of Old Keene Mill Road in Fairfax County a "Blue Star Memorial Highway."</p>		

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

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- [HB 481](#) Driver's license, provisional; primary offense.
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- [SB 334](#) Property tax bills; localities to include additional information.
- [SB 338](#) Public funds; payment for membership to professional associations in certain instances prohibited.
- [SB 343](#) Toll facilities, state; approval by local referendum of any contract that would transfer control.
- [SB 404](#) Substance abuse screening; person become ineligible for public assistance if using illegal drugs.
- [SB 441](#) Crime victims and witnesses; prohibits inquiry of immigration status.
- [SB 448](#) Trees; conservation thereof during development process for air quality improvement in localities.
- [SB 453](#) Northern Virginia Transportation Authority; increases membership.
- [SB 457](#) Single lot development; developers to provide stormwater management.
- [SB 496](#) Real property tax; exemptions and deferrals for certain residential or farm property.
- [SB 531](#) Zoning ordinances; certain disclosures of real parties in interest.
- [SB 632](#) Trees; conservation of during land development process for air quality improvement.
- [SB 642](#) TANF; eligibility for food stamps when convicted of drug-related felonies.
- [SB 644](#) Pedestrians and drivers; sets out responsibilities at marked and unmarked crosswalks.
- [SB 649](#) Motor vehicle safety belt systems; repeals language that makes nonuse secondary offense.
- [SB 698](#) Motorcycle helmets; penalty for failure to wear a helmet.
- [SB 713](#) Motor fuels tax; rate increase.
- [SB 724](#) Hampton Roads & Northern Virginia Transportation Authorities; repeal authority impose fees or taxes.
- [SJ 6](#) Constitutional amendment; exempts certain homeowners from taxation (second ref.).
- [SJ 120](#) Comprehensive immigration policy; memorializing Congress of the United States to develop.

# *Fairfax County Initiatives*

## *Bills Introduced at Fairfax County's Request*

Bills	General Assembly Actions	Date of BOS Position
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<p><b>HB 466</b> - Watts (39) Zoning ordinance; administrator or locality may record a memorandum of lis pendens to enforce.</p>	<p>1/7/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N) 2/12/2008 House: VOTE: --- PASSAGE (72-Y 27-N) 2/13/08 Senate: Ref. to Committee on Local Government 2/26/08 Senate: Reported from Local Gov't (15-Y 0-N) 3/5/2008 House: Enrolled 3/5/2008 House: Signed by Speaker 3/6/2008 Senate: Signed by President</p>	<p><b>12/3/2007</b></p>
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**Initiate** (087041324)  
**Summary:** Allows a zoning administrator or locality to record a memorandum of lis pendens for certain zoning ordinance violations.

<p><b>HB 481</b> - Rust (86) Driver's license, provisional; primary offense.</p>	<p>1/7/2008 House: Referred to Committee on Transportation 2/7/2008 House: Passed by indefinitely in Transportation (13-Y 6-N)</p>	<p><b>12/3/2007</b></p>
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**Initiate** (088288324)  
**Summary:** Provisional driver's license; primary offense. Removes secondary offense designation and makes violations of passenger limits, curfew, and wireless communications use primary offenses.

<p><b>HB 675</b> - Plum (36) Discrimination; Fairfax County to prohibit in executive form of government.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/12/2008 House: Left in Counties, Cities and Towns</p>	<p><b>12/3/2007</b></p>
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**Initiate** (088289324)  
**Summary:** Allows Fairfax County by ordinance to prohibit discrimination in housing, real estate transactions, employment, public accommodations, credit, and education on the basis of sexual orientation. Such authority currently exists with regard to race, color, religion, sex, pregnancy, childbirth or related medical conditions, national origin, age, marital status, or disability.

**Bold** – Indicates BOS formal action  
[ ] 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>HB 679</b> - Hull (38) Zoning ordinance; civil penalties for violations.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N) 2/12/2008 House: VOTE: --- PASSAGE (90-Y 8-N) 2/13/08 Senate: Ref. to Committee on Local Government 2/26/2008 Senate: Reported from Local Government with amendments (15-Y 0-N) 3/5/08 House: Senate amendments agreed to (87-Y 5-N) 3/07/2008 House: Enrolled</p>	<p><b>12/3/2007</b></p>
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**Initiate** (087042324)  
**Summary:** Provides that if civil penalties total \$5,000 or more for zoning violations, criminal sanctions may also be pursued.

<p><b>HB 1061</b> - Amundson (44) Zoning ordinances; may prescribe an appeal period of less than 30 days.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with substitute (22-Y 0-N) 2/6/2008 House: Passed House (99-Y 0-N) 2/8/2008 Senate: Referred to Committee on Local Government 2/19/08 Senate: Rep. from Local Government (14-Y 1-N) 2/25/2008 Senate: Passed Senate (37-Y 2-N) 2/27/2008 House: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>12/3/2007</b></p>
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**Initiate** (087040324)  
**Summary:** Provides that a zoning ordinance may prescribe an appeal period of less than 30 days, but not less than 10 days, for a notice of violation involving maximum occupancy limitations of a residential dwelling unit.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b>HB 1086</b> - Sickles (43) Zoning appeals; written notice of zoning violation.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns (22-Y 0-N) 2/6/2008 House: Passed House (99-Y 0-N) 2/7/2008 Senate: Ref. to Committee on Local Government 2/19/08 Senate: Rep from Local Government (15-Y 0-N) 2/22/2008 Senate: Passed Senate (40-Y 0-N) 2/22/2008 Senate: Passed Senate (40-Y 0-N) 2/25/2008 House: Enrolled 2/26/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/5/2008 Governor: Approved by Governor</p>	<p><b>12/3/2007</b></p>
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**Initiate** (087039324)  
**Summary:** Provides that a written notice of a zoning violation or a written order of the zoning administrator that includes such statement sent by registered or certified mail to, or posted at, the last known address of the property owner as shown on the current real estate tax assessment books or current real estate tax assessment records shall be deemed sufficient notice to the property owner and shall satisfy the notice requirements under general law.

<p><b>HJ 171</b> - Bulova (37) Endocrine disrupting compounds; Department of Environmental Quality to study effects on environment.</p>	<p>1/9/2008 House: Referred to Committee on Rules 2/12/2008 House: Left in Rules</p>	<p><b>12/3/2007</b></p>
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**Initiate** (083238324)  
**Summary:** Study; endocrine disruptor compounds; report. Requests the Department of Environmental Quality to examine the effects of endocrine disruptor compounds (EDCs), the pollutant identified as responsible for "intersex fish." The Department will: (i) consult with federal, state, regional, and local authorities as well as solid waste and wastewater associations and agencies to monitor the ongoing federal research and efforts to catalog and assess the effects of EDCs on the environment and human health; (ii) evaluate the fiscal and regulatory impact of potential changes to the federal standards for wastewater treatment, drinking water treatment, and stormwater management practices to manage the negative effects of EDCs; (iii) evaluate the feasibility of implementing a statewide, public-private program to facilitate the collection and proper disposal of unused medicines containing EDCs; and (iv) examine current laws and regulations that may limit or prohibit viable medicinal take-back options at the state or local level.

**Bold** – Indicates BOS formal action  
 [ ] 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 237</b> - Whipple (31) Localities; allowed to make donations to nonprofit association furnishing services to community.</p>	<p>1/7/2008 Senate: Referred to Committee on Local Government 1/15/2008 Senate: Reported from Local Government (14-Y 1-N) 1/21/2008 Senate: Passed Senate (39-Y 1-N) 2/11/2008 House: Referred to Committee on Counties, Cities and Towns 2/29/2008 House: Reported from Counties, Cities and Towns (18-Y 3-N) 3/4/2008 House: VOTE: --- PASSAGE (91-Y 8-N) 3/5/2008 Senate: Enrolled 3/5/2008 House: Signed by Speaker 3/6/2008 Senate: Signed by President</p>	<p><b>12/3/2007</b></p>
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**Initiate** (088290324)  
**Summary:** Allows localities to make donations to any nonprofit association or organization furnishing services to beautify and maintain communities and/or to prevent neighborhood deterioration.

<p><b>SB 300</b> - Whipple (31) Dangerous weapons; governing body has authority to restrict in governmental facilities.</p>	<p>1/8/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Failed to report (defeated) in Local Government (5-Y 10-N)</p>	<p><b>12/3/2007</b></p>
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**Initiate** (088287324)  
**Summary:** Provides that the governing body of any locality may, by ordinance, make it unlawful for any person to possess a dangerous weapon upon the property, including buildings and grounds thereof, of any facility that is owned or leased by that locality and used by it for governmental purposes.

**Bold** – Indicates BOS formal action  
[ ] 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 704</b> - Puller (36)                  Nonprofit foundations; gifts &amp; donations by localities thereto support public parks, libraries, etc.</p>	<p>1/16/2008 Senate: Referred to Committee on Local Government                  1/22/2008 Senate: Reported from Local Government with amendment (15-Y 0-N)                  1/28/2008 Senate: Passed Senate (40-Y 0-N)                  2/12/2008 House: Referred to Committee on Counties, Cities and Towns                  2/29/2008 House: Reported from Counties, Cities and Towns (21-Y 0-N)                  3/4/2008 House: VOTE: --- PASSAGE (93-Y 4-N 1-A)                  3/5/2008 Senate: Enrolled                  3/5/2008 House: Signed by Speaker                  3/6/2008 Senate: Signed by President</p>	<p><b>1/7/2008</b></p>
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**Initiate** (084798324)  
**Summary:** Provides that a locality may make gifts and donations to nonprofit foundations established to support the locality's public parks, libraries, and law enforcement. For the purposes of this bill, "donations" to any such foundation shall include the lawful provision of in-kind resources.

<p><b>SB 723</b> - Barker (39)                  Driver's license, provisional; primary offense.</p>	<p>1/17/2008 Senate: Referred to Committee on Transportation                  1/24/2008 Senate: Continued to 2009 in Transportation (15-Y 0-N)</p>	<p><b>12/3/2007</b></p>
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**Initiate** (088864201)  
**Summary:** Removes secondary offense designation and makes violations of passenger limits, curfew, and wireless communications use primary offenses.

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

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

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Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#">HB 361</a> - Purkey (82) Retail Sales and Use Tax; exemptions include towing &amp; emergency road services in certain localities.</p>	<p>1/4/2008 House: Referred to Committee on Transportation 1/31/2008 House: Reported from Transportation with amendments (21-Y 1-N) 2/5/2008 House: VOTE: --- PASSAGE (96-Y 1-N) 2/6/2008 Senate: Referred to Committee on Finance 2/20/2008 Senate: Reported from Finance (9-Y 3-N) 2/25/2008 Senate: Passed Senate (35-Y 4-N) 2/27/2008 House: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/6/2008 House: Governor's recommendation received by House 3/07/2008 House: House concurred in Governor's recommendation (97-Y 0-N) 3/08/2008 Senate: Senate concurred in Governor's recommendation (40-Y 0-N)</p>	<p><b>2/25/2008</b></p>
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**Oppose** (086978692-E)  
**Summary:** Provides that the sales and use tax on motor vehicle repairs in the localities embraced by the Northern Virginia Transportation Authority and the Hampton Roads Transportation Authority does not include charges for towing of motor vehicles or to emergency road services.

<p><a href="#">HB 445</a> - Rust (86) Single-family dwellings; fines for zoning violations related to overcrowding.</p>	<p>1/4/2008 House: Referred to Committee on Rules 1/22/2008 House: Referred from Rules by voice vote 1/22/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with amendment (22-Y 0-N) 2/12/2008 House: Passed House (98-Y 0-N) 2/13/2008 Senate: Referred to Committee on Local Government 2/19/2008 Senate: Reported from Local Government with amendment (12-Y 2-N 1-A) 2/25/2008 Senate: Rereferred to Courts of Justice 3/3/2008 Senate: Reported from Courts of Justice with substitute (14-Y 0-N) 3/5/2008 House: VOTE: --- ADOPTION (99-Y 0-N) 3/5/2008 House: Senate substitute agreed to (99-Y 0-N) 03/07/08 House: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Oppose** (087045708)  
**Summary:** Provides that no fines shall accrue against the owner or managing agent of a single-family residential dwelling unit for the violation of a zoning ordinance regulating occupancy limits during the pendency of any legal action commenced by such owner or managing agent against a tenant to eliminate an overcrowding condition.

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

Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 451</b> - Rust (86) Northern Virginia Transportation Authority; increases membership.</p>	<p>1/4/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with amendments (18-Y 4-N) 2/12/2008 House: VOTE: --- PASSAGE (90-Y 8-N) 2/13/2008 Senate: Referred to Committee on Local Government 2/19/2008 Senate: Rereferred to Transportation 2/21/08 Senate: Reported from Transportation (13-Y 2-N) 2/26/2008 Senate: Passed Senate (37-Y 2-N) 2/28/2008 House: Enrolled 2/28/2008 House: Signed by Speaker 3/2/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088100708) <b>Summary:</b> Composition of the Northern Virginia Transportation Authority. Increases the membership from 16 to 17 by adding a town representative who shall serve as a nonvoting member.</p>		
<p><b>HB 487</b> - Shuler (12) Communications sales and use tax; allows Bath County to receive percentage of revenues apportioned.</p>	<p>1/7/2008 House: Referred to Committee on Finance 1/28/2008 House: Reported from Finance with amendment (20-Y 0-N) 1/31/2008 House: Passed House (98-Y 0-N) 2/1/2008 Senate: Referred to Committee on Finance 2/13/2008 Senate: Reported from Finance (16-Y 0-N) 2/15/2008 Senate: Passed Senate (40-Y 0-N) 2/18/2008 House: Enrolled 2/18/2008 House: Signed by Speaker 2/19/2008 Senate: Signed by President 2/27/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082226732) - This establishes a precedent. <b>Summary:</b> Allows Bath County to receive a set percentage of the communication sales and use tax revenues apportioned and distributed monthly to localities, beginning July 1, 2008.</p>		
<p><b>HB 579</b> - Cosgrove (78) Retail Sales and Use Tax; exemptions include compensation to dealers.</p>	<p>1/8/2008 House: Referred to Committee on Finance 2/7/08 House: Rep. from Finance w/substitute (20-Y 1-N) 2/12/2008 House: VOTE: --- PASSAGE (96-Y 2-N) 2/13/2008 Senate: Referred to Committee on Finance 2/20/2008 Senate: Reported from Finance (13-Y 2-N) 2/25/2008 Senate: Passed Senate (35-Y 4-N 1-A) 2/27/2008 House: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/6/2008 House: Governor's recommendation received 03/08/08 House: House concurred in Governor's recommendation (87-Y 11-N)</p>	<p><b>2/11/2008</b></p>

**Bold** – Indicates BOS formal action

[ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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	03/08/08 Senate: Senate concurred in Governor's recommendation (39-Y 0-N 1-A)	
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**Oppose** (082541536)  
**Summary:** Modifies the current formula that compensates dealers with a percentage of the sales and use tax they collect by including the local sales and use tax collected in the Northern Virginia Transportation District and the Hampton Roads Transportation District on motor vehicle repair services. The bill incorporates HB1120.

<p><a href="#">HB 721</a> - Oder (94) Plats; approval process by local planning commission.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns                  2/1/2008 House: Reported from Counties, Cities and Towns with substitute (21-Y 1-N)                  2/6/2008 House: VOTE: --- PASSAGE (95-Y 4-N)                  2/8/2008 Senate: Referred to Committee on Local Government                  2/26/2008 Senate: Reported from Local Government with amendments (10-Y 5-N)                  3/5/2008 House: Senate amendments agreed to by House (85-Y 5-N)                  03/07/08 House: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Oppose** (082220544)  
**Summary:** Reduces the number of days that localities with a population greater than 90,000 have to review commercial and industrial site plans and subdivision plats.

<p><a href="#">HB 1332</a> - Landes (25) DEQ; authority to issue and enforce permits, etc. related to air and water pollution.</p>	<p>1/9/2008 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources                  2/8/2008 House: Reported from Agriculture, Chesapeake and Natural Resources with substitute (22-Y 0-N)                  2/12/2008 House: Passed House (98-Y 0-N)                  2/13/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources                  2/25/2008 Senate: Reported from Agriculture, Conservation and Natural Resources (15-Y 0-N)                  2/27/2008 Senate: Passed Senate (40-Y 0-N)                  3/3/2008 House: Enrolled                  3/3/2008 House: Signed by Speaker                  3/4/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Oppose Unless Amended** (083242592) - Oppose unless amended to strengthen the role of the Boards and to provide for a meaningful appeal process.  
**Summary:** Establishes a uniform permit issuance process for the Air Pollution Control Board (Air Board) and the State Water Control Board (Water Board). After issuing a public notice of a pending permit action, if at least 25 individuals have requested a public hearing and the Director finds that the issues raised are germane to the permit action and are not inconsistent with state or federal laws, a public hearing will be held. The Director or the two Boards may convene a meeting under an expedited schedule to reconsider the decision of the Director

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

Bills	General Assembly Actions	Date of BOS Position
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to grant a public hearing. The meeting may be held electronically if one public forum is available. The Board is required to act on the permit within 90 days of the close of the comment period unless the applicant agrees to an extension of the time period. Persons who commented during the public hearing may address the Air and Water Boards at the meeting where final action on the permit will occur. The Board's decision shall contain a written basis for its decision. The bill also increases membership on the Air Pollution Control Board from five to seven members. However, the two new members are prohibited from voting on any action related to a permit that is under consideration as of January 1, 2008. A qualification of the Air Board members is changed so that no member can be a current employee of an entity subject to a permit or enforcement order of the Air Board. Currently, a majority of the members appointed to the Air Board can represent the public interest and not derive any significant positions of their income from entities subject to permit or enforcement actions. The qualifications of the membership of the Water Board and the Virginia Waste Management Board are changed to require that the members, by their education, training, or experience, be knowledgeable of water quality or waste management, respectively, and shall be fairly representative of conservation, public health, business, and agriculture. This bill is identical to SB 423 (Puckett).

<p><b>SB 262</b> - Deeds (25) Communications sales and use tax; allows Bath County to receive percentage of revenues apportioned.</p>	<p>1/8/2008 Senate: Referred to Committee on Finance 1/23/2008 Senate: Reported from Finance with amendment (16-Y 0-N) 1/28/2008 Senate: Passed Senate (40-Y 0-N) 2/12/2008 House: Referred to Committee on Finance 2/18/2008 House: Reported from Finance (21-Y 0-N) 2/20/2008 House: Passed House (97-Y 0-N) 2/21/2008 Senate: Enrolled 2/21/2008 House: Signed by Speaker 2/25/2008 Senate: Signed by President 3/2/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Oppose** (088173220) - This establishes a precedent.  
**Summary:** Allows Bath County to receive a set percentage of the communication sales and use tax revenues apportioned and distributed monthly to localities, beginning July 1, 2008. Identical to HB 487.

<p><b>SB 352</b> - Stosch (12) Public Private Education Facilities &amp; Infrastructure Act of 2002; definition of qualifying projects.</p>	<p>1/8/2008 Senate: Referred to Committee on General Laws and Technology 1/23/2008 Senate: Reported from General Laws and Technology with substitute (15-Y 0-N) 1/31/2008 Senate: Passed Senate (40-Y 0-N) 2/11/2008 House: Referred to Committee on General Laws 2/19/08 House: Reported from General Laws (22-Y 0-N) 2/21/2008 House: Passed House (98-Y 0-N) 2/25/2008 Senate: Enrolled 2/25/2008 House: Signed by Speaker 2/26/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>2/11/2008</b></p>
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**Oppose** (082402332-S2)  
**Summary:** Adds to the categories of “qualifying project” under the Public Private Education Facilities and

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

<b>Bills</b>	<b>General Assembly Actions</b>	<b>Date of BOS Position</b>
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Infrastructure Act of 2002 (PPEA) any services designed to increase productivity or efficiency through the direct or indirect use of technology. The bill also adds technology applications to the types of technology infrastructure projects that may be carried out under the PPEA. This bill is identical to HB 955.

**SB 423** - Puckett (38) DEQ; authority to issue and enforce permits, etc. related to air and water pollution.

1/8/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources  
 2/11/08 Senate: Reported from Agriculture, Conservation and Natural Resources w/substitute (15-Y 0-N)  
 2/12/2008 Senate: Passed Senate (40-Y 0-N)  
 2/13/2008 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources  
 2/20/2008 House: Reported from Agriculture, Chesapeake and Natural Resources (21-Y 0-N)  
 2/22/2008 House: Passed House (94-Y 0-N)  
 2/25/2008 Senate: Enrolled  
 2/25/2008 House: Signed by Speaker  
 2/26/2008 Senate: Signed by President  
 3/4/2008 Governor: Approved by Governor

**1/28/2008**

**Oppose Unless Amended** (083246300) - Oppose unless amended to strengthen the role of the Boards and to provide for a meaningful appeal process.

**Summary:** Establishes a uniform permit issuance process for the Air Pollution Control Board (Air Board) and the State Water Control Board (Water Board). After issuing a public notice of a pending permit action, if at least 25 individuals have requested a public hearing and the Director finds that the issues raised are germane to the permit action and are not inconsistent with state or federal laws, a public hearing will be held. The Director or the two Boards may convene a meeting under an expedited schedule to reconsider the decision of the Director to grant a public hearing. The meeting may be held electronically if one public forum is available. The Board is required to act on the permit within 90 days of the close of the comment period unless the applicant agrees to an extension of the time period. Persons who commented during the public hearing may address the Air and Water Boards at the meeting where final action on the permit will occur. The Board's decision shall contain a written basis for its decision. The bill also increases membership on the Air Pollution Control Board from five to seven members. However, the two new members are prohibited from voting on any action related to a permit that is under consideration as of January 1, 2008. A qualification of the Air Board members is changed so that no member can be a current employee of an entity subject to a permit or enforcement order of the Air Board. Currently, a majority of the members appointed to the Air Board can represent the public interest and not derive any significant positions of their income from entities subject to permit or enforcement actions. The qualifications of the membership of the Water Board and the Virginia Waste Management Board are changed to require that the members, by their education, training, or experience, be knowledgeable of water quality or waste management, respectively, and shall be fairly representative of conservation, public health, business, and agriculture. This bill is identical to HB 1332 (Landes).

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

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

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Bills	General Assembly Actions	Date of BOS Position
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<p><b>HB 3</b> - Tata (85) Screened Family Day Home Provider List; created.</p>	<p>11/19/2007 House: Referred to Committee on Health, Welfare and Institutions                  1/24/2008 House: Reported from Health, Welfare and Institutions with substitute (21-Y 1-N)                  1/24/08 House: Referred to Committee on Appropriations                  2/8/2008 House: Reported from Appropriations with substitute (24-Y 0-N)                  2/12/2008 House: VOTE: --- PASSAGE (87-Y 12-N)                  2/13/2008 Senate: Referred to Committee on Rehabilitation and Social Services                  2/22/2008 Senate: Reported from Rehabilitation and Social Services (15-Y 0-N)                  2/22/2008 Senate: Rereferred to Finance                  2/26/2008 Senate: Reported from Finance with amendments (16-Y 0-N)                  2/27/08 House: Senate amendments agreed to (76-Y 14-N)                  3/3/2008 House: Enrolled                  3/3/2008 House: Signed by Speaker                  3/4/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Monitor** (072885748)  
**Summary:** Requires the Department of Social Services to establish and maintain, on a website created by the Department, the Screened Family Day Home Provider List. This bill provides that the List shall include the names of individuals who wish to offer their services as family day home providers, who are not required to be licensed or regulated, who voluntarily apply for inclusion on the List, and who have been found, after a national criminal history background check and review of the records maintained by the Child Protective Services registry, to have no convictions for certain offenses or founded complaints of child abuse or neglect. This bill also establishes a Screened Family Day Home Provider Fund to receive application fees and disburse funds for the administration of the List.

<p><b>HB 119</b> - Landes (25) Soil and water conservation districts; Attorney General to represent in any suits or actions.</p>	<p>12/17/07 House: Referred to Committee on General Laws                  2/8/2008 House: Reported from General Laws with substitute (21-Y 0-N)                  2/12/2008 House: Passed House (98-Y 0-N)                  2/13/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources                  2/25/2008 Senate: Reported from Agriculture, Conservation and Natural Resources (15-Y 0-N)                  2/25/2008 Senate: Rereferred to Finance                  2/27/2008 Senate: Reported from Finance (16-Y 0-N)                  3/5/2008 House: Enrolled                  3/6/2008 Senate: Signed by President</p>	<p><b>2/25/2008</b> <del>2/11/2008</del></p>
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Monitor. (081861592-H1) Bill has been amended to eliminate mandate on provision of services on local government attorneys. ~~**Oppose Unless Amended**~~ (081861592 H1) ~~Oppose unless amended to eliminate~~

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

Bills	General Assembly Actions	Date of BOS Position
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~~mandate on provision of services by local government attorneys.~~

**Summary:** Requires the Attorney General to represent Soil and Water Conservation Districts in any suits or actions brought by the districts or district directors, upon request of such districts or directors. Currently, attorneys for the Commonwealth are charged with the responsibility of representing districts and district directors.

**HB 138** - Peace (97)  
Adoption; filing of petition.

12/20/2007 House: Referred to Committee on Health, Welfare and Institutions  
 1/17/2008 House: Reported from Health, Welfare and Institutions with amendment (22-Y 0-N)  
 1/17/08 House: Referred to Committee on Appropriations  
 1/30/08 House: Reported from Appropriations (24-Y 0-N)  
 2/5/2008 House: Passed House (98-Y 0-N)  
 2/6/2008 Senate: Referred to Committee on Rehabilitation and Social Services  
 2/15/2008 Senate: Reported from Rehabilitation and Social Services (15-Y 0-N)  
 2/19/2008 Senate: Passed Senate (39-Y 0-N)  
 2/20/2008 House: Enrolled  
 2/21/2008 House: Signed by Speaker  
 2/25/2008 Senate: Signed by President  
 3/2/2008 Governor: Approved by Governor

**1/28/2008**

**Support** (084440676)

**Summary:** Provides that a petition filed while a child is under 18 years of age shall not become invalid because the child reaches 18 years of age prior to the entry of a final order of adoption and that any final order of adoption entered after a child reaches 18 years of age, where the petition was filed prior to the child turning 18 years of age, shall have the same effect as if the child was under 18 years of age at the time the order was entered by the circuit court, provided the court has obtained the consent of the adoptee.

**HB 163** - Sherwood (29)  
Real estate tax; exemption or deferral for certain elderly and handicapped persons.

12/26/2007 House: Referred to Committee on Finance  
 1/28/2008 House: Reported from Finance (21-Y 0-N)  
 1/31/2008 House: Passed House (98-Y 0-N)  
 2/1/2008 Senate: Referred to Committee on Finance  
 2/19/2008 Senate: Reported from Finance (15-Y 0-N)  
 2/21/2008 Senate: Passed Senate (40-Y 0-N)  
 2/25/2008 House: Enrolled  
 2/25/2008 House: Signed by Speaker  
 2/26/2008 Senate: Signed by President  
 3/3/2008 Governor: Approved by Governor

**1/28/2008**

**Support** (088065728)

**Summary:** Permits localities to grant a real estate tax exemption or deferral to elderly and handicapped persons based upon projected income and financial worth for the current year under certain circumstances. Under current law, the previous year's income and financial worth is used.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#"><u>HB 228</u></a> - Cosgrove (78) Reduced cigarette ignition propensity; prohibits manufacture, etc. thereof unless meets standards.</p>	<p>12/28/2007 House: Referred to Committee on Commerce and Labor 1/29/2008 House: Reported from Commerce and Labor with substitute (20-Y 0-N) 2/4/2008 House: Passed House (98-Y 0-N) 2/5/2008 Senate: Referred to Committee on Commerce and Labor 2/18/2008 Senate: Reported from Commerce and Labor (15-Y 0-N) 2/21/2008 Senate: Passed Senate (40-Y 0-N) 2/25/2008 House: Enrolled 2/25/2008 House: Signed by Speaker 2/26/2008 Senate: Signed by President 3/5/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (080045472) - Board position in Legislative Program.

**Summary:** Prohibits the manufacture, sale, or offer for sale of cigarettes within the Commonwealth, or to persons located in the Commonwealth, unless the cigarettes have been tested to determine that they meet a performance standard for fire safety. The test predicts the likelihood that a cigarette will ignite material with which it comes in contact. Cigarette manufacturers are required to file a certification with the Commissioner of Agriculture and Consumer Services that their cigarettes meet the mandated performance standard as measured by the prescribed test. Cigarette packages are required to be marked so that compliant cigarettes may be distinguished from those not certified as compliant. The specific mark is determined by the manufacturer, subject to Commissioner approval. This measure provides that cigarettes compliant with similar New York regulations will be compliant with these requirements and that manufacturers may use the same package markings they use in that state. The requirements do not apply to cigarettes sold in North Carolina or South Carolina, or packaged for sale outside the United States. Manufacturers are assessed a fee of \$250 per brand, the proceeds from which are divided between the Commissioner of Agriculture and Consumer Services and the State Fire Marshal. Violators are subject to civil penalties. Fees assessed on manufacturers and civil penalties collected from violators are deposited in a Cigarette Fire Safety Standard and Firefighter Protection Act Fund, to be split between implementation of this measure and use by the State Fire Marshal in carrying out the Statewide Fire Prevention Code. The measure will become effective 13 months after its enactment, and will expire on the effective date of any federal reduced cigarette ignition propensity standard that preempts the measure. SB 208 is identical.

**Bold** – Indicates BOS formal action  
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<p><b><u>HB 239</u></b> - Cosgrove (78) Real estate tax; classification of certain energy-efficient buildings.</p>	<p>12/28/2007 House: Referred to Committee on Finance 2/7/08 House: Rep. from Finance w/substitute (22-Y 0-N) 2/12/2008 House: Passed House (98-Y 0-N) 2/13/2008 Senate: Referred to Committee on Finance 2/20/2008 Senate: Reported from Finance (16-Y 0-N) 2/22/2008 Senate: Passed Senate (40-Y 0-N) 2/25/2008 House: Enrolled 2/26/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 03/04/08 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (087797472) - Amends permissive statute adopted at 2007 General Assembly.  
**Summary:** Expands energy-efficient buildings that may be classified as a separate class of real property for tax purposes to include buildings that meet performance guidelines or standards under the Green Globes Building Rating System of the Green Building Initiative, Leadership in Energy and Environmental Design (LEED) Green Building Rating System, EarthCraft House program, or Energy Star program.

<p><b><u>HB 251</u></b> - O'Bannon, III (73) Adult Fatality Review Team; created, report.</p>	<p>12/28/2007 House: Referred to Committee on Health, Welfare and Institutions 1/15/08 House: Reported from HWI w/amends (22-Y 0-N) 1/15/08 House: Referred to Committee on Appropriations 1/30/08 House: Reported from Appropriations (21-Y 3-N) 2/5/2008 House: VOTE: --- PASSAGE (96-Y 1-N 1-A) 2/6/2008 Senate: Referred to Committee on General Laws 2/13/2008 Senate: Rereferred to Education and Health 2/21/2008 Senate: Reported from Education and Health with amendment (15-Y 0-N) 2/25/2008 Senate: Rereferred to Finance 2/27/2008 Senate: Reported from Finance (16-Y 0-N) 2/28/08 Senate: Passed Senate w/amendment (39-Y 0-N) 3/3/08 House: Senate amend. agreed to (98-Y 1-N 1-A) 3/5/2008 House: Enrolled 3/5/2008 House: Signed by Speaker 3/6/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support** (083131664) - Board has historically supported.  
**Summary:** Adult Fatality Review Team. Establishes the Adult Fatality Review Team to review suspicious deaths of any incapacitated adult aged 18 or older and any adult aged 60 or older (i) who was the subject of an adult protective services investigation, (ii) whose death was due to abuse or neglect or acts that suggest abuse or neglect, or (iii) whose death came under the jurisdiction of the Office of the Chief Medical Examiner pursuant to Â§ 32.1-283. The bill sets forth duties, membership, confidentiality, reporting, and other requirements for the team. The bill also creates a Freedom of Information Act exemption for information and records acquired during a review of any death conducted by a family violence fatality review team or during a review of any adult death conducted by the adult fatality review team to the extent made confidential by state law.

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

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<p><b>HB 277</b> - Watts (39) Traffic control measures; allows installation and application on secondary system components.</p>	<p>1/2/2008 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with substitute (21-Y 0-N) 2/11/2008 House: Passed House (98-Y 0-N) 2/12/08 Senate: Referred to Committee on Transportation 2/21/08 Senate: Reported from Transportation (15-Y 0-N) 2/26/2008 Senate: Passed Senate (40-Y 0-N) 2/28/2008 House: Enrolled 2/28/2008 House: Signed by Speaker 3/2/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support** (086267784)  
**Summary:** Allows installation and application of traffic control measures on secondary system components in residence districts even if those components also provide access to business districts.

<p><b>HB 430</b> - Miller (50) Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>1/4/2008 House: Referred to Committee on Counties, Cities and Towns 1/18/2008 House: Reported from Counties, Cities and Towns (22-Y 0-N) 1/23/2008 House: Passed House (97-Y 0-N) 1/24/2008 Senate: Referred to Committee on Local Government 2/26/2008 Senate: Reported from Local Government with amendments (15-Y 0-N) 3/3/08 Senate: Passed Senate with amendments (40-Y 0-N) 3/5/2008 House: Senate amendments agreed to by House (95-Y 0-N) 3/07/2008 House: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support** (081013640) - See also HB 205, HB 1159, SB 428.  
**Summary:** Provides that a zoning ordinance may include provisions for the issuance of inspection warrants by a magistrate or court of competent jurisdiction. The zoning administrator or his agent may present sworn testimony to a magistrate or court of competent jurisdiction and if such sworn testimony establishes probable cause that a zoning ordinance violation has occurred, request that the magistrate or court grant the zoning administrator or his agent an inspection warrant to enable the zoning administrator or his agent to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator or his agent shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant under this bill. This bill is identical to SB 428.

**Bold** – Indicates BOS formal action  
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<p><b>HB 434</b> - Miller (50) Defacement of buildings; immunity.</p>	<p>1/4/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with amendment (16-Y 5-N) 2/12/2008 House: VOTE: --- PASSAGE (71-Y 27-N) 2/13/08 Senate: Ref. to Committee on Local Government 2/26/08 Senate: Reported from Local Gov't (15-Y 0-N) 3/3/2008 Senate: Passed Senate (40-Y 0-N) 3/5/2008 House: Enrolled 3/5/2008 House: Signed by Speaker 3/6/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support** (081014640)  
**Summary:** Provides that local employees and agents of a locality who remove graffiti from buildings shall have any and all immunity normally provided to an employee of the locality.

<p><b>HB 467</b> - Watts (39) Voting equipment; authorizes wireless communications after polls are closed to transmit results.</p>	<p>1/7/2008 House: Referred to Committee on Privileges and Elections 2/1/2008 House: Incorporated by Privileges and Elections (HB1476-Rust) by voice vote</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (086111784) - Support with amendment to provide that the prohibition on wireless communication shall not apply to voting machines purchased prior to July 1, 2007.  
**Summary:** Provides an exception to the prohibition on wireless communications to or from voting devices at the polls on election day. The bill authorizes wireless communications after the polls are closed to transmit results from voting equipment by modem to the electoral board. This bill is identical to HB 1476. This bill has been incorporated into HB 1476.

<p><b>HB 470</b> - Watts (39) Loitering; prohibited in right-of-way of certain highways with posted signs.</p>	<p>1/7/2008 House: Referred to Committee on Transportation 1/17/08 House: Rep. from Trans. w/amend (21-Y 1-N) 1/22/2008 House: VOTE: --- PASSAGE (97-Y 0-N) 1/23/08 Senate: Referred to Committee on Transportation 2/21/2008 Senate: Reported from Transportation with substitute (15-Y 0-N) 2/26/08 Senate: Passed Senate with substitute (40-Y 0-N) 2/28/2008 House: Senate substitute agreed to (95-Y 1-N) 3/3/2008 House: Enrolled 3/4/2008 House: Signed by Speaker 3/4/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (084516784) - Support with amendment to provide that the loitering must be a demonstrable public safety hazard.  
**Summary:** Prohibits loitering in the right-of-way of any highway where it has been determined that loitering

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presents a public safety hazard and the VDOT Commissioner or the local governing body has posted signs prohibiting such activity.

<p><b>HB 499</b> - Hamilton (93) Involuntary commitment; establishes new standard for outpatient commitment.</p>	<p>1/7/08 House: Referred to Committee for Courts of Justice 1/28/2008 House: Reported from Courts of Justice with substitute (22-Y 0-N) 1/28/08 House: Referred to Committee on Appropriations 2/8/2008 House: Reported from Appropriations with substitute (24-Y 0-N) 2/12/2008 House: Passed House (98-Y 0-N) 2/13/08 Senate: Referred to Committee for Courts of Justice 2/25/2008 Senate: Reported from Courts of Justice with substitute (15-Y 0-N) 3/4/2008 Senate: Passed Senate with substitute (40-Y 0-N) 3/5/2008 House: Senate substitute agreed to (96-Y 0-N) 3/7/2008 House: Enrolled</p>	<p>[2/29/2008]</p>
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[Support] (080297248-S1) - Support with inclusion of components of reform, as listed below.

- Information sharing will be allowed in emergency situations and as a result of Mandatory Outpatient Treatment (MOT) orders.
- Revised, broader criteria for involuntary commitment.
- Petitioners for Temporary Detention Orders (TDO), if not the CSB, including the treating physician, will have greater access to the special magistrate to present their cases.
- Availability of a 2-hour extension of the Emergency Commitment Order (ECO) upon petition to the magistrate for good cause, such as locating a bed or having a medical assessment completed.
- 48 hours for the TDO, with certain exceptions as currently in Code.
- Prescriptive and detailed guidance for the Independent Examiner (IE).
- CSB's that prepare the pre-admission screening must be present at the commitment hearing, in person or by telephonic means. Court to provide 12-hour notice of the hearing to the CSB.
- If the facility's physician and the IE have different conclusions, both are to be available at the hearing, at least by phone if possible.
- Evidence that can be offered and admitted is detailed, as well as who may be asked for information during the hearing.
- Initial commitment period is changed to 30 days, with a recommitment hearing at which MOT can be an option.
- If MOT is ordered, a detailed process for an initial plan, then a comprehensive plan, with time frames for an initial report, subsequent reports, and other details.
- Court must send an order to CSB, and the CSB needs to acknowledge its receipt to court.
- If the treating CSB is not the pre-admission screening CSB, a formal hand-off process is established.
- If a CSB cannot provide the services outlined, notification to court must occur within 48 hours with documentation.
- A procedure for non-compliance.
- A new "mandatory examination order" procedure for the IE, in the event of non-compliance, to assess if non-compliance results in meeting new commitment standard.

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<p><a href="#"><b>HB 627</b></a> - May (33) PPTA; private entity to pay costs for independent audit of all traffic and cost estimates.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/22/2008 House: Reported from Transportation with substitute (20-Y 0-N) 1/28/2008 House: Passed House (99-Y 0-N) 1/29/08 Senate: Referred to Committee on Transportation 2/14/2008 Senate: Reported from Transportation with amendments (15-Y 0-N) 2/19/08 Senate: Passed Senate w/amendments (39-Y 0-N) 2/25/08 House: Senate amendments agreed to (96-Y 0-N) 2/27/2008 House: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>2/11/2008</b> <b>1/28/2008</b></p>
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**Support** (083507620-H1) - Has been amended to address Board's concerns. **Monitor** (083448568)  
**Summary:** Requires, for projects undertaken under the Public-Private Transportation Act of 1995 (PPTA) that have an estimated construction cost in excess of \$50 million, the responsible private entity to pay the costs for an independent audit of any and all traffic and cost estimates associated with the private entity's proposal, as well as a review of all public costs and potential liabilities to which taxpayers could be exposed. This independent audit must be conducted by an independent consultant selected by the responsible public entity, and all information from the review must be fully disclosed.

<p><a href="#"><b>HB 649</b></a> - Hogan (60) Motor vehicle dealers; collection of annual license and registration fees in certain localities.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/17/08 House: Reported from Transportation (21-Y 1-N) 1/22/2008 House: VOTE: --- PASSAGE (95-Y 2-N) 1/23/2008 Senate: Referred to Committee on Transportation 2/14/2008 Senate: Reported from Transportation with substitute (15-Y 0-N) 2/19/2008 Senate: Passed Senate w/substitute (39-Y 0-N) 2/25/2008 House: Senate substitute agreed to by House (95-Y 1-N) 2/26/2008 House: Enrolled 2/26/2008 House: Signed by Speaker 2/26/2008 Senate: Signed by President 3/4/2008 House: Governor's recommendation received by House</p>	<p><b>1/28/2008</b></p>
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**Monitor** (083821536) – Board’s concerns include simplification of payment; disclosure provisions notifying consumers; and allowing dealers to collect fees, at option of customer.  
**Summary:** Prohibits licensed motor vehicle dealers from collecting any additional license and registration fees imposed by the Hampton Roads Transportation Authority and/or the Northern Virginia Transportation Authority. This bill is the same as SB 728 (Saslaw).

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<p><b>HB 719</b> - Janis (56) Underage drinking and driving; penalty.</p>	<p>1/8/2008 House: Referred to Committee for Courts of Justice                  2/8/08 House: Reported from Courts of Justice (18-Y 4-N)                  2/12/2008 House: VOTE: --- PASSAGE (96-Y 3-N)                  2/13/2008 Senate: Referred to Committee for Courts of Justice                  2/20/2008 Senate: Failed to report (defeated) in Courts of Justice (4-Y 7-N)                  2/27/2008 Senate: Reconsidered by Courts of Justice                  2/28/2008 Senate: Reported from Courts of Justice with substitute (14-Y 1-N)                  3/4/2008 Senate: Passed Senate with substitute (40-Y 0-N)                  3/5/2008 House: Senate substitute agreed to (96-Y 1-N)                  3/7/2008 House: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support** (081409568)

**Summary:** Provides that "zero tolerance" (0.02% BAC) underage drinking and driving is punishable as a Class 1 misdemeanor. Currently, the punishment is loss of license for six months and a fine of no more than \$500. This bill provides for forfeiture of such person's license to operate a motor vehicle for a period of one year from the date of conviction and a mandatory minimum fine of \$250. Punishment set forth in the bill mimics punishment for DUI.

<p><b>HB 837</b> - Sherwood (29) Dam break inundation zones; localities with authority to address development.</p>	<p>1/8/2008 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources                  1/23/2008 House: Reported from Agriculture, Chesapeake and Natural Resources with substitute (20-Y 2-N)                  1/29/2008 House: VOTE: --- PASSAGE (94-Y 2-N)                  1/30/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources                  2/18/2008 Senate: Reported from Agriculture, Conservation and Natural Resources w/amend (15-Y 0-N)                  2/21/08 Senate: Passed Senate w/amendment (40-Y 0-N)                  2/25/2008 House: Senate amendment agreed to (96-Y 0-N)                  2/27/2008 House: Enrolled                  2/27/2008 House: Signed by Speaker                  2/28/2008 Senate: Signed by President                  3/6/2008 House: Governor's recommendation received by House                  3/7/2008 House: House concurred in Governor's recommendation (97-Y 0-N)                  3/08/2008 Senate: Senate concurred in Governor's recommendation (39-Y 1-N)</p>	<p><b>1/28/2008</b></p>
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**Monitor** (083939822)

**Summary:** Provides localities with the authority to address development in dam break inundation zones. The

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bill directs developers to assist dam owners with required upgrades and requires additional disclosure and notification procedures for dam owners. The bill contains an enactment clause that specifies that the bill's provisions do not affect site plans or subdivision plans submitted prior to the effective date of the act.

<p><b>HB 839</b> - Sherwood (29) Interoperability Executive Committee; established, report.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 1/22/2008 House: Referred to Committee on Militia, Police and Public Safety 2/8/2008 House: Reported from Militia, Police and Public Safety with amendments (22-Y 0-N) 2/12/2008 House: VOTE: --- PASSAGE (99-Y 0-N) 2/13/08 Senate: Referred to Committee on General Laws 2/20/2008 Senate: Reported from General Laws and Technology (15-Y 0-N) 2/25/2008 Senate: Passed Senate (40-Y 0-N) 2/27/2008 House: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (080617802) - Support with amendment to add local government IT representative.  
**Summary:** Codifies the State Interoperability Executive Committee, which assists the Commonwealth Interoperability Coordinator. This bill is identical to SB 520.

<p><b>HB 854</b> - Ebbin (49) Freedom of Information Act; local public bodies may meet by electronic communication.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 2/5/2008 House: Reported from General Laws (22-Y 0-N) 2/8/2008 House: Passed House (99-Y 0-N) 2/11/2008 Senate: Referred to Committee on General Laws and Technology 2/27/2008 Senate: Reported from General Laws and Technology (10-Y 0-N) 3/6/2008 House: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support** (081764492) - Board position in Legislative Program.  
**Summary:** Allows any local governing body, school board, or any authority, board, bureau, commission, district, or agency of local government to meet by electronic communication means without a quorum of the public body physically assembled at one location when the Governor has declared a state of emergency in accordance with Â§ 44-146.17, provided (i) the catastrophic nature of the declared emergency makes it impracticable or unsafe to assemble a quorum in a single location and (ii) the purpose of the meeting is to address the emergency. The local public body convening the meeting shall (a) give public notice using the best available method given the nature of the emergency, which notice shall be given contemporaneously with the notice provided members of the local public body conducting the meeting; (b) make arrangements for public access to such meeting; and (c) otherwise comply with the provisions for electronic communication meetings. The nature of the emergency and the fact that the meeting was held by electronic communication means shall be stated in the minutes. The bill contains a technical amendment. The bill is a recommendation of the Freedom of Information Advisory Council.

**Bold** – Indicates BOS formal action  
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<p><a href="#">HB 944</a> - Albo (42) Public Procurement Act; procurement of professional services for certain transportation projects.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 1/29/08 House: Reported from General Laws (22-Y 0-N) 2/1/2008 House: VOTE: --- PASSAGE (98-Y 1-N) 2/4/2008 Senate: Referred to Committee on General Laws 2/20/08 Senate: Reported from General Laws (15-Y 0-N) 2/25/2008 Senate: Passed Senate (40-Y 0-N) 2/27/2008 House: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/5/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (087035324) - NVTVA initiative; Board position in Legislative Program. <b>Summary:</b> Increases the monetary limits for architectural and professional engineering contracts associated with transportation projects that any locality and certain authorities and sanitation districts may enter into under the Virginia Public Procurement Act. The bill raises the amount for a single contract from \$1 million to \$5 million and increases the maximum amount for each task order from \$200,000 to \$1 million.</p>		
<p><a href="#">HB 1013</a> - Hugo (40) Newman Road; designating as State byway in Fairfax County.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/29/08 House: Reported from Transportation (20-Y 0-N) 2/4/2008 House: Passed House (98-Y 0-N) 2/5/2008 Senate: Referred to Committee on Transportation 2/21/08 Senate: Reported from Transportation (15-Y 0-N) 2/26/2008 Senate: Passed Senate (40-Y 0-N) 2/28/2008 House: Enrolled 2/28/2008 House: Signed by Speaker 3/2/2008 Senate: Signed by President</p>	<p><b>2/11/2008</b></p>
<p><b>Support</b> (086972548) <b>Summary:</b> Designates the entire length of Newman Road in Fairfax County a Virginia byway.</p>		
<p><a href="#">HB 1014</a> - Hugo (40) High-occupancy vehicle (HOV) lanes; use by vehicles bearing special fuel vehicle license plates.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/31/2008 House: Reported from Transportation with substitute (22-Y 0-N) 2/8/2008 House: VOTE: --- PASSAGE (89-Y 6-N) 2/11/08 Senate: Referred to Committee on Transportation 2/21/08 Senate: Rep. from Trans. w/amend (15-Y 0-N) 2/26/2008 Senate: Passed Senate w/amend (40-Y 0-N) 2/28/2008 House: Senate amendment agreed to (94-Y 4-N) 3/3/2008 House: Enrolled 3/4/2008 House: Signed by Speaker 3/4/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (086974548) <b>Summary:</b> Extends until July 1, 2009, the "sunset" provision allowing vehicles bearing clean special fuel license plates to use HOV lanes regardless of the number of their passengers. This bill incorporates HB 342 (Plum).</p>		

**Bold** – Indicates BOS formal action

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<p><b>HB 1084</b> - Englin (45) Zoning; approval of certain proffered conditions.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns with amendment (21-Y 1-N) 2/6/2008 House: VOTE: --- PASSAGE (98-Y 1-N) 2/8/2008 Senate: Referred to Committee on Local Government 2/26/2008 Senate: Reported from Local Government with amendment (14-Y 1-N) 3/3/2008 Senate: Passed Senate w/amend (38-Y 1-N) 3/5/2008 House: Senate amendment agreed to (92-Y 0-N) 3/7/2008 House: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (088490500) - Support with amendment to clarify liability issues.  
**Summary:** Provides that in any instance in which a locality has accepted certain proffered conditions that include pedestrian improvements in a "transit station area," as defined by a locality, the Virginia Department of Transportation may review such improvements, but any final approval of the improvements shall rest with the governing body, as long as such improvements don't violate any federal, state or local law or mandated safety standard.

<p><b>HB 1107</b> - Rust (86) Single-family dwellings; fines for zoning violations related to overcrowding.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Reported from Counties, Cities and Towns (21-Y 1-N) 2/6/2008 House: VOTE: --- PASSAGE (95-Y 4-N) 2/7/2008 Senate: Referred to Committee on Local Government 2/26/2008 Senate: Reported from Local Government (14-Y 1-N) 3/3/2008 Senate: Passed Senate (39-Y 0-N) 3/5/2008 House: Enrolled 3/5/2008 House: Signed by Speaker 3/6/2008 Senate: Signed by President</p>	<p><b>1/28/2008 12:00:00 AM</b></p>
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**Support** (088087620) - Board has historically supported.  
**Summary:** Increases the maximum fines for repeat violations of ordinances regulating the number of unrelated persons in single-family residential dwellings.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#"><b>HB 1123</b></a> - Jones (76) Real estate and personal property taxes; applied to property of public service corporations.</p>	<p>1/9/2008 House: Referred to Committee on Finance 2/7/2008 House: Reported from Finance w/substitute (19-Y 1-N) 2/12/2008 House: VOTE: --- PASSAGE (85-Y 13-N) 2/13/2008 Senate: Referred to Committee on Finance 2/26/08 Senate: Reported from Finance w/amend (16-Y 0-N) 2/28/2008 Senate: Passed Senate w/amend (40-Y 0-N) 3/3/2008 House: Senate amendment agreed to (97-Y 2-N) 3/5/2008 House: Enrolled 3/5/2008 House: Signed by Speaker 3/6/2008 Senate: Signed by President</p>	<p>[2/29/2008] <del>2/11/2008</del></p>
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[Monitor] (As amended by SFIN) - Bill has been amended to remove NVTA localities from its provisions. **Oppose** (082579584-H1)  
**Summary:** Provides that the additional real property tax authorized to be imposed on commercial property by the localities in the Hampton Roads Transportation Authority shall not be imposed on property of a public service corporation or electric supplier unless a final certificate of occupancy for a commercial or industrial use has been issued and remains in effect.

<p><a href="#"><b>HB 1218</b></a> - Bowling (3) School buses; prohibits use of wireless telecommunications devices by persons driving.</p>	<p>1/9/2008 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with substitute (21-Y 0-N) 2/11/08 House: Passed House (98-Y 0-N) 2/12/2008 Senate: Referred to Committee on Transportation 2/21/08 Senate: Reported from Transportation (15-Y 0-N) 2/26/2008 Senate: Passed Senate (40-Y 0-N) 2/28/2008 House: Enrolled 2/28/2008 House: Signed by Speaker 3/2/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support** (084595436)  
**Summary:** Prohibits use of wireless telecommunications devices by persons operating school buses, except in emergencies, or when the vehicle is lawfully parked and for the purposes of dispatching. Use of two-way radio devices authorized by the school bus owner, however, is permitted. This bill is identical to SB 136 (Stuart).

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

Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#"><b>HB 1437</b></a> - Bulova (37) Trees; conservation during land development process for air quality improvement.</p>	<p>1/14/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Reported from Counties, Cities and Towns with substitute (17-Y 5-N) 2/12/2008 House: VOTE: --- PASSAGE (67-Y 32-N) 2/13/2008 Senate: Referred to Committee on Local Government 2/19/2008 Senate: Reported from Local Government (15-Y 0-N) 2/22/2008 Senate: Passed Senate (40-Y 0-N) 2/25/2008 House: Enrolled 2/26/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (084789444) - Board has historically supported.

**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 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than eight but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than four but not more than eight units per acre; (v) 25 percent tree canopy for a residential site zoned more than two but not more than four units per acre; and (vi) 30 percent tree canopy for a residential site zoned two or less units per acre. Finally, the bill mandates that any tree conservation ordinance provide for certain deviations from the canopy requirements. 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 20 years after development is projected to be as follows: (i) 10 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than eight but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than four but not more than eight units per acre; (v) 25 percent tree canopy for a residential site zoned more than two but not more than four units per acre; and (vi) 30 percent tree canopy for a residential site zoned two or less units per acre. Finally, the bill mandates that any tree conservation ordinance provide for certain deviations from the canopy requirements.

**Bold** – Indicates BOS formal action

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Bills	General Assembly Actions	Date of BOS Position
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<p><a href="#"><b>HJ 177</b></a> - Byron (22) Multistate corporations; study benefits of single sales factor.</p>	<p>1/9/2008 House: Referred to Committee on Rules 2/5/2008 House: Reported from Rules (15-Y 0-N) 2/8/2008 House: Agreed to by House (98-Y 0-N) 2/11/2008 Senate: Referred to Committee on Rules 3/3/2008 Senate: Reported from Rules with substitute by voice vote 3/4/2008 Senate: Agreed to by Senate w/substitute by voice vote 3/5/2008 House: Senate substitute agreed to (99-Y 0-N)</p>	<p><b>2/11/2008</b></p>
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**Monitor** (089828448)  
**Summary:** Establishing a joint subcommittee to study the benefits of adopting a single sales factor to apportion the income of multistate corporations for purposes of the corporation income tax.

<p><a href="#"><b>SB 52</b></a> - Whipple (31) Voting equipment; wireless communications at polling places, exceptions.</p>	<p>12/20/2007 Senate: Referred to Privileges and Elections 2/5/2008 Senate: Reported from Privileges and Elections with substitute (15-Y 0-N) 2/8/2008 Senate: Passed Senate (40-Y 0-N) 2/12/2008 House: Referred to Privileges and Elections 2/15/2008 House: Reported from Privileges and Elections (22-Y 0-N) 2/19/2008 House: VOTE: --- PASSAGE (90-Y 7-N) 2/20/2008 Senate: Enrolled 2/20/2008 House: Signed by Speaker 2/22/2008 Senate: Signed by President 3/2/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (087061352) - Support with amendment to provide that the prohibition on wireless communication shall not apply to voting machines purchased prior to July 1, 2007.  
**Summary:** Provides exceptions to the prohibition on wireless communications to or from voting devices at the polls on election day. First, the prohibition will not apply to voting equipment purchased by a locality before July 1, 2007. Second, electronic pollbooks may be used. This bill is identical to HB 1476.

**Bold** – Indicates BOS formal action  
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Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 99</u></b> - Ruff (61)                  Highway systems; revenue-sharing funds therefor in certain counties, cities, and towns.</p>	<p>1/2/2008 Senate: Referred to Committee on Transportation                  1/17/2008 Senate: Rereferred to Finance                  2/5/2008 Senate: Reported from Finance with substitute (14-Y 0-N)                  2/8/2008 Senate: Passed Senate (40-Y 0-N)                  2/12/08 House: Referred to Committee on Transportation                  2/21/2008 House: Reported from Transportation with substitute (22-Y 0-N)                  2/26/08 House: Passed House with substitute (97-Y 0-N)                  2/28/2008 Senate: House substitute agreed to (40-Y 0-N)                  3/3/2008 Senate: Enrolled                  3/3/2008 House: Signed by Speaker                  3/4/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (081076320) - Support with amendment to delete or modify priorities for funding.  
**Summary:** Provides that, from additional revenues made available by the General Assembly after January 1, 2008, and appropriated for the improvement, construction, or reconstruction of the systems of state highways, the Commonwealth Transportation Board must make an equivalent matching allocation to any county, city, or town for designations by the governing body of up to \$1 million in county, city, or town general funds for use by the county, city, or town to improve, construct, or reconstruct the highway systems within such county, city, or town. After adopting a resolution supporting the action, the governing body may request revenue-sharing funds to improve, construct, or reconstruct a highway system located in another locality, between two or more localities, or to bring subdivision streets, used as such prior to July 1, 1992, up to standards sufficient to qualify them for inclusion in the state primary and secondary system of highways. All requests for funding shall be accompanied by a prioritized listing of specific projects. In allocating these funds, the Board must give priority (i) first when such project is administered by the county, city, or town, either directly or by contract with another entity, (ii) second when such county, city, or town commits more local funding than the amount of revenue-sharing funding requested, and (iii) third when the allocation will accelerate an existing project in the Six-Year Improvement Program or the locality's capital plans. Any funds remaining may be applied to any other project that requires an equivalent matching allocation from the governing body.

<p><b><u>SB 131</u></b> - Houck (17)                  Freedom of Information Act; local public bodies may meet by electronic communication.</p>	<p>1/3/2008 Senate: Referred to Committee on General Laws and Technology                  2/6/2008 Senate: Reported from General Laws and Technology (13-Y 0-N)                  2/11/2008 Senate: Passed Senate (40-Y 0-N)                  2/12/2008 House: Referred to Committee on General Laws                  2/19/08 House: Reported from General Laws (22-Y 0-N)                  2/21/2008 House: Passed House (98-Y 0-N)                  2/25/2008 Senate: Enrolled                  2/25/2008 House: Signed by Speaker                  2/26/2008 Senate: Signed by President                  3/3/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Bold** – Indicates BOS formal action  
 [ ] Indicates BOS Legislative Committee Action

Bills	General Assembly Actions	Date of BOS Position
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**Support** (081755244) - Board position in Legislative Program.

**Summary:** Allows any local governing body, school board, or any authority, board, bureau, commission, district, or agency of local government to meet by electronic communication means without a quorum of the public body physically assembled at one location when the Governor has declared a state of emergency in accordance with Â§ 44-146.17, provided (i) the catastrophic nature of the declared emergency makes it impracticable or unsafe to assemble a quorum in a single location and (ii) the purpose of the meeting is to address the emergency. The local public body convening the meeting shall (a) give public notice using the best available method given the nature of the emergency, which notice shall be given contemporaneously with the notice provided members of the local public body conducting the meeting; (b) make arrangements for public access to such meeting; and (c) otherwise comply with the provisions for electronic communication meetings. The nature of the emergency and the fact that the meeting was held by electronic communication means shall be stated in the minutes. The bill contains a technical amendment. The bill is a recommendation of the Freedom of Information Advisory Council. This bill is identical to HB 854.

**SB 136** - Stuart (28)  
School buses; prohibits use of wireless telecommunications devices by persons driving.

1/3/2008 Senate: Referred to Committee on Transportation  
1/24/2008 Senate: Reported from Transportation with amendments (15-Y 0-N)  
1/30/2008 Senate: Passed Senate (40-Y 0-N)  
2/11/08 House: Referred to Committee on Transportation  
2/14/2008 House: Reported from Transportation with substitute (22-Y 0-N)  
2/18/08 House: Passed House with substitute (97-Y 0-N)  
2/20/2008 Senate: House substitute agreed to (40-Y 0- N)  
2/25/2008 Senate: Enrolled  
2/25/2008 House: Signed by Speaker  
2/26/2008 Senate: Signed by President  
3/7/2008 Governor: Approved by Governor

**1/28/2008**

**Support** (088731333)

**Summary:** Prohibits use of wireless telecommunications devices by persons driving school buses, except in emergencies. This bill is the same as HB 1218 (Bowling).

**SB 151** - Lucas (18)  
Dental assistants; Board of Dentistry to regulate practice thereof.

1/7/2008 Senate: Referred to Committee on Education and Health  
1/24/2008 Senate: Reported from Education and Health (15-Y 0-N)  
1/29/2008 Senate: Passed Senate (40-Y 0-N)  
2/12/2008 House: Referred to Committee on Health, Welfare and Institutions  
2/19/2008 House: Reported from Health, Welfare and Institutions (21-Y 0-N)  
2/21/2008 House: Passed House (98-Y 0-N)  
2/25/2008 Senate: Enrolled  
2/25/2008 House: Signed by Speaker  
2/26/2008 Senate: Signed by President

**1/28/2008**

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

Bills	General Assembly Actions	Date of BOS Position
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	3/4/2008 Governor: Approved by Governor	
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**Monitor** (084003802)

**Summary:** Requires the Board of Dentistry to regulate the practice of dental assistants. This bill provides that a person who is employed to assist a licensed dentist or dental hygienist by performing duties not otherwise restricted to the practice of a dentist, dental hygienist, or dental assistant II may practice as a dental assistant I and that a person who has met the educational and training requirements prescribed by the Board, holds a certification from a credentialing organization recognized by the American Dental Association and has met any other qualifications for registration prescribed by the Board may practice as a dental assistant II and may perform duties not otherwise restricted to the practice of a dentist or dental hygienist under the direction of a licensed dentist that are reversible, intraoral procedures specified in regulations promulgated by the Board. This bill is identical to HB 1431 (Bowling).

<p><b>SB 164</b> - Lucas (18) Polygraph; no sexual offense victim shall be requested to submit for investigation to proceed.</p>	<p>1/7/08 Senate: Referred to Committee for Courts of Justice 1/23/08 Senate: Rep. from Courts w/substitute (15-Y 0-N) 1/29/2008 Senate: Passed Senate (40-Y 0-N) 2/12/08 House: Ref. to Committee for Courts of Justice 2/29/2008 House: Reported from Courts of Justice with substitute (21-Y 0-N) 3/5/2008 House: Passed House with substitute (97-Y 0-N) 3/6/2008 Senate: House substitute agreed to (40-Y 0-N) 3/8/2008 Senate: Enrolled</p>	<p><b>2/11/2008</b></p>
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**Support** (080842260-S1) - VAWA funding contingency.

**Summary:** Provides that no law-enforcement officer, attorney for the Commonwealth, or other government official shall ask or require a victim of a sex offense to submit to a polygraph or other truth-telling device as a condition for proceeding with the investigation of the offense and that the refusal of a victim to submit to a polygraph, etc. shall not prevent the investigation, charging or prosecution of the offense.

<p><b>SB 173</b> - Blevins (14) Domestic violence cases; retention of records.</p>	<p>1/7/08 Senate: Referred to Committee for Courts of Justice 1/16/2008 Senate: Reported from Courts (15-Y 0-N) 1/22/2008 Senate: Passed Senate (38-Y 0-N) 2/11/08 House: Ref. to Committee for Courts of Justice 2/29/2008 House: Reported from Courts (19-Y 0-N) 3/5/2008 House: Passed House (97-Y 0-N) 3/8/2008 Senate: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support** (087778204)

**Summary:** Provides that records in cases involving misdemeanor convictions for (i) assault and battery against a family or household member, or (ii) violating a protective order shall be retained for 20 years. A third conviction for these crimes within 20 years is a felony, however, currently, such records are only required to be retained for 10 years.

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<p><b><u>SB 174</u></b> - Blevins (14) Real estate tax; classification of certain energy-efficient buildings.</p>	<p>1/7/2008 Senate: Referred to Committee on Finance 1/23/08 Senate: Rep. from Finance w/substitute (16Y-0N) 1/28/2008 Senate: Passed Senate (40-Y 0-N) 2/12/2008 House: Referred to Committee on Finance 2/18/2008 House: Reported from Finance with amendment (21-Y 0-N) 2/20/2008 House: Passed House w/amendment (97-Y 0-N) 2/22/2008 Senate: House amendment agreed to (39-Y 0-N) 2/26/2008 Senate: Enrolled 2/26/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/5/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (088136204) - Amends permissive statute adopted at 2007 General Assembly.  
**Summary:** Expands the definition of energy-efficient buildings that localities may treat as a separate class of property for tax rate purposes.

<p><b><u>SB 189</u></b> - Herring (33) Highway construction; increases cost of project using state or local employees.</p>	<p>1/7/2008 Senate: Referred to Committee on Transportation 1/17/08 Senate: Reported from Transportation (14-Y 0-N) 1/23/2008 Senate: Passed Senate (40-Y 0-N) 2/12/08 House: Referred to Committee on Transportation 2/21/2008 House: Reported from Transportation with amendment (22-Y 0-N) 2/25/08 House: Passed House w/amendment (96-Y 0-N) 2/27/08 Senate: House amend agreed to (38-Y 0-N 1-A) 2/28/2008 Senate: Enrolled 2/28/2008 House: Signed by Speaker 3/2/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support** (087034324) - NVT A initiative; Board position in Legislative Program.  
**Summary:** Increases the maximum cost of a project that may be undertaken using state or local employees to \$600,000; and provides that the Board may enter into a written agreement with a locality for the building and maintenance of roads by local employees so long as the locality has obtained a cost estimate of not more than \$1 million.

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<p><b><u>SB 208</u></b> - Stosch (12)                      Reduced cigarette ignition propensity; prohibits manufacture, etc. thereof unless meets standards.</p>	<p>1/7/2008 Senate: Referred to Committee on Commerce and Labor                      1/28/2008 Senate: Reported from Commerce and Labor with substitute (15-Y 0-N)                      2/1/2008 Senate: Passed Senate (39-Y 0-N)                      2/12/2008 House: Referred to Committee on Commerce and Labor                      2/14/2008 House: Reported from Commerce and Labor (22-Y 0-N)                      2/19/2008 House: Passed House (97-Y 0-N)                      2/20/2008 Senate: Enrolled                      2/20/2008 House: Signed by Speaker                      2/22/2008 Senate: Signed by President                      3/2/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (080095332) - Board position in Legislative Program.

**Summary:** Prohibits the manufacture, sale, or offer for sale of cigarettes within the Commonwealth, or to persons located in the Commonwealth, unless the cigarettes have been tested to determine that they meet a performance standard for fire safety. The test predicts the likelihood that a cigarette will ignite material with which it comes in contact. Cigarette manufacturers are required to file a certification with the Commissioner of Agriculture and Consumer Services that their cigarettes meet the mandated performance standard as measured by the prescribed test. Cigarette packages are required to be marked so that compliant cigarettes may be distinguished from those not certified as compliant. The specific mark is determined by the manufacturer, subject to Commissioner approval. This measure provides that cigarettes compliant with similar New York regulations will be compliant with these requirements and that manufacturers may use the same package markings they use in that state. The requirements do not apply to cigarettes sold in North Carolina or South Carolina, or packaged for sale outside the United States. Violators are subject to civil penalties. Fees assessed on manufacturers and civil penalties collected from violators are deposited in a Cigarette Fire Safety Standard and Firefighter Protection Act Fund, to be split between implementation of this measure and use by the State Fire Marshal in carrying out the Statewide Fire Prevention Code. The measure will become effective on January 1, 2010, except that a provision prohibiting localities from enacting or enforcing conflicting provisions becomes effective July 1, 2008. The measure will expire on the effective date of any federal reduced cigarette ignition propensity standard that preempts the measure. HB 228 is identical.

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<p><a href="#">SB 246</a> - Howell (32) Involuntary commitment; establishes new standard for outpatient commitment.</p>	<p>1/8/2008 Senate: Referred to Committee for Courts of Justice 1/28/2008 Senate: Reported from Courts with substitute (13-Y 0-N) 1/28/2008 Senate: Rereferred to Finance 2/6/2008 Senate: Reported from Finance with substitute (16-Y 0-N) 2/13/08 House: Ref. to Committee for Courts of Justice 2/21/08 House: Reported from Courts w/sub (20-Y 0-N) 2/22/08 House: Referred to Committee on Appropriations 2/27/08 House: Reported from Appropriations (23-Y 0-N) 3/4/2008 House: Passed House with substitute (99-Y 0-N) 3/5/2008 Senate: House substitute agreed to (40-Y 0-N)</p>	<p>[2/29/2008]</p>
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[Support] (089582248-H1) - Support with inclusion of components of reform, as listed below.

- Information sharing will be allowed in emergency situations and as a result of Mandatory Outpatient Treatment (MOT) orders.
- Revised, broader criteria for involuntary commitment.
- Petitioners for Temporary Detention Orders (TDO), if not the CSB, including the treating physician, will have greater access to the special magistrate to present their cases.
- Availability of a 2-hour extension of the Emergency Commitment Order (ECO) upon petition to the magistrate for good cause, such as locating a bed or having a medical assessment completed.
- 48 hours for the TDO, with certain exceptions as currently in Code.
- Prescriptive and detailed guidance for the Independent Examiner (IE).
- CSB’s that prepare the pre-admission screening must be present at the commitment hearing, in person or by telephonic means. Court to provide 12-hour notice of the hearing to the CSB.
- If the facility’s physician and the IE have different conclusions, both are to be available at the hearing, at least by phone if possible.
- Evidence that can be offered and admitted is detailed, as well as who may be asked for information during the hearing.
- Initial commitment period is changed to 30 days, with a recommitment hearing at which MOT can be an option.
- If MOT is ordered, a detailed process for an initial plan, then a comprehensive plan, with time frames for an initial report, subsequent reports, and other details.
- Court must send an order to CSB, and the CSB needs to acknowledge its receipt to court.
- If the treating CSB is not the pre-admission screening CSB, a formal hand-off process is established.
- If a CSB cannot provide the services outlined, notification to court must occur within 48 hours with documentation.
- A procedure for non-compliance.
- A new “mandatory examination order” procedure for the IE, in the event of non-compliance, to assess if non-compliance results in meeting new commitment standard

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<p><b><u>SB 428</u></b> - Barker (39) Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>1/8/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with amendments (15-Y 0-N) 2/4/2008 Senate: Passed Senate (40-Y 0-N) 2/11/2008 House: Referred to Committee on Counties, Cities and Towns 2/22/2008 House: Reported from Counties, Cities and Towns (19-Y 0-N) 2/26/2008 House: Passed House (97-Y 0-N) 2/27/2008 Senate: Enrolled 2/27/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (086272201) - See also HB 205, HB 430, HB 1159.

**Summary:** Provides that a zoning ordinance may include provisions for the issuance of inspection warrants by a magistrate or court of competent jurisdiction. The zoning administrator or his agent may present sworn testimony to a magistrate or court of competent jurisdiction and if such sworn testimony establishes probable cause that a zoning ordinance violation has occurred, request that the magistrate or court grant the zoning administrator or his agent an inspection warrant to enable the zoning administrator or his agent to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator or his agent shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant under this bill. This bill is identical to HB 430.

<p><b><u>SB 463</u></b> - Whipple (31) Infectious diseases; residential or day program, etc. licensed by State to report cases.</p>	<p>1/9/2008 Senate: Referred to Committee on Education and Health 1/31/2008 Senate: Reported from Education and Health with substitute (14-Y 0-N) 2/5/2008 Senate: Passed Senate (39-Y 0-N) 2/12/2008 House: Referred to Committee on Health, Welfare and Institutions 2/21/2008 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 2/25/2008 House: Passed House (96-Y 0-N) 2/26/2008 Senate: Enrolled 2/26/2008 House: Signed by Speaker 2/28/2008 Senate: Signed by President 03/05/08 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Support** (084674352)

**Summary:** Reporting of infectious diseases; residential facilities. Adds persons in charge of residential or day programs, services, or facilities licensed by any agency of the Commonwealth to the list of nonphysicians who

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must report disease outbreaks. This bill is identical to HB 806 (Englin).

<p><b>SB 479</b> - Hanger, Jr. (24) Comprehensive Services Act; annual workshop to train on best practices and evidence-based practices.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/30/2008 Senate: Passed Senate (40-Y 0-N) 2/11/2008 House: Referred to Committee on Health, Welfare and Institutions 2/14/2008 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 2/18/2008 House: Passed House Block Vote (97-Y 0-N) 2/19/2008 Senate: Enrolled 2/19/2008 House: Signed by Speaker 2/20/2008 Senate: Signed by President 2/27/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Monitor** (085695232-S1)  
**Summary:** Requires the Director of the Office of Comprehensive Services for At-Risk Youth and Families to identify, disseminate, and provide annual training for CSA staff and other interested parties on best practices and evidence-based practices related to the Comprehensive Services Program.

<p><b>SB 483</b> - Hanger, Jr. (24) Comprehensive Services Act; Executive Council to oversee development, etc. of performance measures.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/30/2008 Senate: Passed Senate (40-Y 0-N) 2/11/2008 House: Referred to Committee on Health, Welfare and Institutions 2/14/2008 House: Reported from Health, Welfare and Institutions with amendment (22-Y 0-N) 2/18/08 House: Passed House with amendment (97-Y 0-N) 2/25/2008 Senate: Enrolled 2/25/2008 House: Signed by Speaker 2/26/2008 Senate: Signed by President 3/4/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Monitor** (085696232-S1)  
**Summary:** Requires the State Executive Council to (i) oversee the development and implementation of uniform data collection standards, utilizing a secure electronic client-specific database for CSA-funded services; (ii) oversee the development and implementation of a uniform set of performance measures for evaluating the CSA program; and (iii) oversee the development and distribution of management reports that provide information to the public and community policy and management teams (CPMT) to help evaluate child and family outcomes and public and private provider performance. The bill requires the Director of the Office of Comprehensive Services for At-Risk Youth and Families to implement the provisions of this bill. This bill incorporates SB 481, SB 482, SB 484, SB 485, and SB 486 (Senator Hanger).

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 487</b> - Hanger, Jr. (24) Comprehensive Services Act; Executive Council oversee development of services for at-risk children.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services with substitute (15-Y 0-N) 1/30/2008 Senate: Passed Senate (40-Y 0-N) 2/11/2008 House: Referred to Committee on Health, Welfare and Institutions 2/14/2008 House: Reported from Health, Welfare and Institutions (22-Y 0-N) 2/18/2008 House: Passed House (97-Y 0-N) 2/19/2008 Senate: Enrolled 2/19/2008 House: Signed by Speaker 2/20/2008 Senate: Signed by President 2/27/2008 Governor: Approved by Governor</p>	<p><b>1/28/2008</b></p>
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**Monitor** (085697232-S1)

**Summary:** Requires the State Executive Council to oversee the development and implementation of mandatory uniform guidelines for intensive care coordination services for children who are at risk of entering, or are placed in, residential care through the Comprehensive Services Act program. The community policy and management team is responsible for establishing policies for providing intensive care coordination services. The bill also requires family assessment and planning teams to identify children who are at risk of entering, or are placed in, residential care through the Comprehensive Services Act program who can be appropriately and effectively served in their homes, relatives' homes, family-like settings, and communities and coordinate services and develop a plan for returning the child to his home, relative's home, family-like setting, or community. This bill incorporates SB 480, SB 488, and SB 489 (Hanger), and SB 658 (Howell). This bill is identical to HB 503 (Hamilton).

<p><b>SB 493</b> - Puller (36) Foster &amp; adoption workers; Department of Social Services to establish minimum training requirements.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 1/25/2008 Senate: Reported from Rehabilitation and Social Services (15-Y 0-N) 1/30/2008 Senate: Passed Senate (40-Y 0-N) 2/11/2008 House: Referred to Committee on Health, Welfare and Institutions 2/14/2008 House: Reported from HWI (22-Y 0-N) 2/14/08 House: Referred to Committee on Appropriations 2/27/2008 House: Reported from Appropriations with amendment (23-Y 0-N) 3/3/08 House: Passed House with amendment (100-Y 0-N) 3/5/2008 Senate: House amendment agreed to (40-Y 0-N) 3/8/2008 Senate: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support** (089830304)

**Summary:** Requires the Department of Social Services to establish minimum training requirements and to provide educational programs for foster and adoption workers and their supervisors.

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

Bills	General Assembly Actions	Date of BOS Position
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<p><b>SB 520</b> - Watkins (10) Interoperability Executive Committee; established, report.</p>	<p>1/9/2008 Senate: Referred to Committee on General Laws and Technology                      1/16/2008 Senate: Reported from General Laws and Technology with amendments (14-Y 0-N)                      1/22/2008 Senate: Passed Senate (38-Y 0-N)                      2/11/2008 House: Referred to Committee on Militia, Police and Public Safety                      2/22/2008 House: Reported from Militia, Police and Public Safety with amendments (21-Y 0-N)                      2/26/08 House: Passed House w/amendments (97-Y 0-N)                      2/28/08 Senate: House amendments agreed to (39-Y 1-N)                      3/3/2008 Senate: Enrolled                      3/3/2008 House: Signed by Speaker                      3/4/2008 Senate: Signed by President</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (089834348) - Support with amendment to add local government IT representative.  
**Summary:** Codifies the State Interoperability Executive Committee, which assists the Commonwealth Interoperability Coordinator. This bill is identical to HB 839.

<p><b>SB 690</b> - Watkins (10) Water Quality Improvement Fund; reimbursement to localities for costs of nutrient removal upgrades.</p>	<p>1/15/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources                      1/21/2008 Senate: Reported from Agriculture, Conservation and Natural Resources (15-Y 0-N)                      1/24/2008 Senate: Passed Senate (39-Y 0-N)                      2/12/2008 House: Referred to Committee on Agriculture, Chesapeake and Natural Resources                      2/20/2008 House: Reported from Agriculture, Chesapeake and Natural Resources (21-Y 0-N)                      2/20/08 House: Referred to Committee on Appropriations                      2/27/08 House: Reported from Appropriations (23-Y 0-N)                      3/3/2008 House: Passed House (100-Y 0-N)                      3/4/2008 Senate: Enrolled                      3/5/2008 House: Signed by Speaker                      3/6/2008 Senate: Signed by President</p>	<p><b>2/11/2008</b></p>
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**Support** (083957348)  
**Summary:** Authorizes the Department of Environmental Quality to reimburse localities for the costs of nutrient removal upgrades at publicly owned treatment works on a monthly basis so long as there is written certification from the grant recipient that the local share of the project costs has been expended.

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Bills	General Assembly Actions	Date of BOS Position
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<p><b><u>SB 707</u></b> - Norment, Jr. (3) Towing and Recovery Operators, Board of; powers, duties, and regulations.</p>	<p>1/16/2008 Senate: Referred to Committee on Transportation 2/7/2008 Senate: Reported from Transportation with substitute (12-Y 2-N) 2/12/2008 Senate: Passed Senate (39-Y 0-N) 2/14/08 House: Referred to Committee on Transportation 2/28/2008 House: Reported from Transportation with amendment (22-Y 0-N) 3/3/2008 House: VOTE: --- PASSAGE (100-Y 0-N) 3/5/2008 Senate: House substitute agreed to (39-Y 0-N) 3/8/2008 Senate: Enrolled</p>	<p><b>2/25/2008</b> <b>1/28/2008</b></p>
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**Monitor** (083841284-S1) - Bill has been amended; towing regulations will not be delayed under latest version of bill. ~~**Oppose**~~ (088923284)

**Summary:** Provides that in even-numbered years, the chairman of the Board of Towing and Recovery Operators will be a licensed Class A operator and the vice-chairman a licensed Class B operator, and in odd-numbered years, the chairman will be a licensed Class B operator and the vice-chairman a licensed Class A operator. The bill also extends the effective date for Board regulations pertaining to public safety towing and recovery services to July 1, 2010 and extends the effective date of other Board regulations to January 1, 2009. Any violation of this section on or after January 1, 2009, will constitute a Class 1 misdemeanor. Prior to drafting any public safety towing regulations, the Board will hold four public meetings to receive comments and recommendations regarding the appropriate equipment, standards, training, safety, and other factors related to providing public safety towing and recovery services.

<p><b><u>SB 710</u></b> - Ticer (30) Trees; conservation during the land development process for air quality improvement.</p>	<p>1/16/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with substitute (14-Y 1-N) 2/7/2008 Senate: Passed Senate (39-Y 0-N) 2/12/2008 House: Referred to Committee on Counties, Cities and Towns 2/29/2008 House: Reported from Counties, Cities and Towns with substitute (15-Y 6-N) 3/4/2008 House: VOTE: --- PASSAGE (73-Y 26-N) 3/5/2008 Senate: House substitute agreed to (40-Y 0-N) 3/8/2008 Senate: Enrolled</p>	<p><b>1/28/2008</b></p>
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**Support** (083027336) - Board has historically supported.

**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 20 years after development is projected to be as follows: (i) 10 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site

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zoned more than eight but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than four but not more than eight units per acre; (v) 25 percent tree canopy for a residential site zoned more than two but not more than four units per acre; and (vi) 30 percent tree canopy for a residential site zoned two or less units per acre. Finally, the bill mandates that any tree conservation ordinance provide for certain deviations from the canopy requirements. This bill incorporates SB 448 and is identical to HB 1437.

**SB 728** - Saslaw (35)  
Motor vehicle dealers;  
collection of annual  
license and registration  
fees in certain localities.

1/18/2008 Senate: Referred to Committee on Transportation  
1/31/2008 Senate: Reported from Transportation with amendment (15-Y 0-N)  
1/31/2008 Senate: Rereferred to Finance  
2/5/2008 Senate: Reported from Finance (11-Y 1-N 2-A)  
2/8/2008 Senate: Passed Senate (38-Y 0-N)  
2/13/08 House: Referred to Committee on Transportation

**1/28/2008**

**Monitor** (083832324)

**Summary:** Prohibits licensed motor vehicle dealers from collecting any additional license and registration fees imposed by the Hampton Roads Transportation Authority and/or the Northern Virginia Transportation Authority.

**SB 729** - Saslaw (35)  
Retail Sales & Use Tax;  
Northern Virginia  
Transportation Authority  
authorized to impose.

1/18/2008 Senate: Referred to Committee on Finance  
2/5/2008 Senate: Reported from Finance with amendments (11-Y 1-N 2-A)  
2/8/2008 Senate: Passed Senate (30-Y 10-N)  
2/14/2008 House: Referred to Committee on Finance  
2/25/2008 House: Reported from Finance with amendments (19-Y 1-N)  
2/25/2008 House: Referred to Committee on Rules  
3/3/08 House: Reported from Rules w/sub (14-Y 1-N)  
3/6/2008 House: VOTE: --- PASSAGE (92-Y 7-N)  
3/6/2008 Senate: House substitute rejected (2-Y 35-N)  
3/6/2008 House: House insisted on substitute and requested conference committee  
3/6/2008 House and Senate appointed conferees (Senators: Saslaw, Watkins, Whipple; House: Delegates: Nixon, Albo, Watts)

**1/28/2008**

**Monitor** (082904324)

**Summary:** Northern Virginia Transportation Authority; revenues of the Authority. Authorizes the Authority to impose a 0.50 percent retail sales and use tax in the counties and cities embraced by the Authority with the revenues therefrom dedicated to the Authority. Any such tax imposed by the Authority shall not apply to food purchased for human consumption. The bill provides that if the Authority imposes the retail sales and use tax, then, beginning at such time that the tax is first imposed, the Authority shall no longer be authorized to impose the (i) additional, one-time vehicle registration fee of one percent of the value of the vehicle for vehicles registered in a county or city embraced by the Authority; (ii) five percent sales tax on labor or services charged in the repair of motor vehicles occurring within a county or city embraced by the Authority; or (iii) additional

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annual \$10 vehicle inspection fee for vehicles inspected in a county or city embraced by the Authority.

<p><b><u>SJ 101</u></b> - Stosch (12) Multistate corporations; joint subcommittee to study benefits of adopting a single sales factor.</p>	<p>1/9/2008 Senate: Referred to Committee on Rules 1/25/2008 Senate: Reported from Rules with amendments by voice vote 1/30/2008 Senate: Agreed to by Senate by voice vote 2/11/2008 House: Referred to Committee on Rules 3/3/2008 House: Reported from Rules with substitute (15- Y 0-N) 3/5/08 House: Agreed to by House with substitute (97-Y 0- N) 3/6/2008 Senate: House substitute agreed to by voice vote</p>	<p><b>2/11/2008</b></p>
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**Monitor** (082387332-E)  
**Summary:** Establishes a joint subcommittee to study the benefits of adopting a single sales factor to apportion the income of multistate corporations for purposes of the corporation income tax.

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

*Fairfax County Positions*

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*Legislation  
Continued to 2009*

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 11</a> - Albo (42) Constitutional amendment; exempts certain homeowners from taxation (voter referendum).</p>	<p>11/26/2007 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Reported from Privileges and Elections with substitute (21-Y 0-N) 1/30/2008 House: Passed House (99-Y 0-N) 1/31/2008 Senate: Referred to Committee on Privileges and Elections 2/19/2008 Senate: Reported from Privileges and Elections with amendment (14-Y 1-N) 2/25/2008 Senate: Recommitted to Privileges and Elections (21-Y 19-N) 2/25/2008 Senate: Continued to 2009 in Privileges and Elections</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (087679404-H1) <b>Summary:</b> Provides for a referendum at the November 2008 election on approval of a proposed constitutional amendment relating to property tax exemptions. The proposed amendment authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt or partially exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner-occupant's primary dwelling and lived in continuously. If approved by the voters, the amendment will take effect January 1, 2009. This bill incorporates HB 6 and HB 272.</p>		
<p><a href="#">HB 55</a> - Lingamfelter (31) English; designating as official language of State.</p>	<p>12/5/2007 House: Referred to Committee on Rules 2/5/2008 House: Continued to 2009 in Rules by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (081753600) - Compromises ability of local government to provide services to legal residents. <b>Summary:</b> States that, except as provided by federal law, English is the official language of the Commonwealth, and no state agency or local government shall provide or otherwise assist in providing any documents, information, literature, or other written materials in any language other than English. The bill provides exceptions to this general rule for any documents, information, literature, or other written materials in a language other than English used in connection with foreign language instruction, administration of justice in the courts of the Commonwealth, law-enforcement purposes, or the provision of health care services. This bill was continued to the 2009 Regular Session of the General Assembly.</p>		
<p><a href="#">HB 76</a> - Toscano (57) Recordation tax; changes basis on which are calculated.</p>	<p>12/7/2007 House: Referred to Committee on Finance 2/4/2008 House: Continued to 2009 in Finance by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (087909752) - See also HB 1394 and SB 551. <b>Summary:</b> Changes the basis on which recordation taxes are calculated on the transfer of real estate to the stated consideration for the real estate. Under current law the basis is the consideration for the real estate or the value of the real estate, whichever is greater.</p>		

**Bold** – Indicates BOS formal action  
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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 86</a> - Landes (25) Unused Pharmaceuticals Disposal Program; created.	12/13/2007 House: Referred to Committee on Health, Welfare and Institutions 1/17/2008 House: Continued to 2009 in Health, Welfare and Institutions by voice vote	<b>1/28/2008</b>
<p><b>Support</b> (084424592) - Support, contingent on state funding.  <b>Summary:</b> Establishes a program for the disposal of unused pharmaceuticals.</p>		
<a href="#">HB 124</a> - Purkey (82) Machinery and tools taxation; exempts certified pollution control equipment and facilities.	12/20/2007 House: Referred to Committee on Finance 2/4/2008 House: Reported from Finance (22-Y 0-N) 2/4/2008 House: Referred to Committee on Appropriations 2/8/2008 House: Continued to 2009 in Appropriations by voice vote	<b>1/28/2008</b>
<p><b>Oppose</b> (088345692)  <b>Summary:</b> Exempts certified pollution control equipment and facilities, placed in service on or after January 1, 2010, from state and local taxation pursuant to Article X, Section 6 (d) of the Constitution of Virginia. The measure also provides that certain machinery and tools placed in service on or after January 1, 2010, are taxable as intangible personal property, thereby excluding such property from local taxation.</p>		
<a href="#">HB 215</a> - Alexander (89) Real estate tax; classification of residential property.	12/27/2007 House: Referred to Committee on Finance 2/7/2008 House: Continued to 2009 in Finance by voice vote	<b>1/28/2008</b>
<p><b>Amend</b> (088361408) - Amend to allow flexibility in the setting of any real property rates.  <b>Summary:</b> Permits localities to tax residential property at a lower tax rate than that imposed on the general class of real property by creating a separate classification for taxation purposes. If a locality imposes a lower tax rate on residential property, then thereafter the locality shall not increase the rate of taxation on the general class of real property.</p>		
<a href="#">HB 465</a> - Watts (39) Real estate tax; exemptions for certain elderly and disabled persons with income limits.	1/7/2008 House: Referred to Committee on Finance 1/28/2008 House: Continued to 2009 in Finance by voice vote	<b>1/28/2008</b>
<p><b>Amend</b> (084524784) - Amend to ensure it is discretionary; mandates an asset change, significant fiscal impact.  <b>Summary:</b> Provides a local option formula for determining net combined financial worth that allows individuals who depend on investment income rather than pension income to qualify for real estate tax relief.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 618</a> - Amundson (44) Highway construction; power of Transportation Commissioner includes construction of sidewalks.	1/8/2008 House: Referred to Committee on Transportation 1/29/2008 House: Continued to 2009 in Transportation by voice vote	<b>1/28/2008</b>
<p><b>Support</b> (087882412)  <b>Summary:</b> Clarifies that the power of eminent domain exercised by the Commonwealth Transportation Commissioner for highway construction includes construction of sidewalks and lighting therefor.</p>		
<a href="#">HB 761</a> - Rust (86) Charter; Town of Herndon.	1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/8/2008 House: Continued to 2009 in Counties, Cities and Towns by voice vote	<b>1/28/2008</b>
<p><b>Oppose</b> (088102708)  <b>Summary:</b> Provides that no excise tax shall be imposed or be effective in the town unless approved by the town council. There is a delayed effective date of January 1, 2010.</p>		
<a href="#">HB 942</a> - Jones (70) Driver's license, provisional; repeals provision allowing use of wireless devices when stopped.	1/8/2008 House: Referred to Committee on Transportation 2/5/2008 House: Continued to 2009 in Transportation by voice vote	<b>1/28/2008</b>
<p><b>Support w/ Amend.</b> (081099580) - Support with amendment to conform to County's bill, HB 481.  <b>Summary:.</b> Repeals the provision that allows drivers operating under a provisional driver's license to use wireless communications devices when their vehicles are lawfully parked or stopped. The bill also removes a subsection that makes offenses in the rest of the section secondary offenses.</p>		
<a href="#">HB 1009</a> - Hugo (40) Real estate taxes; assessments, bills, and deferral by localities.	1/8/2008 House: Referred to Committee on Finance 2/7/2008 House: Reported from Finance with substitute (18-Y 4-N) 2/12/2008 House: VOTE: --- PASSAGE (74-Y 24-N) 2/13/2008 Senate: Referred to Committee on Finance 2/27/08 Senate: Continued to 2009 in Finance (16-Y 0-N)	<b>1/28/2008</b>
<p><b>Oppose</b> (082502328) - Historical Board position; restricts local authority.  <b>Summary:</b> Requires localities (i) to include the tax rate that will apply to reassessed real property in the notice to taxpayers regarding the reassessment, (ii) to attach to each property tax bill the tax rate that will apply, the assessed value of the property, the total amount of the new tax levy, the total amount of the prior year's tax levy, and the percentage change in the new tax levy from the immediately prior year's tax levy, and (iii) to permit taxpayers to defer a portion of the increase in real property taxes on the primary dwelling owned and occupied by the taxpayer until the property is transferred or until the taxpayer's death. The bill has a delayed effective date of January 1, 2009. The bill incorporates HB 1560.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 1174</a> - Lingamfelter (31) Immigrant Assistance, Office of; created.</p>	<p>1/9/2008 House: Referred to Committee on Rules 1/29/2008 House: Reported from Rules with substitute (15-Y 0-N) 1/29/08 House: Referred to Committee on Appropriations 2/8/08 House: Reported from Appropriations (24-Y 0-N) 2/12/2008 House: VOTE: PASSAGE (98-Y 0-N) 2/13/08 Senate: Ref.to Committee for Courts of Justice 2/20/08 Senate: Reported from Courts (11-Y 0-N) 2/20/2008 Senate: Rereferred to Finance 2/26/08 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p><b>2/25/2008</b></p>
<p><b>Support</b> (084216600-H1) - Consistent with support for HB 1474 (Eisenberg). <b>Summary:</b> Establishes in the Department of Social Services an Office of Immigrant Assistance, to assist persons lawfully entering the United States and the Commonwealth for the purpose of becoming citizens. The Office shall provide (i) advice and assistance regarding the citizenship application process, and (ii) assistance with finding and securing employment, housing, and services for which such persons may be eligible.</p>		
<p><a href="#">HB 1296</a> - Peace (97) Towing and Recovery Operator, Board for; postpones effective date of any regulations.</p>	<p>1/9/2008 House: Referred to Committee on Transportation 2/5/2008 House: Continued to 2009 in Transportation by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (083499652) <b>Summary:</b> Board for Towing and Recovery Operators. Postpones until July 1, 2010, the effective date of any regulations promulgated by the Board. The bill also postpones until July 1, 2010, the requirement that tow truck operators have tow truck driver authorization documents issued by the Board and the requirement that towing and recovery services have and display licenses issued by the Board.</p>		
<p><a href="#">HB 1394</a> - Miller (50) Recordation tax; changes basis of calculation on transfer of real estate.</p>	<p>1/9/2008 House: Referred to Committee on Finance 2/4/2008 House: Continued to 2009 in Finance by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088791640) - See also HB 76 and SB 551. <b>Summary:</b> Changes the basis on which recordation taxes are calculated on the transfer of real estate to the stated consideration for the real estate. Under current law the basis is the consideration for the real estate or the value of the real estate, whichever is greater.</p>		
<p><a href="#">HB 1511</a> - May (33) Changeable electronic variable message signs; imposes a moratorium on erection of advertisements.</p>	<p>1/17/2008 House: Referred to Committee on Transportation 2/5/2008 House: Continued to 2009 in Transportation by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (084824620) <b>Summary:</b> Imposes a moratorium on the erection or conversion of advertisements and advertising structures into changeable electronic variable message signs.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b>HB 1514</b> - Byron (22) Income tax, corporate; apportionment for manufacturers.</p>	<p>1/17/2008 House: Referred to Committee on Finance 2/4/2008 House: Reported from Finance with amendment (20-Y 0-N) 2/4/2008 House: Referred to Committee on Appropriations 2/6/2008 House: Reported from Appropriations with amendment (24-Y 0-N) 2/12/2008 House: Passed House (98-Y 0-N) 2/13/2008 Senate: Referred to Committee on Finance 2/26/08 Senate: Continued to 2009 in Finance (9-Y 7-N)</p>	<p><b>2/11/2008</b></p>
<p><b>Support Study</b> (088887448) - Support study, as in HJ 177 or SJ 101. <b>Summary:</b> manufacturers to elect an apportionment formula of multiplying their income by the sales factor or using the formula prescribed for other businesses, whether the manufacturers have a sales factor or not. The provisions of the bill would be effective July 1, 2010.</p>		
<p><b>HB 1577</b> - Cole (88) Polling places; provides for extension of polling hours in emergency situations.</p>	<p>2/21/2008 House: Referred to Committee on Privileges and Elections 2/29/2008 House: Continued to 2009 in Privileges and Elections by voice vote</p>	<p><b>2/25/2008</b></p>
<p><b>Support w/ Amend.</b> (089506802) - Support with clarifying amendments on local responsibility and notification. <b>Summary:</b> Provides for extension of polling hours in emergency situations.</p>		
<p><b>HJ 4</b> - Albo (42) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>11/26/2007 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Reported from Privileges and Elections with substitute (18-Y 1-N) 1/29/2008 House: VOTE: --- ADOPTION (96-Y 0-N) 1/30/08 Senate: Ref. to Committee on Privileges &amp; Elections 2/19/2008 Senate: Reported from Privileges and Elections (11-Y 4-N) 2/25/2008 Senate: Recommitted to Privileges and Elections (21-Y 19-N) 2/25/2008 Senate: Continued to 2009 in Privileges and Elections</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (087831404) - Board supported first passage. <b>Summary:</b> Authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner- occupant's primary dwelling and lived in continuously. This resolution incorporates HJR 3, HJR 56, and HJR 121.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<a href="#">HJ 20</a> - Marshall (13) Constitutional amendment; restriction on entities that may impose taxes (first reference).	12/7/2007 House: Referred to Committee on Privileges and Elections 1/18/2008 House: Continued to 2009 in Privileges and Elections by voice vote	<b>1/28/2008</b>
<p><b>Oppose</b> (082507616)  <b>Summary:</b> Prohibits any entity from imposing taxes other than the Commonwealth, counties, cities, towns, or regional governments. The resolution grandfathers any such taxes imposed prior to the effective date of the amendment.</p>		
<a href="#">HJ 21</a> - Marshall (13) Constitutional amendment; restriction on entities that may impose taxes (first reference).	12/7/2007 House: Referred to Committee on Privileges and Elections 1/18/2008 House: Continued to 2009 in Privileges and Elections by voice vote	<b>1/28/2008</b>
<p><b>Oppose</b> (082514616)  <b>Summary:</b> Prohibits any entity from imposing taxes other than the Commonwealth, counties, cities, towns, or regional governments. The amendment applies to such taxes imposed before the effective date of the amendment but not to any such taxes collected before the effective date of the amendment.</p>		
<a href="#">SB 39</a> - Deeds (25) Traffic accident reports; increases amount of damage threshold to be reported by law enforcement.	12/19/2007 Senate: Referred to Committee on Transportation 1/17/2008 Senate: Rereferred to Courts of Justice 1/21/2008 Senate: Reported from Courts of Justice with amendment (14-Y 0-N) 1/24/2008 Senate: Passed Senate (39-Y 0-N) 2/12/08 House: Referred to Committee on Transportation 2/19/2008 House: Referred to Committee for Courts of Justice 2/29/2008 House: Continued to 2009 in Courts of Justice by voice vote	<b>1/28/2008</b>
<p><b>Support w/ Amend.</b> (088179220) - Support with amendment to limit increase to \$2,500.  <b>Summary:</b> Increases from \$1,000 to \$1,500 the damage threshold at which traffic accidents become "reportable."</p>		
<a href="#">SB 264</a> - Deeds (25) Fire insurance; prohibits insurer from refusing to issue policy for family day homes.	1/8/2008 Senate: Referred to Committee on Commerce and Labor 2/11/2008 Senate: Continued to 2009 in Commerce and Labor (15-Y 0-N)	<b>1/28/2008</b>
<p><b>Support</b> (088174220)  <b>Summary:</b> Prohibits an insurer or agent from refusing to issue or renew a policy written to insure an owner-</p>		

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

Bills	General Assembly Actions	Date of BOS Position
occupied dwelling solely because the insured operates a licensed or registered family day home. The policy shall not provide liability coverage for losses arising out of, or in connection with, the operation of the family day home, which coverage shall only be provided by a separate endorsement or insurance policy.		
<a href="#">SB 299</a> - Whipple (31) Real estate taxes; classifies affordable rental housing.	1/8/2008 Senate: Referred to Committee on Finance 1/23/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)	<b>1/28/2008</b>
<b>Oppose</b> (082869352) - Oppose as written. <b>Summary:</b> Classifies as affordable rental housing (i) real property operated as affordable rental housing for each of the 12 months of the most recently ended tax year in accordance with the definition of or criteria for affordable rental housing established by the locality, provided that during such year all building code violations have been abated or remedied, or (ii) real property with one or more of such units designated by the locality as committed for affordable rental housing. Under current law, rent restrictions and restrictions on conveyances of affordable rental housing are taken into consideration in determining fair market value.		
<a href="#">SB 342</a> - Cuccinelli, II (37) Toll facilities, state; purchaser thereof that is non-State entity to agree to open meetings.	1/8/2008 Senate: Referred to Committee on General Laws and Technology 2/6/2008 Senate: Continued to 2009 in General Laws and Technology (13-Y 0-N)	<b>1/28/2008</b>
<b>Support</b> (082245216) <b>Summary:</b> Requires the purchaser of a state toll facility that is a non-Commonwealth public or private entity to agree in writing to conduct all business of the newly acquired toll facility in open meetings under the provisions of the Virginia Freedom of Information Act.		
<a href="#">SB 363</a> - Watkins (10) Automatic sprinkler systems; tax credit for initial installation.	1/8/2008 Senate: Referred to Committee on General Laws and Technology 1/23/2008 Senate: Continued to 2009 in General Laws and Technology (15-Y 0-N)	<b>1/28/2008</b>
<b>Support</b> (082853744) <b>Summary:</b> Requires that all buildings that (i) are more than 75 feet high or more than six stories high, (ii) are being used to house individuals or to provide guest rooms for occupancy, and (iii) are not equipped with an automatic sprinkler system would be equipped with an automatic sprinkler system by December 31, 2017. The Board of Housing and Community Development would be required to promulgate regulations establishing standards for the automatic sprinkler system. The bill also would make available to the owners of such building an income tax credit equal to 45% of the total amount paid by the owner for the initial installation of the sprinkler system. The tax credit could be carried forward for 10 years.		
<a href="#">SB 471</a> - Hanger, Jr. (24) Short-term real property rental businesses; taxations applied.	1/9/2008 Senate: Referred to Committee on Finance 1/16/2008 Senate: Rereferred to Local Government 1/29/2008 Senate: Continued to 2009 in Local Government (15-Y 0-N)	<b>1/28/2008</b>
<b>Oppose Unless Amended</b> (082835232) - Oppose unless amended to grandfather current County BPOL authority.		

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Bills	General Assembly Actions	Date of BOS Position
<p><b>Summary:</b> Clarifies that the short-term rental of dwellings to transients for less than 30 consecutive days is subject to state and local retail sales and use taxes and local license and transient occupancy taxes. Short-term rentals are rentals for which advertising has been used or for which the dwelling has been rented on numerous occasions during the calendar year as set forth in the bill.</p>		
<p><b>SB 519</b> - Watkins (10) Zoning appeals, Board of; petitioner to be awarded reasonable attorney fees and court costs.</p>	<p>1/9/2008 Senate: Referred to Committee on Local Government 2/5/2008 Senate: Reported from Local Government (8-Y 6-N) 2/8/2008 Senate: Passed Senate (24-Y 16-N) 2/13/2008 House: Referred to Committee for Courts of Justice 2/29/2008 House: Continued to 2009 in Courts of Justice by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082001804) <b>Summary:</b> Allows the petitioner to be awarded reasonable attorney fees and court costs in a successful action against the board of zoning appeals.</p>		
<p><b>SB 526</b> - Locke (2) Vehicle safety inspections; required every 24 months instead of every 12 months.</p>	<p>1/9/2008 Senate: Referred to Committee on Transportation 1/31/2008 Senate: Continued to 2009 in Transportation (15-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Monitor</b> (081110824) <b>Summary:</b> Requires vehicle safety inspections every 24 months instead of every 12 months and increases the maximum allowable fee for most vehicles from \$16 to \$20.</p>		
<p><b>SB 535</b> - Herring (33) Conflict of Interests Act, State and Local Government; prohibited conduct for certain officers, etc.</p>	<p>1/9/2008 Senate: Referred to Committee on General Laws and Technology 2/6/2008 Senate: Continued to 2009 in General Laws and Technology (14-Y 1-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Amend</b> (082379240) - Amend to grandfather County's ordinance. <b>Summary:</b> Prohibits a local officer and certain local employees from accepting employment with any person or business that was party to any transaction before the local officer's or employee's agency in which the local officer participated in discussion and the final vote taken by the agency on the transaction or the local employee participated in an official capacity during the agency's consideration of the transaction.</p>		
<p><b>SB 551</b> - Hurt (19) Recordation tax; changes basis of calculation on transfer of real estate.</p>	<p>1/9/2008 Senate: Referred to Committee on Finance 1/30/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (080624556) <b>Summary:</b> Changes the basis on which recordation taxes are calculated on the transfer of real estate to the</p>		

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Bills	General Assembly Actions	Date of BOS Position
stated consideration for the real estate. Under current law the basis is the consideration for the real estate or the value of the real estate, whichever is greater.		
<b>SB 712</b> - Wagner (7) Cap and trade system for NOx and SO2; nonattainment areas.	1/16/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 2/4/2008 Senate: Continued to 2009 in Agriculture, Conservation and Natural Resources (15-Y 0-N)	<b>1/28/2008</b>
<p><b>Oppose</b> (084774340)</p> <p><b>Summary:</b> Provides that the Air Pollution Control Board may prohibit electric generating facilities located within specified nonattainment areas in the Commonwealth from meeting their compliance obligations for pollutants that contribute to ongoing nonattainment in that area through the purchase of allowances for NOx and SO2 only if the Board finds that: (i) the prohibition will directly and quantifiably reduce ambient concentrations of ozone or PM2.5 in the affected nonattainment area; and (ii) there is no other reasonably available approach to achieve a comparable air quality benefit for the Commonwealth.</p>		
<b>SB 763</b> - Ticer (30) Changeable electronic variable message signs; imposes a moratorium on erection of advertisements.	1/18/2008 Senate: Referred to Committee on Transportation 2/7/2008 Senate: Continued to 2009 in Transportation (14-Y 0-N)	<b>1/28/2008</b>
<p><b>Support</b> (084832336)</p> <p><b>Summary:</b> Imposes a moratorium on the erection or conversion of advertisements and advertising structures into changeable electronic variable message signs.</p>		
<b>SB 766</b> - Colgan (29) Demolition of historic structures, cemeteries and graves; civil penalty.	1/18/2008 Senate: Referred to Committee on Local Government 2/5/2008 Senate: Reported from Local Government with amendments (14-Y 0-N) 2/8/2008 Senate: Passed Senate (40-Y 0-N) 2/13/2008 House: Referred to Committee on Counties, Cities and Towns 2/29/2008 House: Continued to 2009 in Counties, Cities and Towns by voice vote	<b>2/25/2008</b> <b>1/28/2008</b>
<p><b>Monitor</b> (083043212-S1) - Bill has been amended. <del><b>Amend</b> (088692212) - Amend to add "in consultation with the county" on line 21.</del></p> <p><b>Summary:</b> Authorizes a civil penalty for the demolition of a building or structure designated as an historic area, cemetery or grave without the approval of the architectural review board or the governing body of the county. The bill also includes in the amount of the civil penalty the value of a plan for data recovery that has been approved by the Department of Historic Resources. The bill defines "plan for data recovery" as a strategy for retrieving and documenting historical information from an archaeological or architectural resource or resources, a landscape, or a cemetery.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 768</a> - Watkins (10) Conditional zoning; replaces cash proffer system with system of impact fees.</p>	<p>1/18/2008 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with substitute (10-Y 3-N 2-A) 1/29/2008 Senate: Rereferred to Finance 2/6/2008 Senate: Reported from Finance (12-Y 2-N 2-A) 2/12/2008 Senate: Passed Senate (21-Y 19-N) 2/14/2008 House: Referred to Committee on Rules 2/28/2008 House: Continued to 2009 in Rules by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082043348) <b>Summary:</b> Replaces the current cash proffer system with a system of impact fees.</p>		
<p><a href="#">SB 779</a> - Smith (22) Real estate taxes; assessments, bills, and deferral by localities.</p>	<p>1/18/2008 Senate: Referred to Committee on Finance 1/29/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (089863326) - Consistent with opposition to similar bills. <b>Summary:</b> Requires localities (i) to include the tax rate that will apply to reassessed real property in the notice to taxpayers regarding the reassessment, (ii) to attach to each property tax bill the tax rate that will apply, the assessed value of the property, the total amount of the new tax levy, the total amount of the prior year's tax levy, and the percentage change in the new tax levy from the immediately prior year's tax levy, and (iii) to permit taxpayers to defer a portion of the increase in real property taxes on the primary dwelling owned and occupied by the taxpayer until the property is transferred or until the taxpayer's death. The bill has a delayed effective date of January 1, 2009.</p>		
<p><a href="#">SB 783</a> - Martin (11) Tax rates; locality to fix at least 30 days prior to approval of budget for ensuing year.</p>	<p>1/18/2008 Senate: Referred to Committee on Finance 1/29/2008 Senate: Continued to 2009 in Finance (16-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (089866268) - Board has historically opposed such restrictions. <b>Summary:</b> Requires each locality to fix tax rates for an ensuing year at least 30 days prior to approval of the budget for the ensuing year, with separate public notices and separate public hearings. The bill also requires each locality to lower its real estate tax rate for the forthcoming tax year to produce no more than the previous year's real property tax levies when any annual assessment, biennial assessment, or general reassessment of real property by the locality would result in an increase in the total real property tax levied. The locality may increase the rate above the reduced rate after a public hearing held no sooner than 30 days after the rate reduction. The bill has a delayed effective date of January 1, 2009.</p>		

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Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 796</b> - Barker (39) Polling places; provides for extension of polling hours in emergency situations.</p>	<p>2/21/2008 Senate: Referred to Committee on Privileges and Elections 2/26/2008 Senate: Reported from Privileges and Elections with substitute (10-Y 5-N) 3/5/2008 House: Referred to Committee on Privileges and Elections 3/7/2008 House: Continued to 2009 in Privileges and Elections by voice vote</p>	<p><b>2/25/2008</b></p>
<p><b>Support w/ Amend.</b> (089507802) - Support with clarifying amendments on local responsibility and notification. <b>Summary:</b> Provides for extension of polling hours in emergency situations.</p>		

# *Fairfax County Positions*

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## *Legislation No Longer Under Consideration*

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

**Bold** – Indicates BOS formal action  
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Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 39</a> - Scott (53) Wireless telecommunications device; prohibits use of text messaging while driving certain vehicles.</p>	<p>12/5/2007 House: Referred to Committee on Transportation 1/15/2008 House: Passed by in Transportation with letter by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Support w/ Amend.</b> (079481720) - Support with amendment to exempt public safety personnel. <b>Summary:</b> Prohibits operation of a motor vehicle, bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped on the highways in the Commonwealth while using any wireless telecommunications device for the purpose of sending, receiving, or reading any text message.</p>		
<p><a href="#">HB 49</a> - Cole (88) Utility easements; conveyance thereof subject to condition is void if not used within 20 years.</p>	<p>12/5/2007 House: Referred to Committee for Courts of Justice 1/21/2008 House: Referred to Committee on Commerce and Labor 2/12/2008 House: Left in Commerce and Labor</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (087900468) <b>Summary:</b> Provides that any conveyance of an easement for the location, construction, or installation of facilities to be used to provide utility services shall be subject to the condition that it is void if the easement has not been used within 20 years.</p>		
<p><a href="#">HB 74</a> - Purkey (82) Real estate tax; limitation on rates by localities.</p>	<p>12/7/2007 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082201692) - Historical Board position; restricts local authority. <b>Summary:</b> Real estate tax rates. Requires each locality to lower its real estate tax rate for the forthcoming tax year to produce no more than the previous year's real property tax levies when any annual assessment, biennial assessment, or general reassessment of real property by the locality would result in an increase in the total real property tax levied. The locality may increase the rate above the reduced rate after a public hearing held no sooner than 30 days after the rate reduction. The bill has a delayed effective date of January 1, 2009.</p>		
<p><a href="#">HB 82</a> - Marshall (13) Single-family dwellings; fines for zoning violations related to overcrowding.</p>	<p>12/11/2007 House: Referred to Committee on Counties, Cities and Towns 2/12/2008 House: Left in Counties, Cities and Towns</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (083003616) - Board has historically supported. <b>Summary:</b> Provides for enhanced fines for any conviction resulting from a violation of provisions related to overcrowding of residential dwellings. The bill also authorizes zoning provisions to provide that any conviction resulting from a violation of provisions that prohibit a person from permitting a single-family residential dwelling owned by him to be occupied by any unrelated person who has no legal right to do so or in violation of any of the provisions regulating the number of unrelated persons in single-family residential dwellings shall be punishable by a fine of up to \$1,500 for each such unrelated person.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 90</a> - Nichols (51) Public Procurement Act; verification of legal presence of contractors for employment.</p>	<p>12/13/2007 House: Referred to Committee on Rules 2/12/2008 House: Left in Rules</p>	<p><b>2/11/2008</b></p>
<p><b>Oppose</b> (088276654) - Many implementation concerns. <b>Summary:</b> Requires all public contractors and their subcontractors to register and participate in a federal Electronic Work Verification Program or similar electronic verification of work authorization program to determine that their employees and individual independent contractors are legally eligible for employment in the United States. Contractors and subcontractors are required to verify the employment status of their employees and independent contractors, and are prohibited from employing or contracting with an individual who is not determined to be legally eligible for employment in the United States as determined through the verification of the individual's status. Contractors who do not register and participate in the registration program are ineligible for prequalification.</p>		
<p><a href="#">HB 98</a> - Purkey (82) Medicaid; eligibility for young adults transitioning from foster care.</p>	<p>12/17/2007 House: Referred to Committee on Appropriations 2/12/2008 House: Left in Appropriations</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (087864692) <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 Â§ 63.2-905.1, and (iii) has not yet reached his twenty-first birthday. Such individuals shall not be subject to Medicaid income limits.</p>		
<p><a href="#">HB 102</a> - Albo (42) Real estate tax; limitation on tax rate in localities.</p>	<p>12/17/2007 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088295404) - Historical position of the Board; restricts local authority. <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. The bill applies for tax years beginning on or after January 1, 2009.</p>		
<p><a href="#">HB 109</a> - Cole (88) Firearms; regulation thereof by state entities.</p>	<p>12/17/2007 House: Referred to Committee on Militia, Police and Public Safety 2/12/2008 House: Left in Militia, Police and Public Safety</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (087907468) - Board has historically opposed. <b>Summary:</b> Prohibits a state agency, council, commission, or other entity from adopting any rules, regulations, or policies governing the purchase, possession, transfer, ownership, carrying, storage, or transporting of firearms, ammunition, or components or combinations thereof, unless expressly authorized by statute. The prohibition does not apply to state, local, and regional correctional facilities or mental health facilities, nor is it to be construed to prohibit a law-enforcement officer from acting within the scope of his duties. Any rule,</p>		

Bills	General Assembly Actions	Date of BOS Position
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regulation, or policy adopted prior to July 1, 2007, except for those specifically authorized by statute, will be invalid.

<p><a href="#">HB 111</a> - Scott (30) Highway systems; revenue-sharing funds therefor in certain counties, cities, and towns.</p>	<p>12/17/07 House: Referred to Committee on Appropriations 1/21/08 House: Referred to Committee on Transportation 2/5/2008 House: Reported from Transportation with substitute (17-Y 0-N) 2/11/2008 House: Passed House (98-Y 0-N) 2/12/08 Senate: Referred to Committee on Transportation 2/21/2008 Senate: Rereferred to Finance 2/26/08 Senate: Rep. from Finance w/amend. (16-Y 0-N) 3/4/2008 Senate: Passed Senate with substitute (35-Y 5-N) 3/5/2008 House: Speaker ruled Senate substitute not germane 3/6/2008 Senate: Chair ruled bill not properly before Senate</p>	<p><b>1/28/2008</b></p>
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**Support w/ Amend.** (088135716) - Support with amendment to delete or modify priorities for funding.  
**Summary:** Provides that, from additional revenues made available by the General Assembly after January 1, 2008, and appropriated for the improvement, construction, or reconstruction of the systems of state highways, the Commonwealth Transportation Board must make an equivalent matching allocation to any county, city, or town for designations by the governing body of up to \$1 million in county, city, or town general funds for use by the county, city, or town to improve, construct, or reconstruct the highway systems within such county, city, or town. After adopting a resolution supporting the action, the governing body may request revenue-sharing funds to improve, construct, or reconstruct a highway system located in another locality, between two or more localities, or to bring subdivision streets, used as such prior to July 1, 1992, up to standards sufficient to qualify them for inclusion in the state primary and secondary system of highways. All requests for funding shall be accompanied by a prioritized listing of specific projects. In allocating these funds, the Board must give priority (i) first when such project is administered by the county, city, or town, either directly or by contract with another entity, (ii) second when such county, city, or town commits more local funding than the amount of revenue-sharing funding requested, and (iii) third when the allocation will accelerate an existing project in the Six-Year Improvement Program or the locality's capital plans. Any funds remaining may be applied to any other project that requires an equivalent matching allocation from the governing body. This bill incorporates HB 571 (Crockett-Stark) and HB 1286 (Athey).

<p><a href="#">HB 133</a> - Ware (11) Vehicle registration; refusal to issue or renew because of fees or taxes owed to counties, etc.</p>	<p>12/20/2007 House: Referred to Committee on Transportation 1/31/2008 House: Reported from Transportation with substitute (21-Y 1-N) 2/6/2008 House: Engrossment refused by House</p>	<p><b>2/11/2008</b></p>
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**Support** (081047776)  
**Summary:** Allows the Commissioner to consider any parking citation, not just those issued only to residents of such county, city, or town, when refusing to issue or renew any vehicle registration to any applicant who owes fees or taxes to such county, city, or town. This bill incorporates HB 786 (Brink).

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">HB 135</a> - Nichols (51) High-occupancy toll (HOT) lanes; prohibits designation thereof on certain portions of I-95.</p>	<p>12/20/2007 House: Referred to Committee on Transportation 2/12/2008 House: Left in Transportation</p>	<p>1/28/2008</p>
<p><b>Oppose</b> (088277654) <b>Summary:</b> Prohibits the designation of HOT lanes on any portion of I-95 between the Potomac River and the City of Fredericksburg.</p>		
<p><a href="#">HB 153</a> - Poisson (32) Solar water heating system pay-as-you-save pilot program; SCC to analyze and establish, report.</p>	<p>12/21/2007 House: Referred to Committee on Commerce and Labor 1/17/2008 House: Passed by in Commerce and Labor with letter by voice vote</p>	<p>1/28/2008</p>
<p><b>Support</b> (088143688) - Support concept. <b>Summary:</b> the State Corporation Commission to analyze, and if appropriate, to establish, a pilot program whereby residential customers who install a solar water heating system will be able to pay for the system as an item on their monthly electricity bill. Participation in the pilot program would be voluntary. Participating electric utilities will be required to submit proposed tariffs to provide for their recovery of the costs of the systems over a term not to exceed 75 percent of the expected life of the system, in monthly amounts that are less than the expected reductions in the consumer's electricity bill expected to result from the installation of the system.</p>		
<p><a href="#">HB 162</a> - Toscano (57) Income tax, state; certified EarthCraft House tax credit.</p>	<p>12/21/2007 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance</p>	<p>1/28/2008</p>
<p><b>Support</b> (084419752) <b>Summary:</b> Provides a one-time income tax credit in the amount of \$750 for taxable years beginning on January 1, 2008, and ending December 31, 2012, to taxpayers who purchase and reside in a newly constructed home that meets the EarthCraft House requirements as an environmentally friendly home and has been awarded an EarthCraft House Certificate.</p>		
<p><a href="#">HB 184</a> - Marshall (13) Real estate tax; relief for certain rehabilitated, renovated, or replacement real property.</p>	<p>12/26/2007 House: Referred to Committee on Rules 2/12/2008 House: Left in Rules</p>	<p>1/28/2008</p>
<p><b>Oppose</b> (082525616) - Unfunded mandate; unwarranted intrusion. <b>Summary:</b> Requires that a person seeking partial tax exemptions or credits on real property taxes for certain rehabilitated, renovated, or replacement property demonstrate that he has the right to be legally present in the United States.</p>		
<p><a href="#">HB 187</a> - Marshall (13) Public Procurement Act; expands forms of bid,</p>	<p>12/26/2007 House: Referred to Committee on General Laws 2/12/2008 House: Left in General Laws</p>	<p>1/28/2008</p>

Bills	General Assembly Actions	Date of BOS Position
payment, and performance security.		
<p><b>Oppose</b> (082349616)  <b>Summary:</b> Expands the forms of alternate bid, payment, and performance security that may be used to include a bond provided or executed by an individual surety provided that (i) the person acting as the individual surety transacts business only through an insurance agency licensed by the Bureau of Insurance of the State Corporation Commission; (ii) the person acting as the individual surety provides an affidavit of individual surety in a form acceptable to the Department of General Services; and (iii) pledges certain assets in the amount equal to 100 percent of the contract value for the total penal amount of the performance and payment bonds or the penal amount of the bid as required by the bid bond.</p>		
<a href="#">HB 197</a> - Marshall (13) Recordation tax; refinancing or modification of terms of debt.	12/27/2007 House: Referred to Committee on Appropriations 2/12/2008 House: Left in Appropriations	<b>1/28/2008</b>
<p><b>Oppose</b> (082801396)  <b>Summary:</b> Provides that in any case in which a debt is refinanced, the state recordation tax shall only apply to the principal amount of the new debt which is in addition to the original debt. Under current law, only in cases in which a debt is refinanced with the same lender is there an exemption from the tax on the principal amount of the original debt. The bill also would provide refunds to certain persons who refinanced a debt between January 1, 2007, and June 30, 2008, and paid a state recordation tax on the total principal amount of the new debt. The refund would equal that portion of the state recordation tax that relates to the principal amount of the original debt.</p>		
<a href="#">HB 200</a> - Marshall (13) Single-family dwellings; fines for zoning violations related to overcrowding.	12/27/2007 House: Referred to Committee on Counties, Cities and Towns 2/12/2008 House: Left in Counties, Cities and Towns	<b>1/28/2008</b>
<p><b>Support</b> (082016616) - Board has historically supported.  <b>Summary:</b> Zoning enforcement; Planning District 8. Provides for enhanced penalties in Planning District 8 for certain violations related to overcrowding of residential dwellings.</p>		
<a href="#">HB 202</a> - Marshall (13) Ordinances; adoption of certain after general elections.	12/27/2007 House: Referred to Committee on Counties, Cities and Towns 2/12/2008 House: Left in Counties, Cities and Towns	<b>1/28/2008</b>
<p><b>Support w/ Amend.</b> (083018616) - Support with amendment to delete reference to regulation.  <b>Summary:</b> Provides that if the results of any May, June, or November general election would result in a change in a majority of the membership of a governing body on the following July 1, September 1, or January 1, respectively, no regulation, district boundary, or classification of property shall be amended, supplemented, or changed from the date of such election and until such respective date except by a two-thirds vote of the governing body members.</p>		
<a href="#">HB 205</a> - Marshall (13) Zoning ordinance; provisions for issuance of inspection	12/27/2007 House: Referred to Committee on Counties, Cities and Towns 2/12/2008 House: Left in Counties, Cities and Towns	<b>1/28/2008</b>

Bills	General Assembly Actions	Date of BOS Position
warrants by magistrate.		
<p><b>Support</b> (083014616) - See also HB 430, HB 1159, SB 428.  <b>Summary:</b> Provides that a zoning ordinance may contain provisions for the issuance of inspection warrants by a magistrate. The zoning administrator may present sworn testimony to a magistrate or court of competent jurisdiction and request that the magistrate or court grant the zoning administrator an inspection warrant to enable the zoning administrator to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant.</p>		
<p><b>HB 289</b> - Englin (45)  Rental assistance pilot project; Department of Housing and Community Development to establish.</p>	<p>1/3/2008 House: Referred to Committee on General Laws  1/29/2008 House: Reported from General Laws (22-Y 0-N)  1/29/08 House: Referred to Committee on Appropriations  2/12/2008 House: Left in Appropriations</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (086531500)  <b>Summary:</b> Requires the Department of Housing and Community Development to establish a three-year rental assistance pilot project and to report its findings and recommendations to the Governor and the Housing Commission.</p>		
<p><b>HB 301</b> - Nichols (51)  Federal immigration functions; performance of certain.</p>	<p>1/3/2008 House: Referred to Committee on Rules  2/12/2008 House: Left in Rules</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088275654) - Mandate on local government without funding.  <b>Summary:</b> Requires the sheriff of a locality with a population greater than 300,000 to enter into a memorandum of agreement with Immigration and Customs Enforcement that would allow designated local law-enforcement officers to perform certain federal immigration law functions in the Commonwealth. Such an agreement is often referred to as an agreement under the federal 287(g) program.</p>		
<p><b>HB 333</b> - McClellan (71)  Automatic sprinkler systems; tax credit for initial installation.</p>	<p>1/4/2008 House: Referred to Committee on Finance  1/28/2008 House: Referred to Committee on General Laws  2/12/2008 House: Left in General Laws</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (082855624) - Board is sensitive to potential impacts on affordable housing.  <b>Summary:</b> Requires that all buildings that (i) are more than 75 feet high or more than six stories high, (ii) are being used to house individuals or to provide guest rooms for occupancy, and (iii) are not equipped with an automatic sprinkler system would be equipped with an automatic sprinkler system by December 31, 2017. The Board of Housing and Community Development would be required to promulgate regulations establishing standards for the automatic sprinkler system. The bill also would make available to the owners of such building an income tax credit equal to 45% of the total amount paid by the owner for the initial installation of the sprinkler system. The tax credit could be carried forward for 10 years.</p>		
<p><b>HB 342</b> - Plum (36)  High-occupancy vehicle (HOV) lanes; use by vehicles</p>	<p>1/4/2008 House: Referred to Committee on Transportation  1/31/2008 House: Incorporated by Transportation (HB1014-Hugo) by voice vote</p>	<p><b>1/28/2008</b></p>

Bills	General Assembly Actions	Date of BOS Position
bearing special fuel vehicle license plates.		
<p><b>Support w/ Amend.</b> (088639684) - Support with amendment to limit to 2009.  <b>Summary:</b> HOV lanes; use by vehicles bearing clean special fuel vehicle license plates. Extends the July 1, 2008, "sunset" on use of HOV lanes by vehicles bearing clean special fuel vehicle license plates, regardless of the number of their passengers, until July 1, 2012. This bill was incorporated into HB 1014 (Hugo).</p>		
<p><a href="#">HB 365</a> - Carrico, Sr. (5)  Substance abuse screening; person become ineligible for public assistance if using illegal drugs.</p>	<p>1/4/2008 House: Referred to Committee on Health, Welfare and Institutions  1/24/2008 House: Reported from Health, Welfare and Institutions with substitute (20-Y 2-N)  1/24/08 House: Referred to Committee on Appropriations  2/12/2008 House: Left in Appropriations</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose Unless Amended</b> (083129460) - Oppose unless amended to make permissive.  <b>Summary:</b> Requires local departments of social services to conduct a screening of all applicants or recipients of public assistance. This bill provides that, where a screening indicates reasonable cause to believe an applicant or recipient is using illegal drugs, the applicant or recipient may be required to submit to drug testing. Where a drug test indicates that the applicant or recipient is using illegal drugs, the person shall become ineligible for public assistance. The person may reapply for public assistance once 12 months have elapsed from the date of initial ineligibility.</p>		
<p><a href="#">HB 371</a> - Carrico, Sr. (5)  Firearm control; locality to pay attorney fees resulting from taking actions prohibited.</p>	<p>1/4/2008 House: Referred to Committee on Militia, Police and Public Safety  1/25/2008 House: Reported from Militia, Police and Public Safety (20-Y 2-N)  1/30/2008 House: VOTE: --- PASSAGE (88-Y 11-N)  1/31/08 Senate: Ref. to Committee on Local Government  2/26/2008 Senate: Rereferred to Courts of Justice  3/3/2008 Senate: Left in Courts of Justice (8-Y 7-N)</p>	<p>[2/29/2008]</p>
<p>[Oppose] (084511460)  <b>Summary:</b> Requires a locality to pay attorney fees resulting from taking certain actions prohibited with regard to firearm control.</p>		
<p><a href="#">HB 418</a> - Marshall (13)  Uniform Statewide Building Code; energy efficiency rating to be included in final inspection.</p>	<p>1/4/2008 House: Referred to Committee on General Laws  2/12/2008 House: Left in General Laws</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082323616) - Laudable concept; unfunded mandate.  <b>Summary:</b> Uniform Statewide Building Code; Board of Housing and Community Development; energy efficiency rating to be included in the final inspection. Directs the Board of Housing and Community Development to require the energy efficiency rating to be included on the Certificate of Occupancy issued for every residential dwelling pursuant to the Uniform Statewide Building Code.</p>		
<p><a href="#">HB 426</a> - Marshall (13)  Public Procurement Act;</p>	<p>1/4/2008 House: Referred to Committee on General Laws  2/12/2008 House: Left in General Laws</p>	<p><b>1/28/2008</b></p>

Bills	General Assembly Actions	Date of BOS Position
expands forms of bid, payment, and performance security.		
<p><b>Oppose</b> (082346616)  <b>Summary:</b> Expands the forms of alternate bid, payment, and performance security that may be used to include a bond provided or executed by an individual surety provided that (i) the person acting as the individual surety transacts business only through an insurance agency licensed by the Bureau of Insurance of the State Corporation Commission; (ii) the person acting as the individual surety provides an affidavit of individual surety in a form acceptable to the Department of General Services; and (iii) pledges certain assets in the amount equal to 100 percent of the contract value for the total penal amount of the performance and payment bonds or the penal amount of the bid as required by the bid bond.</p>		
<a href="#">HB 449</a> - Rust (86) School boards, local; unexpended funds.	1/4/2008 House: Referred to Committee on Education 2/12/2008 House: Left in Education	<b>1/28/2008</b>
<p><b>Oppose</b> (087050708) - Oppose as a mandate on localities, although current County practice.  <b>Summary:</b> Provides that any funds appropriated by the locality to a local school board that are not expended in any fiscal year must not revert to the locality but shall be reappropriated to the local school board.</p>		
<a href="#">HB 571</a> - Crockett-Stark (6) Highway systems; revenue-sharing funds for certain counties.	1/7/2008 House: Referred to Committee on Transportation 2/5/2008 House: Incorporated by Transportation (HB 111-Scott, E.T.) by voice vote	<b>1/28/2008</b>
<p><b>Support</b> (088318480) - Regional position in Legislative Program.  <b>Summary:</b> Eliminates the four-tier allocation system and also eliminates the authority for counties to use proffers for up to one-half of the local government's contribution to revenue-sharing fund projects. This bill was incorporated into HB 111 (Scott, E.T.).</p>		

Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 602</a> - O'Bannon, III (73) Real estate assessments; burden of proof on appeal.	1/8/2008 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance	<b>1/28/2008</b>
<p><b>Oppose</b> (082537544) - Board has historically opposed.  <b>Summary:</b> Provides that when any assessment of real property is 20% greater than the previous assessment, in any appeal of the assessment to a board of equalization or circuit court, the burden of proof is on the commissioner of revenue or other local assessing official to show that the assessment was accurately computed according to generally accepted appraisal practices.</p>		
<a href="#">HB 609</a> - Eisenberg (47) Wireless telecommunications device; prohibits use of text messaging while driving certain vehicles.	1/8/2008 House: Referred to Committee on Transportation 1/15/2008 House: Passed by in Transportation with letter by voice vote	<b>1/28/2008</b>
<p><b>Support w/ Amend.</b> (088223496) - Support with amendment to exempt public safety personnel.  <b>Summary:</b> Prohibits operation of a motor vehicle, bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped on the highways in the Commonwealth while using any wireless telecommunications device for the purpose of sending, receiving, or reading any text message.</p>		
<a href="#">HB 697</a> - BaCote (95) Libraries; localities may adopt an ordinance prohibiting firearms, etc. on premises.	1/8/2008 House: Referred to Committee on Militia, Police and Public Safety 2/12/2008 House: Left in Militia, Police and Public Safety	<b>1/28/2008</b>
<p><b>Support</b> (087948424) - Historical position of Board.  <b>Summary:</b> Provides that localities may adopt an ordinance that prohibits firearms, ammunition, or components or combinations thereof in libraries owned or operated by the locality.</p>		
<a href="#">HB 702</a> - BaCote (95) Tax information; local commissioners of revenue to provide access to their local police & fire dept.	1/8/2008 House: Referred to Committee on Finance 2/7/2008 House: Stricken from docket by Finance by voice vote	<b>1/28/2008</b>
<p><b>Amend</b> (087947424) - Amend to restrict to name and address of taxpayer; this is taxpayer privacy and confidentiality issue.  <b>Summary:</b> Allows local commissioners of the revenue and treasurers to provide access to their databases to their local police and fire departments for investigative purposes when there is no other means of acquiring such information.</p>		
<a href="#">HB 734</a> - Caputo (67) Public libraries; possession of firearms on premises prohibited.	1/8/2008 House: Referred to Committee on Militia, Police and Public Safety 2/12/2008 House: Left in Militia, Police and Public Safety	<b>1/28/2008</b>
<p><b>Support</b> (088007456) - Historical position of Board.  <b>Summary:</b> Prohibits the possession of a firearm at a state, regional, or local public library. Violation of this</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>section would be a Class 1 misdemeanor. The provisions of this section would not apply to a law-enforcement officer or security guard while in the performance of his official duties.</p>		
<p><a href="#">HB 746</a> - Caputo (67) Child day center; possession of firearms on premises prohibited.</p>	<p>1/8/2008 House: Referred to Committee on Militia, Police and Public Safety 2/12/2008 House: Left in Militia, Police and Public Safety</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (084470456) - Historical position of Board. <b>Summary:</b> Prohibits the possession of a firearm at a child day center. Violation of this section would be a Class 1 misdemeanor. The provisions of this section would not apply to a law-enforcement officer or security guard while in the performance of his official duties.</p>		
<p><a href="#">HB 793</a> - Englin (45) Greenhouse gas emissions; Secretary of Natural Resources to develop strategy to reduce.</p>	<p>1/8/2008 House: Referred to Committee on General Laws 2/12/2008 House: Left in General Laws</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (088606500) <b>Summary:</b> Requires the Secretary to develop a comprehensive plan by January 1, 2010, that, if adopted by the General Assembly, is capable of providing a 30 percent reduction of the 2005 greenhouse gas emissions level by 2025 and an 80 percent reduction of the 2005 greenhouse gas emissions level by 2050.</p>		
<p><a href="#">HB 797</a> - Englin (45) Traffic signs and markings; VDOT to transfer control to Fairfax County.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 2/12/2008 House: Left in Transportation</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088491500) <b>Summary:</b> Transfers from VDOT to Fairfax County any and all powers, duties, responsibility, and control over traffic signage and marking within the boundaries of the County of Fairfax. VDOT is further required to fully reimburse the County of Fairfax for its actual and necessary expenses in carrying out the provisions of this act.</p>		
<p><a href="#">HB 832</a> - Rust (86) Towing and recovery operators; removal of trespassing vehicles.</p>	<p>1/8/2008 House: Referred to Committee on Transportation 1/31/2008 House: Failed to report (defeated) in Transportation (10-Y 11-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (083823708) <b>Summary:</b> Eliminates the requirement that towing and recovery operators obtain a second written authorization from the owner of the property from which the vehicle is towed.</p>		
<p><a href="#">HB 857</a> - Ebbin (49) Adult Fatality Review Team; created, report.</p>	<p>1/8/2008 House: Referred to Committee on Health, Welfare and Institutions 2/12/2008 House: Left in Health, Welfare and Institutions</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (086197492) - Board has historically supported. <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 adult (i)</p>		

Bills	General Assembly Actions	Date of BOS Position
<p>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 Å§ 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. This bill was incorporated into HB 251.</p>		
<p><a href="#">HB 898</a> - Scott (53) Retail Sales and Use Tax; Exemptions include additional one-half percent authorized for localities.</p>	<p>1/8/2008 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (082521720) <b>Summary:</b> Permits any locality to impose an additional one-half percent sales and use tax provided that all revenue generated from the additional tax is used solely for public educational purposes.</p>		
<p><a href="#">HB 901</a> - Scott (53) Employee benefits; provision for funding of employee's principal residence in City of Alexandria.</p>	<p>1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/12/2008 House: Left in Counties, Cities and Towns</p>	<p><b>2/11/2008</b></p>
<p><b>Support</b> (082384720) <b>Summary:</b> Allows localities comprising Planning District 8, which is composed of the Cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park; the towns of Dumfries, Herndon, Leesburg, Purcellville, and Vienna; and the counties of Arlington, Fairfax, Loudoun, and Prince William, to provide for the use of funds, other than state funds, to provide grants, loans, and other assistance for local government and school board employees, as well as employees of local constitutional officers, to purchase or rent residences for use as the employee's principal residence within the locality.</p>		
<p><a href="#">HB 911</a> - Purkey (82) Intangible personal property; classifies certain items thereas.</p>	<p>1/8/2008 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088339692) <b>Summary:</b> Classifies as intangible personal property idle equipment, hardware or software, of a research and development or technology, high technology, or nanotechnology business.</p>		
<p><a href="#">HB 927</a> - Nixon, Jr. (27) Tax rates; requires localities to fix for ensuing year at least 30 days prior to approval of budget.</p>	<p>1/8/2008 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082542544) - Historical Board position; restricts local authority. <b>Summary:</b> Requires each locality to fix tax rates for an ensuing year at least 30 days prior to approval of the budget for the ensuing year, with separate public notices and separate public hearings. The bill also requires each locality to lower its real estate tax rate for the forthcoming tax year to produce no more than the previous year's real property tax levies when any annual assessment, biennial assessment, or general reassessment of real property by the locality would result in an increase in the total real property tax levied. The locality may increase the rate above the reduced rate after a public hearing held no sooner than 30 days after the rate reduction. The bill has a delayed effective date of January 1, 2009.</p>		

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<a href="#">HB 957</a> - Shannon (35) Northern Virginia Transportation Authority; increases membership.	1/8/2008 House: Referred to Committee on Transportation 2/12/2008 House: Left in Transportation	1/28/2008
<p><b>Oppose</b> (086240724)  <b>Summary:</b> Northern Virginia Transportation Authority. Increases the membership of the Authority to provide for a mayor from a town within a county that is a member of the Authority.</p>		
<a href="#">HB 976</a> - Shannon (35) Single lot development; developers to provide stormwater management.	1/8/2008 House: Referred to Committee on Counties, Cities and Towns 2/1/2008 House: Stricken from docket by Counties, Cities and Towns by voice vote	1/28/2008
<p><b>Amend</b> (080513724) - Amend to make permissive and allow localities to set the minimum threshold of land disturbance proposed on a single lot that would trigger stormwater management requirements.  <b>Summary:</b> Provides that the developer of a single lot shall provide storm water management where substantial redevelopment of such lot is proposed. Substantial redevelopment" shall be deemed to occur when land-disturbing activities occur on more than 15 percent of the square footage of any single lot.</p>		
<a href="#">HB 1026</a> - Frederick (52) Public benefits; restrictions on granting.	1/8/2008 House: Referred to Committee on Rules 2/12/2008 House: Left in Rules	1/28/2008
<p><b>Oppose</b> (082504508) - Not enforceable; implementation problematic.  <b>Summary:</b> Prohibits localities from granting public benefits to persons who are not citizens, legal permanent residents, or conditional resident aliens of the United States. The bill also provides that failure to determine immigration status shall result in the termination of all funds appropriated in the general appropriations act except those funds required by the Constitution of the Commonwealth and federal law.</p>		
<a href="#">HB 1036</a> - Frederick (52) Tax rates; localities to fix before approval of budget and notices of reassessments.	1/8/2008 House: Referred to Committee on Finance 2/12/2008 House: Left in Finance	1/28/2008
<p><b>Oppose</b> (080789508) - Historical Board position; restricts local authority.  <b>Summary:</b> Requires: (i) localities to fix tax rates for an ensuing year at least 30 days prior to approval of the budget for the ensuing year, with separate public notices and separate public hearings; (ii) localities to attach to each real and personal property tax bill information showing how the amount of the tax bill has been apportioned in the current fiscal year on the major categories of spending; and (iii) localities to provide more detailed information on notices of reassessments. The bill has a delayed effective date of January 1, 2009.</p>		
<a href="#">HB 1065</a> - Amundson (44) Safety belts; makes non-use thereof primary offense.	1/9/2008 House: Referred to Committee on Militia, Police and Public Safety 2/12/2008 House: Left in Militia, Police and Public Safety	1/28/2008
<p><b>Support</b> (083430412) - Historical position of Board.  <b>Summary:</b> Makes non-use of motor vehicle safety belts a "primary offense."</p>		
<a href="#">HB 1072</a> - Caputo (67)	1/9/2008 House: Referred to Committee on Commerce	1/28/2008

Bills	General Assembly Actions	Date of BOS Position
Fire-safe cigarettes; prohibits manufacture, etc. unless tested to meet performance standard.	and Labor 1/29/2008 House: Incorporated by Commerce and Labor (HB228-Cosgrove) by voice vote	
<p><b>Support</b> (088005456) - Board position in Legislative Program.</p> <p><b>Summary:</b> Prohibits the manufacture, sale, or offer for sale of cigarettes unless the cigarettes have been tested to determine that they meet a performance standard for fire safety. The test predicts the likelihood that a cigarette will ignite material with which it comes in contact. Cigarette manufacturers are required to file a certification with the Commissioner of Agriculture and Consumer Services that their cigarettes meet the mandated performance standard as measured by the prescribed test. Cigarette packages are required to be marked so that compliant cigarettes may be distinguished from those not certified as compliant. The specific mark is determined by the manufacturer, subject to Commissioner approval. This measure provides that cigarettes compliant with similar New York regulations will be compliant with these requirements and that manufacturers may use the same package markings they use in that state. Violators are subject to civil penalties. The measure will become effective January 1, 2010, and will expire on the effective date of any federal reduced cigarette ignition propensity standard that preempts the measure.</p>		
<a href="#">HB 1118</a> - Miller (87) Real estate tax; exemptions and deferrals for certain residential or farm property.	1/9/2008 House: Referred to Committee on Privileges and Elections 2/12/2008 House: Left in Privileges and Elections	1/28/2008
<p><b>Support</b> (082873802) - Support; ensure flexibility in local implementation.</p> <p><b>Summary:</b> Authorizes local governing bodies to exempt, partially exempt, or defer the taxation of real property of up to 20 percent of the assessed value or the assessment for real property that is residential or farm property designed for continuous habitation and occupied as the primary dwelling of the individual owners. The bill is contingent on a constitutional amendment authorizing the exemption. This bill is identical to SB 496.</p>		
<a href="#">HB 1119</a> - Miller (87) Derelict structures; locality authorized to impose fee on record owner.	1/9/2008 House: Referred to Committee on General Laws 2/5/2008 House: Passed by in General Laws with letter by voice vote	1/28/2008
<p><b>Support</b> (080514644)</p> <p><b>Summary:</b> Authorizes a locality, by ordinance, to impose on the record owner of a derelict structure, a fee not to exceed the lesser of \$2,500 or 15 percent of the most recently assessed value of the derelict structure and the land upon which the structure is situated if such owner or owners fail to (i) respond in writing within 30 days from the date notice declaring such structure derelict is sent with an abatement or removal plan to be completed within a reasonable time or (ii) abate or remove the derelict structure within the time prescribed in a plan for abatement or removal which has been approved by the locality. Also, a locality may provide that any owner or owners of such derelict structure who fail to (i) respond to a notice in writing with an abatement or removal plan or (ii) abate or remove the derelict structure as prescribed in an approved plan, shall be guilty of a misdemeanor punishable by a fine of not more than \$2,500. The bill also allows a locality to abate or remove the derelict structure should the owner fail to act; the cost of which shall be a lien on the property. The bill defines derelict structure.</p>		
<a href="#">HB 1120</a> - Purkey (82) Retail Sales and Use Tax;	1/9/2008 House: Referred to Committee on Finance 2/7/2008 House: Incorporated by Finance (HB579-	2/11/2008

Bills	General Assembly Actions	Date of BOS Position
exemptions include compensation to dealers.	Cosgrove) by voice vote	
<p><b>Oppose</b> (083025828)  <b>Summary:</b> Sales and use tax; compensation to dealers. Modifies the current formula that compensates dealers with a percentage of the sales and use tax they collect by including the local sales and use tax collected in the Northern Virginia Transportation District and the Hampton Roads Transportation District on motor vehicle repair services.</p>		
<p><b>HB 1159</b> - Albo (42)  Zoning ordinance; provisions for issuance of inspection warrants by magistrate.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns  2/12/2008 House: Left in Counties, Cities and Towns</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (081042404) - See also HB 205, HB 430, SB 428.  <b>Summary:</b> Provides that a zoning ordinance may contain provisions for the issuance of inspection warrants by a magistrate. The zoning administrator may present sworn testimony to a magistrate or court of competent jurisdiction and request that the magistrate or court grant the zoning administrator an inspection warrant to enable the zoning administrator to enter the subject dwelling for the purpose of determining whether violations of the zoning ordinance exist. The zoning administrator shall make a reasonable effort to obtain consent from the owner or tenant of the subject dwelling prior to seeking the issuance of an inspection warrant.</p>		
<p><b>HB 1173</b> - Lingamfelter (31)  Motorcyclists; allows certain persons at least 21 years of age to ride without helmets.</p>	<p>1/9/2008 House: Referred to Committee on Transportation  1/22/2008 House: Failed to report (defeated) in Transportation (7-Y 14-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (085918600)  <b>Summary:</b> Allows certain persons at least 21 years of age to operate or ride motorcycles without wearing helmets.</p>		
<p><b>HB 1233</b> - Vanderhye (34)  Reckless driving; suspension of license on conviction of minor.</p>	<p>1/9/2008 House: Referred to Committee on Transportation  1/22/2008 House: Referred to Committee for Courts of Justice  2/12/2008 House: Left in Courts of Justice</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (086941762)  <b>Summary:</b> Provides that if a minor is convicted of reckless driving in violation of subdivision (i) of Â§ 46.2-862 (reckless driving in excess of 20 miles per hour over the speed limit), he shall lose his privilege to drive for six months. Currently, there is no exception for minors and all persons convicted of reckless driving (any offense) are subject to license suspension for a period of 10 days to six months.</p>		
<p><b>HB 1270</b> - Ebbin (49)  Pedestrians and drivers; sets out responsibilities at marked and unmarked crosswalks.</p>	<p>1/9/2008 House: Referred to Committee on Transportation  2/5/2008 House: Reported from Transportation with amendment (11-Y 8-N)  2/11/2008 House: VOTE: --- ENGROSSMENT REFUSED (47-Y 48-N)</p>	<p><b>1/28/2008</b></p>

Bills	General Assembly Actions	Date of BOS Position
<p><b>Support</b> (086188492) - Board position in Legislative Program.  <b>Summary:</b> Sets out the responsibilities of pedestrians and drivers at marked and unmarked crosswalks.</p>		
<p><a href="#">HB 1279</a> - Spruill, Sr. (77)  Transportation district commissioners; raises per diem.</p>	<p>1/9/2008 House: Referred to Committee on Counties, Cities and Towns  1/25/2008 House: Stricken from docket by Counties, Cities and Towns by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Support w/ Amend.</b> (084017740) - Support with amendment to effect equity with General Assembly member compensation.  <b>Summary:</b> Raises the per diem for transportation district commissioners from \$50 to \$100.</p>		
<p><a href="#">HB 1286</a> - Athey, Jr. (18)  Highway systems; eliminates three-tier aspect of revenue-sharing program.</p>	<p>1/9/2008 House: Referred to Committee on Transportation  2/5/2008 House: Incorporated by Transportation (HB111-Scott, E.T.) by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Support w/ Amend.</b> (086134420) - Support with amendment to allow 100 percent of the local match to be in the form of proffers.  <b>Summary:</b> Eliminates the three-tier aspect of the revenue-sharing program, allows localities to contribute up to 90 percent of their share in the form of proffers, and provides that 90 percent of project funding will be from VDOT and 10 percent from the locality. This bill was incorporated into HB 111 (Scott, E.T.).</p>		
<p><a href="#">HB 1328</a> - Peace (97)  Stalking; enhanced penalties.</p>	<p>1/9/2008 House: Referred to Committee for Courts of Justice  2/1/2008 House: Reported from Courts of Justice with substitute (22-Y 0-N)  2/1/2008 House: Referred to Committee on Appropriations  2/12/2008 House: Left in Appropriations</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (088767676)  <b>Summary:</b> Provides that any person who commits a second or subsequent offense of stalking occurring within five years of a conviction of a prior offense is guilty of a Class 6 felony. Currently, the Class 6 felony applies for a third or subsequent offense. The bill also provides that any person who commits an offense of stalking when, at the time of the offense, there is in effect any court order prohibiting contact between the defendant and the victim or the victim's family or household member is guilty of a Class 6 felony.</p>		
<p><a href="#">HB 1347</a> - Barlow (64)  Cigarette tax; authorizes any county to impose.</p>	<p>1/9/2008 House: Referred to Committee on Finance  2/12/2008 House: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Monitor</b> (081104428) - Monitor to maintain County enabling authority.  <b>Summary:</b> Authorizes any county to impose a local cigarette tax at a rate not to exceed \$0.05 per pack or the amount levied under state law, whichever is greater.</p>		
<p><a href="#">HB 1353</a> - Gear (91)  Fire Prevention Code; prohibits locality from restricting manufacture,</p>	<p>1/9/2008 House: Referred to Committee on General Laws  2/5/2008 House: Stricken from docket by General Laws</p>	<p><b>1/28/2008</b></p>

Bills	General Assembly Actions	Date of BOS Position
etc. of permissible firework.	by voice vote	
<p><b>Oppose</b> (084327268) - Board has historically opposed similar measures.  <b>Summary:</b> Essentially prohibits a locality from restricting the manufacture, transportation, storage, sale or use of any permissible firework. Defines permissible firework as any ground-based or hand-held sparkler, fountain, snake, cap for pistols, spinner or smoke item.</p>		
<p><a href="#">HB 1474</a> - Eisenberg (47)  Citizenship Assistance Initiative Program; established.</p>	<p>1/16/2008 House: Referred to Committee on Rules  2/12/2008 House: Left in Rules</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (088613500)  <b>Summary:</b> Establishes the Virginia Citizenship Assistance Initiative Program within the Office of the Secretary of Education to serve as a public resource for linking legal permanent residents directly to the information and services they need to successfully pursue citizenship. The Initiative is to be established as a nonprofit legal entity to (i) directly assist legal immigrants in Virginia become United States citizens; (ii) encourage legal immigrants to independently initiate their naturalization process; and (iii) help new citizens participate fully in civic life in Virginia.</p>		
<p><a href="#">HB 1488</a> - Sherwood (29)  Polygraph; no sexual offense victim shall be requested to submit for investigation to proceed.</p>	<p>1/17/2008 House: Referred to Committee for Courts of Justice  2/1/2008 House: Incorporated by Courts of Justice (HB1043-Watts) by voice vote</p>	<p><b>2/11/2008</b></p>
<p><b>Support</b> (088903520) - VAWA funding contingency.  <b>Summary:</b> Provides that no complaining witness of any alleged offense involving criminal sexual activity shall be requested to submit to a polygraph examination as a condition of proceeding with an investigation of the offense.</p>		
<p><a href="#">HB 1493</a> - Ebbin (49)  Nondiscrimination; prohibits discrimination in state government employment based on race, etc.</p>	<p>1/17/2008 House: Referred to Committee for Courts of Justice  2/12/2008 House: Left in Courts of Justice</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (082363492) - Consistent with Board's initiative at local level.  <b>Summary:</b> Prohibits discrimination in state government employment based on race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, sexual orientation, or status as a special disabled veteran or other veteran covered by the Vietnam Era Veterans Readjustment Act of 1974.</p>		
<p><a href="#">HB 1524</a> - Athey, Jr. (18)  License and registration fees, additional; method of collection in certain localities.</p>	<p>1/18/2008 House: Referred to Committee on Transportation  2/7/2008 House: Stricken from docket by Transportation by voice vote</p>	<p><b>1/28/2008</b></p>
<p><b>Monitor</b> (089857420)  <b>Summary:</b> Requires that additional license and registration fees imposed by the Hampton Roads Transportation Authority and/or the Northern Virginia Transportation Authority be collected by the Department of Motor Vehicles or by agents or others who agree in writing to act on behalf of the Department.</p>		

Bills	General Assembly Actions	Date of BOS Position
<a href="#">HB 1535</a> - Barlow (64) Safety belts; makes non-use thereof primary offense.	1/18/2008 House: Referred to Committee on Militia, Police and Public Safety 2/12/2008 House: Left in Militia, Police and Public Safety	1/28/2008
<b>Support</b> (088866428) <b>Summary:</b> Makes non-use of motor vehicle safety belts a "primary offense."		
<a href="#">HB 1560</a> - Lingamfelter (31) Real estate taxes; requires localities to permit real property owners to defer portion thereof.	1/18/2008 House: Referred to Committee on Finance 2/7/2008 House: Incorporated by Finance (HB1009-Hugo) by voice vote	1/28/2008
<b>Oppose</b> (082512600) - Mandatory tax deferral. <b>Summary:</b> Requires localities to permit real property owners to defer that portion of real estate taxes that exceed 105 percent of the previous year's tax.		
<a href="#">HJ 3</a> - Brink (48) Constitutional amendment; exempts certain homeowners from taxation (second reference).	11/21/2007 House: Referred to Committee on Privileges and Elections 1/22/2008 Originating Committee: House Constitutional Amendment 1/25/2008 House: Incorporated by Privileges and Elections (HJ4-Albo) by voice vote	1/28/2008
<b>Support</b> (087603440) - Board supported first passage. <b>Summary:</b> Authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner- occupant's primary dwelling and lived in continuously. This resolution is identical to HJR 56 and HJR 121. This resolution has been incorporated into HJR 4.		
<a href="#">HJ 56</a> - Miller (87) Constitutional amendment; exempts certain homeowners from taxation (second reference).	1/2/2008 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Incorporated by Privileges and Elections (HJ4-Albo) by voice vote	1/28/2008
<b>Support</b> (087621644) - Board supported first passage. <b>Summary:</b> Authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner- occupant's primary dwelling and lived in continuously. This resolution is identical to HJR 3 and HJR 121. This resolution has been incorporated into HJR 4.		
<a href="#">HJ 121</a> - Moran (46) Constitutional amendment; exempts certain homeowners from taxation (second reference).	1/8/2008 House: Referred to Committee on Privileges and Elections 1/25/2008 House: Incorporated by Privileges and Elections (HJ4-Albo) by voice vote	1/28/2008
<b>Support</b> (088308648) - Board supported first passage. <b>Summary:</b> Authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or		

Bills	General Assembly Actions	Date of BOS Position
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farm property that is the owner- occupant's primary dwelling and lived in continuously. This resolution is identical to HJR 3 and HJR 56. This resolution has been incorporated into HJR 4.

<p><b><u>SB 9</u></b> - Whipple (31) Constitutional amendment; exempts certain homeowners from taxation (voter referendum).</p>	<p>11/28/2007 Senate: Referred to Committee on Privileges and Elections 1/29/2008 Senate: Reported from Privileges and Elections (12-Y 0-N) 1/29/2008 Senate: Rereferred to Finance 2/13/2008 Senate: Left in Finance</p>	<p><b>1/28/2008</b></p>
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**Support** (087606352)

**Summary:** Provides for a referendum at the November 2008 election on approval of a proposed constitutional amendment relating to property tax exemptions. The proposed amendment authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt or partially exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner-occupant's primary dwelling and lived in continuously. This bill is identical to HB 6 and HB 272.

<p><b><u>SB 32</u></b> - Locke (2) Libraries; localities may adopt an ordinance prohibiting firearms, etc. on premises.</p>	<p>12/19/2007 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Failed to report (defeated) in Local Government (5-Y 10-N)</p>	<p><b>1/28/2008</b></p>
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**Support** (087888256) - Historical position of Board.

**Summary:** Provides that localities may adopt an ordinance that prohibits firearms, ammunition, or components or combinations thereof in libraries that are owned or operated by the locality.

<p><b><u>SB 49</u></b> - Whipple (31) Zoning ordinances and districts; matters to be considered in drawing and applying.</p>	<p>12/20/2007 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with amendments (10-Y 2-N 1-A) 2/4/2008 Senate: Passed Senate (31-Y 8-N) 2/11/2008 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>1/28/2008</b></p>
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**Support** (084670352)

**Summary:** Provides that zoning ordinances and districts shall be drawn and applied with reasonable consideration for the conservation of environmental resources.

<p><b><u>SB 50</u></b> - Whipple (31) Zoning ordinances; purpose thereof.</p>	<p>12/20/2007 Senate: Referred to Committee on Local Government 1/29/2008 Senate: Reported from Local Government with amendment (12-Y 1-N) 2/4/2008 Senate: Passed Senate (32-Y 7-N) 2/11/2008 House: Referred to Committee on Counties, Cities and Towns</p>	<p><b>1/28/2008</b></p>
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**Support** (084671352)

**Summary:** Provides that zoning ordinances shall be designed to give reasonable consideration to conserving natural and environmental resources.

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 51</a> - Whipple (31) Health insurance; extension of coverage funded by localities.</p>	<p>12/20/2007 Senate: Referred to Committee on Local Government 1/15/2008 Senate: Reported from Local Government (8-Y 7-N) 2/12/2008 House: Referred to Committee on Commerce and Labor 2/26/2008 House: Failed to report (defeated) in Commerce and Labor (8-Y 14-N)</p>	<p>2/25/2008</p>
<p><b>Support</b> (084672352) <b>Summary:</b> Provides that the governing body of any locality that self-funds a health insurance program for its officers and employees may extend coverage under such program to any other class of persons as may be mutually agreed upon by the locality and the policyholder.</p>		
<p><a href="#">SB 184</a> - Herring (33) Advertisement of plans; no person who received written notice may challenge validity of plan, etc.</p>	<p>1/7/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Reported from Local Government with amendment (15-Y 0-N) 1/29/2008 Senate: Read third time and passed Senate (40-Y 0-N) 2/12/2008 House: Referred to Committee on Counties, Cities and Towns</p>	<p>1/28/2008</p>
<p><b>Monitor</b> (080754240) <b>Summary:</b> Provides that no person who received actual written notice pursuant to certain zoning ordinance amendments may challenge the validity of the plan or ordinance, or amendment thereof, due to the insufficiency of, or an error in, the advertisement.</p>		
<p><a href="#">SB 234</a> - Whipple (31) Greenhouse gas emissions; mandatory reporting.</p>	<p>1/7/2008 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources 2/4/2008 Senate: Reported from Agriculture, Conservation and Natural Resources with substitute (9-Y 6-N) 2/8/2008 Senate: Passed Senate (25-Y 15-N) 2/13/2008 House: Referred to Committee on Commerce and Labor</p>	<p>1/28/2008</p>
<p><b>Support</b> (083934822) <b>Summary:</b> Requires that the State Air Pollution Control Board adopt regulations requiring the reporting of greenhouse gas emissions from stationary sources. The regulations would apply only to those sources that emit more than a de minimis amount of greenhouse gas and that are already required to report emissions of other air pollutants. To the extent possible, reporting requirements will incorporate standards and protocols developed by other widely recognized and verified greenhouse gas inventory programs. Beginning in 2009, the Virginia Department of Transportation is required to provide the Department of Environmental Quality with data necessary to maintain a greenhouse gas emissions inventory for individual road segments throughout the Commonwealth. The Board is also authorized to establish a voluntary program allowing persons to register voluntary reductions in direct or indirect emissions of greenhouse gases. The voluntary program may include the reporting of reductions in emissions from motor vehicle fleets owned by persons otherwise required to report emissions from stationary sources.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 239</b> - Locke (2) Taxpayer information; local officials to provide direct access for use by fire, rescue, etc.</p>	<p>1/8/2008 Senate: Referred to Committee on Finance 1/22/2008 Senate: Stricken at request of Patron in Finance (16-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Amend</b> (087895256) - Amend to restrict to name and address of taxpayer; this is taxpayer privacy and confidentiality issue. <b>Summary:</b> Allows local officials to provide direct access, including direct computer access, to taxpayer information for use by fire, rescue, or police personnel for official actions in the line of duty. In order to provide direct access, the local official would be required to enter into an agreement with the director of the local emergency services department. The agreement would provide for the implementation of information systems security measures and other security measures relating to taxpayer information for purposes of ensuring that direct access is limited to use by fire, rescue, or police personnel for official actions.</p>		
<p><b>SB 257</b> - Deeds (25) Interoperability Executive Committee; codifies Committee, report.</p>	<p>1/8/2008 Senate: Referred to Committee on General Laws and Technology 1/16/2008 Stricken at request of patron in General Laws and Technology (14-Y 0-N).</p>	<p><b>1/28/2008</b></p>
<p><b>Support w/ Amend.</b> (089816220) - Support with amendment to add local government IT representative. <b>Summary:</b> Codifies the State Interoperability Executive Committee, which assists the Commonwealth Interoperability Coordinator.</p>		
<p><b>SB 296</b> - Puller (36) TANF; eligibility for food stamps when convicted of drug-related felonies.</p>	<p>1/8/2008 Senate: Referred to Committee on Rehabilitation and Social Services 2/1/2008 Senate: Rereferred to Finance 2/5/2008 Senate: Reported from Finance (10-Y 3-N 1-A) 2/8/2008 Senate: Read third time and passed Senate (23-Y 17-N) 2/13/2008 House: Referred to Committee on Health, Welfare and Institutions</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (083182304) - Board has supported in past. <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. This bill incorporates SB 642 (Senator Ticer).</p>		
<p><b>SB 334</b> - Cuccinelli, II (37) Property tax bills; localities to include additional information.</p>	<p>1/8/2008 Senate: Referred to Committee on Finance 2/13/2008 Senate: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (082543216) - Historical Board position; restricts local authority. <b>Summary:</b> Requires localities to include with all property tax bills, comparative information regarding tax rates, assessed values, and tax amounts owed for the current year and the previous year, as well as information indicating how the revenue derived from the amount of the taxpayer's bill is apportioned among the various services and governmental functions provided by the locality, including debt service.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><a href="#">SB 338</a> - Cuccinelli, II (37) Public funds; payment for membership to professional associations in certain instances prohibited.</p>	<p>1/8/2008 Senate: Referred to Committee on Local Government 1/22/2008 Senate: Failed to report (defeated) in Local Government (4-Y 11-N)</p>	<p>1/28/2008</p>
<p><b>Amend</b> (082370216) - Amend to prohibit a locality from requiring that an employee join a professional organization as a condition of employment unless such membership is mandatory for the employee to maintain a professional license required for the job. <b>Summary:</b> Provides that no public funds may be used to pay for the membership of any employee in a professional association as a condition of employment unless membership in the professional association is required for the employee to maintain a professional or occupational license, certification, or registration that is directly related to the performance of official duties.</p>		
<p><a href="#">SB 343</a> - Cuccinelli, II (37) Toll facilities, state; approval by local referendum of any contract that would transfer control.</p>	<p>1/8/2008 Senate: Referred to Committee on Privileges and Elections 2/5/2008 Senate: Passed by indefinitely in Privileges and Elections (14-Y 1-N)</p>	<p>1/28/2008</p>
<p><b>Oppose</b> (082246216) <b>Summary:</b> Requires prior approval by local referendum of any contract or agreement that would transfer control of a state toll facility to any non-Commonwealth public or private entity.</p>		
<p><a href="#">SB 404</a> - Puckett (38) Substance abuse screening; person become ineligible for public assistance if using illegal drugs.</p>	<p>1/8/2008 Senate: Referred to Committee on Rehabilitation and Social Services 2/8/2008 Senate: Reported from Rehabilitation and Social Services with substitute (14-Y 0-N) 2/12/2008 Senate: Passed Senate (40-Y 0-N) 2/13/2008 House: Referred to Committee on Health, Welfare and Institutions 2/21/2008 House: Tabled in Health, Welfare and Institutions by voice vote</p>	<p>2/11/2008</p>
<p><b>Oppose Unless Amended</b> (087850300) - Oppose unless amended to make permissive. See also HB 365. <b>Summary:</b> Requires local departments of social services to conduct a screening of all applicants and participants of VIEW. This bill provides that where a screening indicates probable cause to believe an applicant or participant is using illegal drugs, the applicant or participant may be required to submit to drug testing. Where a drug test indicates that the applicant or participant is using illegal drugs, the person shall be referred to a treatment program and all TANF payments shall be made to a third party payee for the benefit of members of the applicant's or recipient's household. If a person fails or refuses to participate in a screening, assessment, or required rehabilitation program, that person shall be ineligible for TANF assistance. Persons deemed ineligible for TANF assistance on the basis of failure or refusal to participate in a screening, assessment, or required rehabilitation program, will be ineligible for a period of twelve months but shall have one opportunity to comply and be reinstated once during the twelve month period.</p>		
<p><a href="#">SB 441</a> - Howell (32) Crime victims and witnesses; prohibits inquiry</p>	<p>1/9/2008 Senate: Referred to Committee for Courts of Justice 1/30/2008 Senate: Reported from Courts of Justice with substitute (15-Y 0-N)</p>	<p>1/28/2008</p>

Bills	General Assembly Actions	Date of BOS Position
of immigration status.	2/5/2008 Senate: Passed Senate (39-Y 0-N) 2/12/2008 House: Referred to Committee for Courts of Justice 2/29/2008 House: Reported from Courts of Justice with substitute (11-Y 10-N) 3/5/2008 House: VOTE: --- DEFEATED (46-Y 52-N)	
<p><b>Support</b> (089824248)  <b>Summary:</b> Provides that no law-enforcement officer or other agent of state or local government shall inquire into the immigration status of any person who reports that he is the victim of a crime or is the parent or guardian of a minor victim, or is a cooperating witness in a criminal investigation or is the parent or guardian of a minor witness. The bill does not prohibit a law-enforcement officer from inquiring into the immigration status of a victim or witness who has been arrested and charged with a criminal violation, or when such inquiry is required by federal law or is essential to the investigation or prosecution of the crime to which the person is a witness or of which the person is a victim. This bill incorporates SB 639.</p>		
<p><b>SB 448</b> - Petersen (34)  Trees; conservation thereof during development process for air quality improvement in localities.</p>	<p>1/9/2008 Senate: Referred to Committee on Local Government  1/29/2008 Senate: Incorporated by Local Government (SB710-Ticer) (15-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (087980293) - Board has historically supported.  <b>Summary:</b> Provides that localities may, by ordinance, require conservation of trees during the development process. The bill also provides that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30 percent tree canopy for a residential site zoned one to five units per acre. Finally, the bill mandates that any tree conservation ordinance provide for reasonable exceptions to or deviations from the canopy requirements.</p>		
<p><b>SB 453</b> - Petersen (34)  Northern Virginia Transportation Authority; increases membership.</p>	<p>1/9/2008 Senate: Referred to Committee on Local Government  1/29/2008 Senate: Rereferred to Transportation  2/7/2008 Senate: Failed to report (defeated) in Transportation (3-Y 9-N 2-A)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088300293)  <b>Summary:</b> Northern Virginia Transportation Authority. Alters the membership of the Authority to provide for a mayor from a town within a county that is a member of the Authority.</p>		
<p><b>SB 457</b> - Petersen (34)  Single lot development; developers to provide stormwater management.</p>	<p>1/9/2008 Senate: Referred to Committee on Local Government  1/29/2008 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Amend</b> (088784293) - Amend to make permissive and allow localities to set the minimum threshold of land</p>		

Bills	General Assembly Actions	Date of BOS Position
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disturbance proposed on a single lot that would trigger stormwater management requirements.

**Summary:** Provides that the developer of a single lot shall provide storm water management where substantial redevelopment of such lot is proposed. Substantial redevelopment" shall be deemed to occur when land-disturbing activities occur on more than 15 percent of the square footage of any single lot.

**SB 496** - Northam (6)  
Real property tax; exemptions and deferrals for certain residential or farm property.

1/9/2008 Senate: Referred to Committee on Finance  
1/23/2008 Senate: Reported from Finance with amendment (11-Y 4-N 1-A)  
2/12/08 Senate: Passed Senate w/amendments (36-Y 3-N)  
2/13/2008 House: Referred to Committee on Privileges and Elections

**1/28/2008**

**Support** (082874802) - Support; ensure flexibility in local implementation.

**Summary:** Real property tax exemptions and deferrals for certain residential or farm property. Authorizes local governing bodies to exempt, partially exempt, or defer the taxation of parcels of real property not to exceed 20 percent of the value of the parcel provided that the parcel is residential or farm property designed for continuous habitation and occupied as the primary dwelling of the individual owners. The bill provides that any such tax relief for residential or farm property shall not curtail or reduce local tax relief programs for the elderly or permanently and totally disabled. The bill is contingent on a constitutional amendment authorizing the exemption.

**SB 531** - Herring (33)  
Zoning ordinances; certain disclosures of real parties in interest.

1/9/2008 Senate: Referred to Committee on Local Government  
2/5/2008 Senate: Reported from Local Government with substitute (12-Y 2-N)  
2/8/2008 Senate: Passed Senate (26-Y 14-N)  
2/13/2008 House: Referred to Committee on Counties, Cities and Towns

**2/25/2008**  
~~1/28/2008~~

**Monitor** (083039240-S1) - Bill has been amended. ~~**Amend** (087053240) – Amend to clarify that the requirements that apply to final site plan approval, final subdivision plat approval and plan of development approval apply only to those plans and plats that are submitted to the governing body or planning commission for approval.~~

**Summary:** Provides that in any locality that has adopted zoning, every applicant for a special exception, or a special use permit, amendment to the zoning ordinance or variance shall make complete disclosure of the equitable ownership of the real estate to be affected, including, in the case of corporate ownership, the name of stockholders, officers, and directors and in any case the names and addresses of all of the real parties of interest.

**SB 632** - Ticer (30)  
Trees; conservation of during land development process for air quality improvement.

1/9/2008 Senate: Referred to Committee on Local Government  
1/29/2008 Senate: Stricken at request of Patron in Local Government (15-Y 0-N)

**1/28/2008**

**Support** (086120336) - Board has historically supported.

**Summary:** Provides that certain localities may, by ordinance, require conservation of trees during the development process. The bill also provides that the tree conservation ordinance may require that the site plan for any subdivision or development provide for the preservation and replacement of trees on the development site such that the minimum tree canopy or tree cover percentage 10 years after development is projected to be as follows: (i) 10 percent tree canopy for a site zoned business, commercial, or industrial; (ii) 10 percent tree

Bills	General Assembly Actions	Date of BOS Position
<p>canopy for a residential site zoned 20 or more units per acre; (iii) 15 percent tree canopy for a residential site zoned more than 10 but less than 20 units per acre; (iv) 20 percent tree canopy for a residential site zoned more than five but not more than 10 units per acre; and (v) 30 percent tree canopy for a residential site zoned one to five units per acre. Finally, the bill mandates that any tree conservation ordinance provide for reasonable exceptions to or deviations from the canopy requirements.</p>		
<p><b>SB 642</b> - Ticer (30) TANF; eligibility for food stamps when convicted of drug-related felonies.</p>	<p>1/9/2008 Senate: Referred to Committee on Rehabilitation and Social Services 2/1/2008 Senate: Incorporated by Rehabilitation and Social Services (SB296-Puller) (14-Y 0-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (088322336) - Board has supported in past. <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. This bill has been incorporated into SB 296 (Senator Puller).</p>		
<p><b>SB 644</b> - Ticer (30) Pedestrians and drivers; sets out responsibilities at marked and unmarked crosswalks.</p>	<p>1/9/2008 Senate: Referred to Committee on Transportation 1/31/08 Senate: Reported from Transportation (9-Y 6-N) 2/8/2008 Senate: Passed Senate (22-Y 16-N) 2/13/08 House: Referred to Committee on Transportation 2/25/08 House: Failed to report in subcommittee #2 (3-Y 3-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (088182336) <b>Summary:</b> Sets out the responsibilities of pedestrians and drivers at marked and unmarked crosswalks.</p>		
<p><b>SB 649</b> - Ticer (30) Motor vehicle safety belt systems; repeals language that makes nonuse secondary offense.</p>	<p>1/9/2008 Senate: Referred to Committee on Transportation 1/17/08 Senate: Rep from Transportation (8-Y 4-N 2-A) 1/23/2008 Senate: Passed Senate (22-Y 18-N) 2/12/2008 House: Referred to Committee on Militia, Police and Public Safety</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (083401828) - Historical position of the Board. <b>Summary:</b> Repeals language that makes nonuse of motor vehicle safety belt systems a secondary offense.</p>		
<p><b>SB 698</b> - Petersen (34) Motorcycle helmets; penalty for failure to wear a helmet.</p>	<p>1/16/2008 Senate: Referred to Committee on Transportation 1/24/2008 Senate: Reported from Transportation (10-Y 4-N 1-A) 1/31/2008 Senate: Defeated by Senate (14-Y 25-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (084838293) <b>Summary:</b> Provides for a \$25 civil penalty for the conviction of a motorcyclist who fails to wear a helmet. At present, a violation is a traffic infraction and punishable by a fine of up to \$250.</p>		

Bills	General Assembly Actions	Date of BOS Position
<p><b>SB 713</b> - Saslaw (35) Motor fuels tax; rate increase.</p>	<p>1/17/2008 Senate: Referred to Committee on Finance 2/12/2008 Senate: Reported from Finance (12-Y 3-N) 2/15/2008 Senate: Passed Senate (25-Y 15-N) 2/15/2008 Senate: Passed Senate (25-Y 15-N) 2/19/2008 House: Referred to Committee on Finance 2/25/2008 House: Tabled in Finance (14-Y 6-N)</p>	<p><b>2/25/2008</b></p>
<p><b>Support</b> (082905324) <b>Summary:</b> Increases the state motor fuels tax rate by \$0.05 per gallon in increments of \$0.01 per gallon in each of the next five fiscal years with the revenues deposited to the Highway Maintenance and Operating Fund.</p>		
<p><b>SB 724</b> - Cuccinelli, II (37) Hampton Roads &amp; Northern Virginia Transportation Authorities; repeal authority impose fees or taxes.</p>	<p>1/17/2008 Senate: Referred to Committee on Finance 2/13/2008 Senate: Left in Finance</p>	<p><b>1/28/2008</b></p>
<p><b>Oppose</b> (088754216) <b>Summary:</b> Repeals the authority of the Hampton Roads and Northern Virginia Transportation Authorities to impose fees or taxes, and provides that each local governing body embraced by the Hampton Roads or the Northern Virginia Transportation Authority may impose the taxes and fees that were previously authorized for imposition by the respective Authorities. All revenues from such local taxes and fees would be required to be transferred to the respective Authority.</p>		
<p><b>SJ 6</b> - Whipple (31) Constitutional amendment; exempts certain homeowners from taxation (second reference).</p>	<p>11/28/2007 Senate: Referred to Committee on Privileges and Elections 1/29/2008 Senate: Reported from Privileges and Elections (9-Y 3-N) 1/29/2008 Senate: Rereferred to Finance 2/7/2008 Senate: Failed to report (defeated) in Finance (8-Y 8-N)</p>	<p><b>1/28/2008</b></p>
<p><b>Support</b> (084307352) - Board supported first passage. <b>Summary:</b> Authorizes the General Assembly to enact legislation that will allow localities by ordinance to exempt from real property taxes, or defer real property taxes on, up to 20 percent of the value of residential or farm property that is the owner- occupant's primary dwelling and lived in continuously.</p>		
<p><b>SJ 120</b> - Colgan (29) Comprehensive immigration policy; memorializing Congress of the United States to develop.</p>	<p>1/15/2008 Senate: Referred to Committee on Rules 2/8/2008 Senate: Reported from Rules with substitute by voice vote 2/12/2008 Senate: Agreed to by Senate by voice vote 2/14/2008 House: Referred to Committee on Rules</p>	<p><b>2/25/2008</b></p>
<p><b>Support</b> (084249212-S2) <b>Summary:</b> Memorializes the Congress of the United States to develop a comprehensive immigration policy and to demonstrate leadership on the matter of illegal immigration. This resolution incorporates SJR 93 (Stolle).</p>		