Date of Council Meeting: July 22, 2013

TOWN OF LEESBURG
TOWN COUNCIL WORK SESSION

Subject: 2014 Legislative Agenda Initial Discussion

Staff Contact: Betsy Fields, Research & Communications Manager

Recommendation: Item is for discussion only.

Issue: The 2014 Virginia General Assembly Session will convene on Wednesday, January 8, 2014. The prefiling of legislation begins on Monday, November 8, 2013 and the prefiling deadline is Friday, December 6, 2013. Prior to those dates, the Town Council should make specific legislation requests and provide Leesburg delegation members with information on the Council's positions on the various issues that might affect the Town.

Fiscal Analysis: The Town's annual legislative agenda seeks to protect the Town's authority over local revenue sources as well as increase revenue to the Town from the state.

Background: The annual legislative packet is divided into two documents. The first document, the Legislative Agenda, covers specific items for which the Town is requesting action from the General Assembly. The second document, the Legislative Positions Statement, includes the Council's position on items that are likely to be addressed by introduced legislation. Taking a position on issues before they are introduced enables staff to respond in a timely fashion to bills as they are introduced.

Several issues from previous legislative sessions are expected to be of interest during the 2014 General Assembly session:

1. **BPOL.** A proposal to eliminate BPOL and replace it with sales & use tax on services was discussed last year, but not introduced as a bill. There are advantages and disadvantages to this proposal, particularly for towns, that would need to be addressed.

2. **Overlapping Services (Joint Town/County Powers).** Several work groups have begun discussions over the summer, and Town staff has participated in those discussions. Some specific examples of problems related to this issue include enforcement of the building maintenance code, conflicting town/county regulations of businesses like massage therapists and taxi cabs, and provision of animal control services.

3. **Local Fines & Fees.** The process that is currently in place – all local fines and fees are collected by the state and then remitted to the localities – is proving to be cumbersome and inefficient. Expect changes.

4. **Stormwater (Water Quality) Regulations & Funding.** This issue has been a moving target for the past several years.

The three attached documents include information about actions taken during the 2013 General Assembly session:

1. The **2013 Legislative Scorecard** indicates the current status of all items on the Council's 2013 Legislative Agenda, including actions taken (or not taken) during the 2013 session.

2. The draft **Legislative Positions Statement** lists all items on the 2013 statement, with two items highlighted in red. Staff recommends that the wording of these two items, both related to transportation funding, be edited to reflect actions taken during the 2013 session.

3. The **2013 Legislation Tracking** document lists all of the bills that staff followed during the 2013 session and their final status.

The Legislative Agenda is tentatively scheduled for action at the August 13, 2013 Council Meeting.

Attachments:
1. 2013 Legislative Scorecard
2. Legislative Positions Statement – draft
3. 2013 Legislative Tracking – all bills final

Town of Leesburg
Legislative Positions Statement - Draft

General Positions

- **Oppose any reduction of local taxing authority.**

  The Town Council opposes any reduction or narrowing in the taxing authority of local governments, including but not limited to business license tax, machinery & tools tax and meals tax. Further, the General Assembly should not take any action to restrict the use of current local revenue sources.

- **Oppose any reduction of local land use authority.**

  The Town Council opposes any legislation that weakens local authority to plan and regulate land use, zoning and property maintenance. This authority should remain with local governing bodies.

  The Town Council generally supports the granting of additional land use, zoning and property maintenance authority to localities, especially in areas experiencing high rates of sustained growth, and as a means to address the fiscal burdens experienced by localities in providing needed public services to local residents.

- **Oppose any unfunded mandates.**

  The Town Council opposes any new state mandates that are not fully funded by the Commonwealth, and opposes the shifting of fiscal responsibility from the state to localities for existing programs.

- **Support revenue sharing with state.**

  The Town Council supports any state revenue sharing formula to assist local governments with public infrastructure needs so long as the formula includes recognition of the needs in high growth localities.

- **Support the VML Policy Statement.**

  The Town Council supports the positions of the Virginia Municipal League, as stated in their 2013 Legislative Program and Policy Statements.

Positions on Specific Issues

- **Transportation Funding**
  - ***Funding for Northern Virginia Projects.*** The Town Council seeks, with other Northern Virginia jurisdictions, the reinstatement of exclusive Northern Virginia revenues in the range of at least $300 million annually, as well as Northern Virginia's portion of additional statewide revenues to address transportation needs not originally covered by the HB 3202 funding approved for Northern Virginia.
  - ***New Statewide Dedicated Revenue Sources.*** The Town Council requests, with other Northern Virginia jurisdictions, that the General Assembly adopt new statewide transportation revenue sources to bolster existing highway and transit revenue sources which are not generating sufficient funding to meet the Commonwealth's critical transportation needs, or to meet the Commonwealth's statutory 95 percent share of eligible transit operating and capital costs (net of fares and federal assistance). This additional transit funding alone would require approximately $166 million annually in new funds for the limited transit projects and eligible operating costs included in CTB's six-year program.
  - The Town Council supports state policy changes to reduce state oversight of locally administered transportation projects. Such oversight is duplicative, cumbersome, and inefficient resulting in unnecessary delays and costs. Periodic state audits of locally administered projects would be more efficient and better policy than constant, day to day oversight.
  - The Town Council supports state policy changes to mandate further refinement of VDOT cost estimates for transportation projects in an effort to improve accuracy and thus reduce time lost due to the accumulation of unnecessary excess funds. In those circumstances when excess funds are unavoidable, allow those funds to be allocated to other projects more efficiently.

- **Transient Occupancy Tax**

  The Commonwealth should not allow online travel companies to avoid paying the full transient occupancy tax and the Town Council supports legislation to clarify this in statute.

- **Prohibit Predatory Lending Practices** ***(Council Resolution, July 13, 2010)***

  The Town Council supports legislation that prohibits all predatory, usurious lending practices, including but not limited to provisions that would:

  - Impose an interest rate cap of eighteen percent (18%) above the prime lending rate, calculated as an effective annual percentage rate including all fees or charges of any kind, for any consumer credit extended in the Commonwealth of Virginia;
  - Prohibit a creditor's use of a personal check or other device as a means, directly or indirectly, to gain access to a consumer's bank account;
  - Incorporate into the Virginia Code the protections regarding consumer credit to military

personnel as reflected in the Military Lending Act, 10 United States Code, Section 987.

- **Independent Consumer Advocate for Transmission Line Issues**

  The Town Council supports legislation that creates an independent office of the consumer advocate within State government to actively participate in transmission lines issues before the State Corporation Commission.

- **Conditional Zoning (Cash and In-Kind Proffers)**

  The Town Council supports existing local authority to accept cash and in-kind proffers from developers to assist localities in financing the capital facilities and infrastructure needed to serve new development and opposes legislation to eliminate or restrict that authority.

- **Utility Rates & Connection Fees**

  The Town Council supports the existing authority of localities or locally created authorities to impose utility rates and connection fees adequate to support the full cost of water, wastewater and stormwater utility systems, and opposes any legislation that would limit that authority.

- **Higher Education Presence in Leesburg**

  The Town Council requests funding for a state-supported higher education presence in the Town of Leesburg.

- **Enforcement of Recycling Regulations**

  The Town Council supports legislation that grants localities the authority to enforce compliance with environmental regulations.

- **Civil Zoning Fines**

  The Town Council supports legislation that grants localities the authority to collect unresolved civil zoning fines in the same manner as real estate taxes and levies are collected.

- **Line of Duty Act**

  The Town Council supports the Virginia Municipal League's position that funding responsibility for the Line of Duty program should be returned to the Commonwealth.

- **Distance-Based Tolls on the Dulles Greenway**

  The Town Council opposes legislation that would mandate distance-based tolls on the Dulles Greenway toll road.

- **Equalized City and County Taxing Authority**

  The Town Council supports legislation that would equalize city and county taxing authority. Such legislation would provide Loudoun County with additional revenue sources that could help reduce the burden on residential real estate taxes which are paid by Town residents.

- **Local Authority to Prohibit Firearms on Public Property**

  The Town Council supports legislation that authorizes localities to adopt ordinances that prohibit firearms and ammunition on property owned or leased by the locality.

- **Legal Notice Publication**

  The Town Council supports legislation that would give localities the authority to post legal notices on websites as a substitute for publishing legal notices in newspapers.

- **State Funding for School Resource Officers**

  The Town Council supports legislation that would provide state funding for school resource officers at all public elementary, middle and high schools.

- **Virginia Public Procurement Act**

  The Town Council supports the positions of the Virginia Association of Governmental Purchasing on legislation regarding the Virginia Public Procurement Act.

Subject Area	Bill Number	Patron	Title	Summary as Passed	Staff Recommendation	Senate Committee	Sub	Senate Status	House Committee	House Status
Balch Endowment	SB 0890	Black, Richard	Local endowment for certain libraries; Town of Leesburg	Provides that the Town of Leesburg by ordinance may establish an endowment fund for the purpose of supporting a library that is not part of the town's public library system. The endowment may receive all gifts, grants, or contributions designated for inclusion in the endowment. No part of the endowment shall revert to the general fund of the town. The endowment shall be established and administered by the governing body of the town or by a nonprofit entity created or approved by the governing body for such purpose.	Support	Local Government		Passed the Senate (Jan 21)	Counties, Cities & Towns	Passed the House (Feb 12)
Benefits	SB 0854	Petersen, J. Chapman	Virginia Retirement System; benefits for certain local employees	Allows that a political subdivision may by resolution irrevocably declare that persons employed as firefighters, emergency medical technicians, or law-enforcement officers shall be considered to have 60 months of creditable service as of January 1, 2013, for purposes of the Virginia Retirement System. The bill also declares that if the political subdivision adopts such a resolution, those employees shall not be eligible to participate in the new hybrid retirement program	Neutral	Finance		Passed the Senate (Jan 25)	Appropriations; Compensation & Retirement subcommittee	Passed the House (Feb 15)
Capital Projects	SB 1075	Barker, George	Transportation planning and projects	Requires a locality to repay the Department when a locality requests termination of a project and the Department does not agree to the termination or the locality or metropolitan planning organization doesn't advance the project. The bill also expands the step before a locality requests alterations to a project to include the design approval by the Chief Engineer.	Neutral	Transportation		Passed the Senate (Jan 29)	Transportation	Passed the House (Feb 11)
Economic Development	SB 1065	Herring, Mark	Local arts and cultural districts; tax incentives	Permits a locality to include the rebate of real estate property taxes among the tax incentives it makes available in an arts and cultural district established by ordinance. Current law provides for reductions in three other types of taxes or fees as examples of permissible incentives	Support	Local Government		Passed the Senate (Jan 28)	Counties, Cities & Towns	Passed the House (Feb 12)
Finance	SB 1124	Ruff, Frank	Auditing of local government records	Clarifies the authority of the Auditor of Public Accounts (APA) and the type of audit that shall satisfy the annual audit requirement for localities and constitutional officers. The bill provides that the completion of an audit by an independent certified public accountant on behalf of the locality, when the audit includes the clerk of the circuit court, shall satisfy the requirement stipulated by § 30-134 that the APA audit the accounts of the locality at least once every two years. The bill also clarifies that the authority of the APA to audit accounts only when special circumstances require or fraud is suspected is not exclusive but rather exists in addition to the other auditing authority of the APA.	Neutral	Local Government		Passed the Senate (Jan 28)	Counties, Cities & Towns; Sub #2	Passed the House (Feb 19)
Legal	SB 1263	Stuart, Richard	Virginia Freedom of Information Act; meeting by electronic communication	Allows a member of any public body to participate in a meeting by electronic communication means due to personal matters under certain circumstances. Currently, such remote participation is allowed only for emergency, medical condition, or distance from the meeting location of more than 60 miles.	Neutral	General Laws & Technology		Passed the Senate (Feb 5)	General Laws; Sub #2	Passed the House (Feb 19)

Subject Area	Bill Number	Patron	Title	Summary as Passed	Staff Recommendation	Senate Committee	Sub	Senate Status	House Committee	House Status
Parks & Recreation	SB 0709	Hanger, Emmett	Concession stands at youth athletic activities; exempt from regulations applicable to restaurants	Exempts concession stands at youth athletic activities from regulations governing restaurants, provided that such concession stands are promoted or sponsored either by a youth athletic association or by any charitable nonprofit organization or group thereof that has been recognized as being a part of the recreational program of the political subdivision where the association or organization is located by an ordinance or resolution of such political subdivision.	Neutral	Education & Health	Health Care	Passed the Senate (Jan 29)	Health, Welfare & Institutions	Passed the House (Feb 11)
Planning	SB 1293	Barker, George	Comprehensive plan; transportation	The bill allows the Department of Transportation and a locality to agree on a time period shorter than 90 days for the Department to provide written comments on the locality's transportation plan.	Support	Transportation		Passed the Senate (Jan 29)	Counties, Cities & Towns	Passed the House (Feb 22)
Procurement	SB 0902	Reeves, Bryce	Virginia Public Procurement Act; alternative forms of security	Authorizes the acceptance of a cashier's check in lieu of a bid, payment, or performance bond. Currently the only acceptable alternative forms of security are a certified check or cash escrow	Support	General Laws & Technology		Passed the Senate (Jan 18)	General Laws; Sub #2	Passed the House (Feb 14)
Procurement	SB 1197	Saslaw, Richard	Virginia Public Procurement Act; contracts for architectural or professional engineering services by certain localities	Authorizes any city within Planning District 8 to enter into individual contracts for architectural or professional engineering services up to $5 million. Planning District 8 is composed of the counties of Arlington, Fairfax, Loudoun, and Prince William, the cities of Alexandria, Fairfax, Falls Church, Manassas and Manassas Park, and the towns of Dumfries, Herndon, Leesburg, Purcellville and Vienna. Currently, the authority to enter into such contracts is limited to localities and local authorities, sanitation districts, metropolitan planning organizations or planning district commissions with populations in excess of 80,000.	Neutral	General Laws & Technology		Passed the Senate (Feb 1)	General Laws	Passed the House (Feb 14)
Procurement	SB 1246	Colgan, Charles	Virginia Public Procurement Act; multiple project contracts for architectural or professional engineering services	Raises (i) the maximum cost of architectural or professional engineering services for all projects in one contract term of a multiple project contract from $500,000 to $1.5 million and (ii) the maximum cost of architectural or professional engineering services for any single project from $100,000 to $500,000 for airports and aviation transportation projects. For a locality or authority or sanitation district with a population in excess of 80,000, the bill raises the maximum cost of such services from $1 million to $2 million.	Support	General Laws & Technology		Passed the Senate (Feb 5)	General Laws	Passed the House (Feb 22)
Public Safety	SB 0959	Favola, Barbara	Crossing highways	Allows local governing bodies to adopt ordinances requiring users of shared-use paths to stop before crossing highways at marked crosswalks.	Support	Transportation		Passed the Senate (Jan 22)	Transportation; Sub #2	Passed the House (Feb 14)
Public Works	SB 0888	Deeds, R. Creigh	Advertising within highway rights-of-way	Provides that penalties and costs collected as the result of an agreement between the Commissioner of Highways and a locality to enforce the prohibition on advertising within highway rights-of-way shall be paid to the locality as provided in an agreement between the locality and VDOT.	Support	Transportation		Passed the Senate (Jan 22)	Transportation; Sub #1	Passed the House (Feb 18)
Utilities	SB 0850	Stuart, Richard	Discounted fees and charges for certain low-income and disabled customers	Provides that any locality that owns a water and sewer system and has a population density of 200 persons per square mile or less may by ordinance develop criteria for providing discounted water and sewer fees and charges for low-income and disabled customers.	Neutral	Local Government		Passed the Senate (Feb 4)	Counties, Cities & Towns	Passed the House (Feb 13)

Subject Area	Bill Number	Patron	Title	Summary as Passed	Staff Recommendation	Senate Committee	Sub	Senate Status	House Committee	House Status
Workers Comp	SB 0896	Reeves, Bryce	Workers' compensation; off-premises injuries incurred by public safety employees	States that an injury to a public safety officer in situations where weather constitutes a particular risk of his employment shall be compensable where the injury arose out of and in the course of his employment.	Neutral	Commerce & Labor	Worker's Comp	Passed the Senate (Feb 1)	Commerce & Labor	Passed the House (Feb 15)
Zoning	SB 0744	Black, Richard	Demolition of a derelict nonresidential structure with consent	Authorizes a locality to demolish or remove a derelict nonresidential structure and to file a lien against the property for the cost of the demolition or removal. The bill requires the locality to obtain the written consent of the property owner and the holder of any first lien mortgage or first lien deed of trust for such demolition or removal and prohibits the use of the authority to remove a building that is located in a local historic district or individually designated as a historic landmark.	Support	Local Government		Passed the Senate (Jan 28)	Counties, Cities & Towns	Conference substitute passed the House & Senate (Feb 23)
Zoning	SB 0841	Locke, Mamie	Uniform Statewide Building Code, establishment of occupancy standards for residential dwelling units	Authorizes an owner or managing agent of a residential dwelling unit to develop and implement reasonable occupancy standards restricting the maximum number of occupants permitted to occupy the dwelling unit to two persons per bedroom. Under the bill, the occupancy standard is subject to the provisions of applicable state and federal laws and regulations. The bill also provides that the occupancy standards of an owner or managing agent shall not be enforceable under the provisions of the Uniform Statewide Building Code.	Neutral	General Laws & Technology		Passed the Senate (Feb 5)	General Laws; Sub #1	Passed the House (Feb 20)
Zoning	SB 1226	Stuart, Richard	Zoning, cash proffers	Extends from 7 to 12 years the time by which a locality must begin utilization of cash proffers.	Support	Local Government		Passed the Senate (Jan 28)	Counties, Cities & Towns; Sub #2	Passed the House (Feb 19)

Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
HB 1852	Orrock, Robert	Home-processed food; inspection of food establishments and labeling of foods	Exempts private homes where the resident processes and prepares certain food products, including dried fruits, dry herbs, dry seasonings, nuts, vinegars, dried pasta, dry baking mixes, and cereals, from inspection by the Virginia Department of Agriculture and Consumer Services (VDACS), so long as the resident processing and preparing the product affixes a label to the product that indicates the name, address, and the telephone number of the person preparing the food product and that the residence has not been inspected by the VDACS. The bill also requires a food establishment, food manufacturing plant, food storage warehouse, or retail food store to include on its product labels a statement that the facility has been inspected by the VDACS. If a label does not contain this statement, the owner of the establishment may be subject to a Class 1 misdemeanor for the misbranding of a product.	Support	ACNR	Passed the House (Feb 4)	ACNR	Passed the Senate (Feb 19)
HB 1929	Morris, Rick	Deer; kill permits for towns	Authorizes the chief law-enforcement officer of a city or town to report to the Director of the Department of Game and Inland Fisheries that deer are creating a traffic hazard in the jurisdiction. If after an investigation the Director finds that such a hazard exists, he may authorize responsible persons, or their representatives, to kill the deer	Neutral	ACNR	Passed the House (Jan 21)	ACNR	Passed the Senate (Feb 12)
HB 2137	Byron, Kathy	Localities; environmental impact reports and the purchase of certain deicing agents	Raises from $500,000 to $2 million the cost threshold at which a locality will be required to obtain an environmental impact report for a highway project. For certain projects costing more than $500,000 and less than $2 million, the locality is required to consult with the Department of Historic Resources to make efforts to minimize impacts to historic resources. The bill also exempts the sale of deicing agents containing urea from the current prohibition on such sales where the deicing agent is to be used by a political subdivision at a municipal airport.	Support	ACNR	Passed the House (Jan 28)	ACNR	Passed the Senate (Feb 14)
HB 2190	Cosgrove, John	Stringency of stormwater management ordinances	Requires localities to report to the Department of Conservation and Recreation when a more stringent stormwater management ordinance or stormwater requirements are developed by the localities. Before adoption of such an ordinance, the Department is required to review the ordinance or requirement and all supporting material and determine where the requirements will prevent the degradation of water resources and address TMDL requirements. Localities are prohibited from limiting the use of best management practices approved by the Director of the Department of Conservation and Recreation or the Virginia Soil and Water Conservation Board, except under limited conditions.	Oppose	ACNR	Passed the House (Feb 4)	ACNR	Passed the Senate (Feb 19)

Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
HB 1708	Habeeb, Gregory	Civil remedies; use of depositions	Allows that requests for admission for which the responses are submitted in support of a motion for summary judgment may be based, in whole or in part, upon discovery depositions and may include admitted facts learned or referenced in such a deposition, provided that any such request for admission shall not reference the deposition or require the party to admit that the deponent gave specific testimony. The bill also allows that a motion for summary judgment seeking dismissal of any claim or demand for punitive damages, except in cases involving driving under the influence, may be sustained when based, in whole or in part, upon discovery depositions.	Support	Courts of Justice	Passed the House (Feb 1)	Courts of Justice	Passed the Senate (Feb 13)
HB 2306	Ramadan, David	Eminent domain; just compensation; tax assessments	Provides that just compensation paid for real property taken pursuant to eminent domain shall not be less than the appraisal of the fair market value of such property, if such an appraisal is required, or the current assessed value of such property for real estate tax purposes when the entire parcel for which the assessment has been made is to be acquired, whichever is greater. Nothing in the bill makes evidence of tax assessments admissible as proof of value in an eminent domain proceeding. Under current law, just compensation shall not be less than the appraisal of fair market value if such an appraisal is required.	Neutral	Courts of Justice	Passed the House (Feb 1)	Courts of Justice	Passed the Senate (Feb 18)
HB 1473	Scott, Edward	Regulations applicable to restaurants; concession stands at youth athletic activities exempt.	Bill is identical to SB 709.	Neutral	Health, Welfare & Institutions	Passed the House (Jan 29)	Education & Health	Passed the Senate (Feb 11)
HB 1401	Cole, Mark	Real property tax; sale of sole dwelling for delinquent taxes	Requires that, prior to initiating judicial proceedings to sell real property because of delinquent taxes, the locality must notify the taxpayer that he has the right to request that the treasurer enter into a payment schedule with him to pay the delinquent taxes.	Oppose	Finance	Passed the House (Feb 5)	Finance	Passed the Senate (Feb 14)
HB 1522	Villanueva, Ronald	Personal property tax; motor vehicles leased by a locality or constitutional officer	Creates a separate classification, for purposes of permitting localities to set a lower personal property tax rate, on motor vehicles leased by a county, city, town, or constitutional officer if the locality or constitutional officer is obligated by the terms of the lease to pay tangible personal property tax on the motor vehicle.	Support	Finance	Passed the House (Jan 24)	Finance	Passed the Senate (Feb 8)
HB 1532	Bulova, David	Virginia Retirement System; certain local employees	Makes technical changes necessary to carry out the purpose of Chapter 811 of the 2012 Acts of Assembly, permitting localities to exempt firefighters, emergency medical technicians, and law-enforcement officers from the higher age and service requirements for normal and early retirement applicable to employees hired on or after July 1, 2010	Neutral	Appropriations	Passed the House (Feb 5)	Finance	Passed the Senate (Feb 14)

Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
HB 1598	Anderson, Richard	Real property tax; boards of equalization	Modifies several provisions governing boards of equalization including (i) modifying qualifications for membership of certain boards; (ii) authorizing boards to receive complaints electronically as long as taxpayers may also file complaints on paper forms; (iii) prohibiting a board to deny relief based on a lack of information from the taxpayer as long as certain specified information is provided; (iv) providing procedures by which a taxpayer may appoint a representative; and (v) providing procedures to be followed before a board may increase assessments on certain types of property; and (vi) setting deadlines for consideration of certain information.	Neutral	Finance	Passed the House (Feb 5)	Finance	Passed the Senate (Feb 15)
HB 1982	May, Joe	Local tax bills	Permits treasurers to convey, with the consent of the taxpayer, any tax bill by permitting the taxpayer to access his tax bill online from a database on the treasurer's website	Support	Finance	Passed the House (Feb 5)	Finance	Passed the Senate (Feb 15)
HB 2313	Howell, William	Revenues and appropriations of the Commonwealth	The bill raises the registration fees for vehicles and trailers and designates these increased revenues for the Commonwealth Mass Transit Fund and the Intercity Passenger Rail Operating and Capital Fund. The bill eliminates the tax on motor fuels, except for diesel fuel. The bill provides for a refund of taxes paid on diesel fuel for vehicles having a gross vehicle weight rating of 10,000 pounds or less. The bill raises the state sales and use tax from 4% to 4.8% and designates the increased revenues for the Commonwealth Transportation Fund. The bill establishes procedures for the collection of the state sales and use tax from remote sellers for sales made in the Commonwealth, contingent upon the federal government passing legislation authorizing such collection. In the event that such revenues are collected, a portion of the revenues will be allocated to the localities with a stipulation that some of the funds be used by the locality for transportation needs and a portion of the revenues will be deposited in the Transportation Trust Fund. The bill repeals the application of the local sales and use tax to the sale of certain fuels used for domestic consumption, and replaces the revenue for the localities that imposed the sales and use tax with a portion of the new revenues generated by the bill. .	Needs research	Finance	Passed the House (Feb 5)	Finance	Passed the Senate with substitute (Feb 13). Governor's substitute passed House & Senate (Apr 3).
HB 1521	Villanueva, Richard	Virginia Residential Property Disclosure Act; required disclosures; tourism activity zones	Authorizes any locality to designate one or more tourism activity zones as areas that may be used for special events, including parades, events requiring temporary street closures, and indoor and outdoor activities. An owner of residential property located partially or wholly within a designated tourism activity zone may disclose the presence of the property within the zone by disclosing in writing to any prospective purchaser or lessee of the property that the subject property is located within a tourism activity zone, with a description of the potential impacts associated with the property being located in a tourism activity zone	Neutral, if optional	General Laws	Passed the House (Jan 30)	General Laws	Passed the Senate (Feb 14)

Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
HB 1994	Massie, James	Virginia Public Procurement Act; contract pricing arrangements	Provides that the award of a public contract may be made on the basis of cost plus a percentage of the private investment made by a private entity in cases of the procurement of commercial or financial consulting services related to a qualifying transportation facility under the Public-Private Transportation Act or a qualifying project under the Public-Private Education Facilities and Infrastructure Act, where the commercial or financial consulting services are sought to solicit or to solicit and evaluate proposals for the qualifying transportation facility or the qualifying project.	Oppose	Transportation	Passed the House (Jan 28)	General Laws	Passed the Senate (Feb 20)
HB 2026	Dudenhefer, Mark	Virginia Freedom of Information Act; remote participation in a meeting by a member of a public body	Allows a member of a public body to participate in a meeting by electronic communication means due to personal matters under certain circumstances.	Neutral	General Laws	Passed the House (Jan 25)	General Laws	Passed the Senate (Feb 14)
HB 2079	Jones, Chris	Virginia Public Procurement Act; methods of procurement	Reorganizes the definitions of competitive sealed bidding and competitive negotiation. The bill also adds a definition of job order contracting	Support	Transportation	Passed the House (Feb 5)	General Laws	Passed the Senate with amendments (Feb 20). Conference committee amendments accepted by House & Senate (Feb 23)
HB 2128	Byron, Kathy	Virginia Public Procurement Act; small procurements; localities	Provides that local public bodies are not required to post on the Department of General Services' central electronic procurement website for small purchase procurements	Support w/ revised language in HB 1823	General Laws	Passed the House (Feb 1)	General Laws	Passed the Senate (Feb 20)
HB 2280	Ward, Jeion	Virginia Freedom of Information Act; exempt records	Expands the exemption from mandatory disclosure for plans to prevent or respond to terrorist activity to include the same for disasters, including records that reveal disaster preparedness plans and policies required by law or regulation.	Support	General Laws	Passed the House (Feb 5)	General Laws	Passed the Senate with substitute (Feb 20). House agreed to Senate substitute (Feb 21).
HB 2316	Byron, Kathy	Virginia Public Procurement Act; multiple project contracts for architectural or professional engineering services relating to construction	Raises, for certain local public bodies, the maximum cost of architectural or professional engineering services for all projects in one contract term of a multiple project contract from $500,000 to $1 million, and raises the maximum cost of architectural or professional engineering services for any single project from $100,000 to $200,000 for airports and aviation transportation projects.	Support	General Laws	Passed the House (Feb 5)	General Laws	Passed the Senate with substitute (Feb 14). House agreed to Senate substitute (Feb 22).
HB 1332	Farrell, Peter	Local government audit; Auditor of Public Accounts.	Allows a local governing body to request an audit from the Auditor of Public Accounts at any time upon a majority vote, with the expense of the audit to be borne by the locality.	Support	CCT	Passed the House (Jan 23)	Local Government	Passed the Senate (Feb 15)
HB 1419	Pogge, Brenda	Zoning provisions for temporary family health care structures	Amends requirements governing zoning ordinances for temporary family health care structures by altering the occupancy restriction to allow a married couple, under certain conditions, to reside in a temporary family health care structure; and extend the time by which a temporary family health care structure must be removed from 30 to 60 days from the date on which the temporary family health care structure was last occupied by a mentally or physically impaired person receiving or in need of assistance.	Oppose	CCT	Passed the House (Jan 30)	Local Government	Passed the Senate (Feb 15)
HB 1558	Minchew, J. Randall	Local endowment for certain libraries	Bill is identical to SB 890	Support	CCT	Passed the House (Jan 30)	Local Government	Passed the Senate (Feb 15)
HB 1586	Minchew, J. Randall	Local arts & cultural districts; tax incentives	Bill is identical to SB 1065	Support	CCT	Passed the House (Feb 5)	Local Government	Passed the Senate (Feb 15)

Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
HB 1589	Minchew, J. Randall	Demolition of a derelict nonresidential structure with consent	Bill is identical to SB 744	Support	CCT	Passed the House (Jan 30)	Local Government	Passed the Senate with substitute (Feb 15). House & Senate agreed to Governor's substitute (Apr 3).
HB 1648	Ransone, Margaret	Discounted fees and charges for certain low-income and disabled customers	Bill is identical to SB 850	Oppose	CCT	Passed the House (Feb 5)	Local Government	Passed the Senate (Feb 15)
HB 1717	Anderson, Richard	Comprehensive plan; transportation	Bill is identical to SB 1293	Support	CCT	Passed the House (Jan 30)	Local Government	Passed the Senate (Feb 15)
HB 1744	BaCote, Mamye	Cutting of grass; nuisance abatement	Adds the City of Hampton to existing provisions related to regulation of the cutting of grass and provides that one notice per incident or per growing season shall constitute reasonable notice to property owners	Support	CCT	Passed the House (Jan 24)	Local Government	Passed the Senate (Feb 18)
HB 1836	Lingamfelter, L. Scott	Local budgets; discretionary items	Provides that the itemized contemplated expenditures in a local budget shall include any discretionary funds to be designated by individual members of the governing body and the specific uses and funding allocation planned for those funds by the individual member.	Neutral	CCT	Passed the House (Feb 5)	Local Government	Passed the Senate (Feb 15)
HB 2072	Peace, Christopher	Local application process; condemnation	Provides that no locality shall condition or delay the timely consideration of any application for or grant of any permit or other approval for any real property over which it enjoys jurisdiction for the purpose, expressed or implied, of allowing the locality to condemn or otherwise acquire the property or to commence any process to consider whether to undertake condemnation or acquisition of the property	Jeanette researching	CCT	Passed the House (Jan 30)	Local Government	Passed the Senate (Feb 15)
HB 2238	Marshall, Daniel	Recorded plats and final site plans	Provides that a site plan shall be deemed final once it has been reviewed and approved by the locality if the only requirements remaining to be satisfied in order to obtain a building permit are the submission of any other administrative documents, agreements, deposits, or fees required by the locality in order to obtain the permit.	Oppose	CCT	Passed the House (Feb 5)	Local Government	Passed the Senate (Feb 15)
HB 2239	Marshall, Daniel	Cash proffers	Provides that cash proffers shall not be used for any capital improvement to an existing facility that does not expand facility capacity or for any operating expense of an existing facility such as ordinary maintenance or repair	Oppose	CCT	Passed the House (Feb 5)	Local Government	Passed the Senate (Feb 15)
HB 2265	Knight, Barry	Cash proffers	Provides that a locality may waive certain written notice requirements in order to reduce, suspend, or eliminate outstanding cash proffer payments for residential construction calculated on a per-dwelling-unit or per-home basis that have been agreed to, but unpaid, by any landowner	Neutral	CCT	Passed the House (Feb 5)	Local Government	Passed the Senate (Feb 15)
HB 1395	Marshall, Daniel	Sale of abandoned vehicles	Provides that "public auctions" at which abandoned vehicles are sold by local governments can include internet sales.	Support	General Laws	Passed the House (Feb 4)	Transportation	Passed the Senate (Feb 18)
HB 1633	Cosgrove, John	Local beautification projects	Requires localities that intend to install plant materials in a public right-of-way in connection with a local beautification project to provide advance notice thereof to VDOT. The bill requires any locality that violates the law in carrying out such project to bear the cost of bringing the project into compliance with the law	Oppose	Transportation	Passed the House (Feb 4)	Transportation	Passed the Senate (Feb 18)

Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
HB 1718	Anderson, Richard	Transportation projects; reimbursement of VDOT by localities & metropolitan planning organizations	Bill is identical to SB 1075	Neutral	Transportation	Passed the House (Feb 4)	Transportation	Passed the Senate (Feb 18)
HB 1841	Lingamfelter, L. Scott	Local vehicle licenses	Permits localities to issue local vehicle licenses free of charge for vehicles owned or leased by members of the Virginia Defense Force, provided that no Defense Force member shall receive more than one free license.	Support	Transportation	Passed the House (Jan 22)	Transportation	Passed the Senate (Feb 11)
HB 1990	Sickles, Mark	License taxes on certain motor vehicles.	Allows localities to impose a license tax, not to exceed $250 annually, upon resident owners of motor vehicles that do not display license plates issued by the Commonwealth and that are not exempt from the requirements of displaying such license plates	Support	CCT	Passed the House (Feb 5)	Transportation	Passed the Senate (Feb 18)
HB 2217	Greason, Thomas	Crossing highways	Bill is identical to SB 959	Support	Transportation	Passed the House (Feb 4)	Transportation	Passed the Senate (Feb 18)

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	Senate Committee	Senate Status	House Committee	House Status
Transportation Funding	SB 0700	Alexander, Kenneth	Taxes of fuels; issuance of bonds	Makes the retail sale of gasoline, diesel fuel, and other fuels subject to the general five percent retail sales and use tax and reduces the fuels tax on such fuels by $0.05 per gallon from $0.175 per gallon to $0.125 per gallon. Under current law, the sale of fuels is exempt from the general retail sales and use tax, but fuels are subject to a fuels tax imposed at the rate of $0.175 per gallon. Of the net additional revenues generated each year under the bill, $250 million would be deposited into the Highway Maintenance and Operating Fund and the remainder would be deposited into the Highway Construction Projects Trust Fund created under the bill	Needs research	Finance	Left in committee		
Taxes	SB 0710	Hanger, Emmett	Local taxes; interest on refunds and delinquent taxes	Authorizes a locality to not pay interest on refunds owed to a taxpayer that are due to willful errors made by the taxpayer. The bill also directs the Chairmen of the House and Senate Committees on Finance to convene a working group to consider the feasibility and fiscal impact on local governments of establishing uniform methods of assessing interest earned on overpayment of taxes or charged for underpayment of taxes and uniform criteria for evaluating the timely repayment of taxes.	Support	Finance	Stricken at patron's request		
Transportation Funding	SB 0717	Watkins, John	Sources of revenue; establishing and adjusting for appropriations of State and its localities	Establishes a five percent tax on motor fuels sales. Increases the additional registration fee on electric vehicles from $50 to $102 and requires hybrid electric motor vehicles registered in the Commonwealth to pay this fee. Prohibits the placement of tolls on existing roads in the Commonwealth without the approval of the General Assembly; Lowers individual income tax rates and changes the individual income tax structure, effective January 1, 2014. Repeals income tax credits for vehicle emissions testing equipment, clean-fuel vehicles, and biodiesel fuel producers effective for taxable years beginning on or after January 1, 2013; Eliminates the sales tax exemption currently extended to certain services, such as auto repairs, taxi and limousines, armored cars, travel, and transportation.	Needs research	Finance	Left in committee		
Payday Lending	SB 0741	Miller, John C.	Payday loans, permitted interest	Repeals provisions of the Payday Loan Act that authorize lenders to charge a loan fee or verification fee, thereby limiting permissible charges on payday loans to simple interest at a maximum annual rate of 36 percent.	Support	Commerce & Labor	Failed to report from Commerce & Labor (Jan 14)		
Payday Lending	SB 0755	Locke, Mamie	Payday lending	Repeals provisions authorizing payday lending in the Commonwealth	Support	Commerce & Labor	Stricken at request of patron		
Utilities	SB 0764	Carrico, Charles	Smyth County; ordinance providing that charges for water and sewer shall be a lien on real estate	Adds Smyth County to the list of localities permitted to provide by ordinance that charges for water and sewer shall be a lien on the real estate served by such waterline or sewer.	Neutral	Local Government	Stricken at patron's request		
Legal	SB 0765	Carrico, Charles	Advertisement of legal notices on websites by the Towns of Damascus and Glade Spring	Allows each of the Towns of Damascus and Glade Spring to publish required legal notices on the locality's website instead of advertising them in a newspaper having a general circulation in the locality.	Support	General Laws & Technology	Failed to reported from committee (Feb 4)		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	Senate Committee	Senate Status	House Committee	House Status
Taxes	SB 0767	Wagner, Frank	Retail sales and transient occupancy taxes on room rentals	Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill requires the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room.	Support	Finance	Passed the Senate (Jan 25)	Finance; Sub #1	Tabled in subcommittee
Unfunded Mandates	SB 0810	Garrett, Thomas	Bills requiring expenditures by localities	Prohibits any committee of the General Assembly from reporting any bill impacting localities that does not fully fund any net expenditures that otherwise would have to be paid by localities	Support	Rules	Stricken at patron's request		
Transportation Funding	SB 0855	Petersen, J. Chapman	Transportation; funding and administration	Increases the base fuel tax rate in Virginia by 10 cents to $0.275 per gallon of gasoline, gasohol, and diesel fuel, and then increases or decreases the rate each year using a fuel efficiency index. The bill also establishes a $10 fee for the sale of each new electric motor vehicle battery, with the proceeds being deposited into the Highway Maintenance and Operating Fund. Finally, the bill increases the membership of the Commonwealth Transportation Board from 17 members to 23 members, with four members representing Northern Virginia, three members representing Hampton Roads, and two members representing Richmond. Currently, each of those areas has one representative on the Board	Neutral	Finance	Left in committee		
Transportation Funding	SB 0872	McWaters, Jeffrey	Assignment of general fund balance; Transportation Trust Fund	Increases from 67 percent to 75 percent the portion of the general fund surplus remaining at the end of each fiscal year that is deposited into the Transportation Trust Fund. Such deposit takes place after deposits are made to the Revenue Stabilization Fund and the Water Quality Improvement Fund and other statutorily mandated commitments are met	Neutral	Finance	Left in committee		
Transportation Funding	SB 0925	McWaters, Jeffrey	Sales and use tax revenue dedicated to the Transportation Trust Fund	Increases the amount of sales and use tax revenue dedicated to the Transportation Trust Fund from an amount generated by a 0.5 percent tax rate under current law to an amount generated by a 0.75 percent tax rate, phased in over a period of three years	Neutral	Finance	Left in committee		
Taxes	SB 0937	Smith, Ralph	Local taxes; interest on refunds and delinquent taxes	Authorizes localities not to pay interest on the refund of local taxes when the refund is due to errors made by the taxpayer.	Support	Finance	Incorporated SB710		
Public Safety	SB 0940	Stuart, Richard	School resource officers; local law-enforcement agencies to provide	Requires every school board throughout the Commonwealth to coordinate with the local law-enforcement agency to provide at least one school resource officer for every public elementary, middle, and high school within the district. The bill provides that funding for these school resource officers shall be provided through the general appropriation act and not by any locality or school board.	Support	Finance	Reported from Education & Health; Re-referred to Finance; Passed by indefinitely (Jan 29)		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	Senate Committee	Senate Status	House Committee	House Status
Procurement	SB 0990	Miller, John C.	Virginia Public Procurement Act; bid match preference for Virginia businesses	Provides a bid match preference for Virginia business. Under the bill, a Virginia business has an opportunity to match the lowest bid of an out-of-state bidder if the bid of a Virginia business is within five percent of the lowest bid of an out-of-state bidder	Oppose	General Laws & Technology	Stricken at patron's request		
Legal	SB 1073	Obenshain, Mark	Attorney fees in certain land use cases	Provides that a court, in addition to any other relief provided, and for good cause, may award reasonable attorney fees, expenses, and court costs to any person, group, or entity that prevails in an action successfully challenging an ordinance, administrative act, or other local action related to planning, subdivision of land, zoning, or other land use activity.	Oppose	Local Government	Failed to report from Local Govt (Jan 22)		
Hotel taxes	SB 1094	Hanger, Emmett	Retail sales and transient occupancy taxes on room rentals	Provides that retail sales and hotel taxes on transient room rentals are computed based upon the total charges or the total price paid for the use or possession of the room. For those cases in which a hotel or similar establishment contracts with an intermediary to facilitate the sale of the room and the intermediary charges the customer for the room and such facilitation efforts, the bill requires the intermediary to separately state the taxes on the bill or invoice provided to the customer and to collect the taxes based upon the total charges or the total price paid for the use or possession of the room.	Support	Finance	Incorporated into SB767		
Utilities	SB 1095	Hanger, Emmett	Bond issuance for wastewater treatment facilities	Authorizes the Virginia Public Building Authority to issue an additional $150 million in bonds to continue installing nutrient removal technology in eligible wastewater treatment facilities to comply with the Chesapeake Bay TMDL and the Watershed Implementation Plan. These funds would complete projects at facilities under existing signed Water Quality Improvement Fund agreements and at additional eligible facilities that did not receive moneys from the original bonds issued in 2007	Support	Finance	Passed the Senate (Jan 28)	Appropriations; Econ Dev, Ag & Natural Resources	Tabled in subcommittee
Workers Comp	SB 1126	Norment, Thomas	Workers' compensation; injuries to public safety employees	Provides that a public safety employee who is injured in the course of his employment is not required to prove that the nature of his employment exposed him to a special, additional, peculiar, or particular risk of injury to which a member of the public is not generally subject. The measure further provides that (i) an injured public safety employee is not required to prove a causal connection between the conditions under which his employment was required to be performed and the resulting injury and (ii) the characterization of the causation of such an injury as an act of God shall not be a defense to a claim for compensation under this title	Ask Karen	Commerce & Labor	Incorporated into SB896		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	Senate Committee	Senate Status	House Committee	House Status
Procurement	SB 1170	Deeds, R. Creigh	Virginia Public Procurement Act; resident employment and apprenticeship participation; required contract provisions	Requires all public bodies to include in every contract of more than $100,000 that involves the performance of work within the Commonwealth provisions requiring the contractor to agree (i) that 51 percent of all positions created in performance of the contract be filled by Virginia residents, (ii) that 35 percent of the total hours worked by apprentices in positions created in performance of the contract be performed by Virginia residents, and (iii) to use the Virginia Employment Commission as the first source of referral for obtaining qualified applicants for any new position. Under the bill, "new position" does not include a position that is filled by a current employee of the contractor or an individual who was previously laid off by the contractor. The required provisions do not apply to any contracts for the procurement of professional services.	Oppose	General Laws & Technology	Passed the Senate (Feb 4)	General Laws; Sub #2	Tabled in subcommittee
Workers Comp	SB 1199	Saslaw, Richard	Workers' compensation; injuries to public safety officers	Provides that a public safety officer who is injured in the course of his employment while on duty on a public or private street or highway in the Commonwealth is not required to prove that the nature of his employment exposed him to a special, additional, peculiar, or particular risk of injury to which a member of the public is not generally subject. The measure further provides that such an injured employee is not required to prove a causal connection between the conditions under which his employment was required to be performed and the resulting injury	Ask Karen	Commerce & Labor	Incorporated into SB896		
Town Code	SB 1228	Saslaw, Richard	Control of firearms; property owned or leased by localities	Repeals provisions preventing localities from adopting ordinances and taking administrative actions regarding firearms and authorizes localities to adopt ordinances that prohibit firearms, ammunition, or components, or a combination thereof, on property owned or leased by a locality	Support	Courts of Justice	Failed to report (Jan 18)		
Zoning	SB 1239	Herring, Mark	Uniform Statewide Building Code; enforcement by towns	Provides that if any town does not elect to enforce the Uniform Statewide Building Code, then such enforcement shall be the responsibility of the county in which the town is situated. The bill also provides that the enforcement by the county shall be with equal dignity as the county does in unincorporated areas of the county and no agreement between the town and the county shall be required as a prerequisite for the county to perform this obligation	Support	General Laws & Technology	Failed to report from committee (Feb 4)		
Town Code	SB 1253	Northam, Ralph	Smoking in certain public areas	Allows localities to ban smoking in designated public parks, public beaches, and similar outdoor public areas.	Support	Local Government	Passed the Senate (Feb 4)	General Laws	Left in committee
Taxes	SB 1308	Edwards, John	Taxations of tangible personal property	Requires localities to tax campers and other recreational vehicles as real property if they are used as a primary residence and do not travel more than 250 miles per year. The bill provides for refunds for personal property taxes paid in 2012 on such campers and other recreational vehicles in the amount of the difference between the personal property tax and the real property tax. The bill also reduces past-due personal property tax amounts owed for such campers and other recreational vehicles to the amount owed under the real property tax rate for 2012.	Ask Norm	Finance	Stricken at patron's request		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	Senate Committee	Senate Status	House Committee	House Status
Legal	SB 1336	Black, Richard	Boundary adjustments, notice	Provides that all affected landowners shall be given notice of a proposed voluntary boundary adjustment. The bill authorizes landowners to file a petition to intervene in the action under certain circumstances	Oppose	Local Government	Passed by indefinitely in Local Govt (Jan 29)		
Transportation Funding	SB 1340	Saslaw, Richard	Revenues and appropriations of the Commonwealth	The bill raises the state sales and use tax rate from four percent to five percent. Of these new revenues, an amount equal to a one-half percent sales and use tax will be deposited in the Transportation Trust Fund, and the percentage of the Transportation Trust Fund sales and use tax revenues dedicated to mass transit will be raised to 25%. Of the other one-half percent of the new one percent sales and use tax, two-thirds will be distributed to localities to use for education, and one-third will be used to fund higher education in the Commonwealth. In fiscal years 2014, 2015, 2016, and 2017, $80 million dollars each year that would otherwise be distributed to the Transportation Trust Fund will be designated to the Phase 2 Dulles Corridor Metrorail Extension Project, subject to certain conditions. The bill raises the cents-per-gallon rate of the tax on motor fuels by 5 cents on July 1, 2013 and July 1, 2014, and then begins indexing the cents-per-gallon rate on July 1, 2015.	Needs research	Finance	Left in committee		
Land Development	SB 1341	Saslaw, Richard	Renewable energy facilities; exemption from land use regulations	Exempts certain electrical generation facilities powered by renewable sources of energy from local zoning and land use requirements. The exemption applies to a facility that is owned by an electric utility, has a capacity of at least four megawatts, is on a parcel of at least 25 acres, and has received all required approvals and permits from the State Corporation Commission and environmental regulators	Oppose	Local Government	Stricken at patron's request		
Benefits	SB 1367	Barker, George	Health insurance for local government employees	Gives local governments the option of having all their employees and retirees, as well as their dependents, eligible to participate in the state employee health insurance plan in lieu of the current state-administered local health insurance plan. The local government shall be responsible for whatever portion of the cost of such insurance that is not paid by the employee, except any portion that the General Assembly elects to pay	Neutral	Finance	Passed by indefinitely in Finance (Jan 29)		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Benefits	HB 1331	Farrell, Peter	Retirement benefits for local employees	Provides that any locality may establish and maintain a defined contribution retirement plan for its employees in lieu of any other retirement plans for employees hired on or after July 1, 2013.	Support	Appropriations	Left in committee		
Benefits	HB 1356	Yost, Joseph	Health insurance for local government employees	Gives local governments the option of having all their employees and retirees, as well as their dependents, eligible to participate in the state employee health insurance plan in lieu of the current state-administered local health insurance plan. The local government shall be responsible for whatever portion of the cost of such insurance that is not paid by the employee, except any portion that the General Assembly elects to pay	Support	Appropriations	Left in committee		
Economic Development	HB 1839	Lingamfelter, L. Scott	Home-produced operations; exempts food products processed in homes from certain regulations	Exempts food products processed or prepared in private homes or farms from Board of Agriculture and Consumer Services regulations that apply to food establishments so long as the products are sold to end consumers and labeled with the producer's name and address, the product ingredients, and the statement that the product is not subject to Virginia's food safety laws and regulations. The bill also exempts these facilities from examinations conducted by the State Health Commissioner of establishments in which crustacea, finfish, and shellfish are handled	Support	ACNR	Tabled in subcommittee		
Economic Development	HB 2323	Surovell, Scott	Local limitations as to number of certain businesses	Provides that a locality may by ordinance reasonably limit the number of motor vehicle title loan businesses, payday lenders, check cashers, and precious metals dealers that may be operated at any one time within its territorial limits. The ordinance may limit the number of such establishments based on a specific number of businesses per magisterial or election district or by limiting the number of such businesses within an established radius		Commerce & Labor	Left in committee		
General	HB 1722	Head, Christopher	Assistance and documentation required from localities	Provides that in any instance in which a person is seeking a business permit, a license, or an application for any similar local government approval from a locality, the locality shall provide documentation and instructions that outline all steps necessary to obtain the permit, license or approval. The locality shall also specify any further permit, license or other approval that may be required to complete the original project or business activity and shall disclose the expected time required by the locality for the completion of each step of the process to obtain the license, permit or other approval	Oppose	CCT	Tabled in subcommittee (Jan 23)		
General	HB 2021	LeMunyon, James	Public employment, non-discrimination	Prohibits discrimination in public employment based on race, color, religion, political affiliation, national origin, sex, age, disability, or any other reason except reasons related to skills, knowledge, or ability. The bill contains technical amendments.	Neutral	General Laws	Left in committee		
Grants	HB 1324	Morris, Rick	Efficiency Evaluation Fund; grants to localities.	Creates the Efficiency Evaluation Fund to provide matching grants to localities to pay for evaluations by private consultants to determine ways in which localities may become more efficient.	Neutral	CCT	Reported from CCT (Jan 25) Re-referred to Appropriations; Subcommittee recommends tabling		
Housing	HB 1565	Orrock, Robert	Affordable housing dwelling unit program	Allows the governing body of any locality to amend its zoning ordinances to provide for an affordable housing dwelling unit program. Under current law only certain specific localities are permitted to provide for such a program	Support	CCT	Tabled in subcommittee		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Joint Town/County Powers	HB 1535	Rust, Thomas	Joint town and county powers	Clarifies that where a town and county generally enjoy the same power, a county power applies in or as to a town when the county power is granted and exercised for a county-wide purpose, as determined by the county. A town may by ordinance negate the application of the exercised county power in or as to the town; may itself exercise the joint power, preempting the exercise of the county's power in or as to the town; or may adopt and affirm the application of the exercised county power in or as to the town. Where a county and a town generally enjoy the same power, and the county power is granted and exercised for a local or municipal purpose that expressly or impliedly only applies in the unincorporated county, the county power does not apply in or as to the town absent the town's ordinance so applying the exercised county power in or as to the town. The bill also provides that this act is declarative of existing law.	Support	CCT	Referred to Council on Local Government		
Joint Town/County Powers	HB 1585	Minchew, J. Randall	Joint town and county powers	Clarifies that where a town and county generally enjoy the same power, a county power applies in or as to a town when the county power is granted and exercised for a county-wide purpose, as determined by the county. A town may by ordinance negate the application of the exercised county power in or as to the town; may itself exercise the joint power, preempting the exercise of the county's power in or as to the town; or may adopt and affirm the application of the exercised county power in or as to the town. Where a county and a town generally enjoy the same power, and the county power is granted and exercised for a local or municipal purpose that expressly or impliedly only applies in the unincorporated county, the county power does not apply in or as to the town absent the town's ordinance so applying the exercised county power in or as to the town. The bill also provides that this act is declarative of existing law	Support	CCT	Left in committee		
Land Development	HB 1404	Cole, Mark	Residential development; impact fees to defray the costs of public facilities	Authorizes any locality to impose impact fees on residential developments in order to defray the costs of constructing public facilities necessitated by those developments. Under current law, such impact fees may be imposed only by those localities that have established urban transportation service districts in accordance with § 15.2-2403.1.	Support	CCT	Tabled in subcommittee		
Land Development	HB 1408	Scott, James	Requirement that certain planning commissioners own real property	Removes the requirement that at least one-half of the members of a local planning commission be owners of real property.	Oppose	CCT	Stricken from docket by voice vote		
Legal	HB 1373	Head, Christopher	Legal notices; advertisement by locality	Allows localities with a population of 50,000 or greater to meet certain notice requirements by utilizing their websites, radio, or television instead of a newspaper of general circulation	Support	CCT	Left in committee		
Legal	HB 1374	Head, Christopher	Summary judgment; use of depositions	Allows motions for summary judgment to be based, in whole or in part, upon depositions, answers to interrogatories, admissions in the proceedings, or affidavits. Currently, such motions cannot be based on depositions unless agreed to by the parties.	Support	Courts of Justice	Incorporated into HB1708		
Legal	HB 1378	Cole, Mark	Advertisement of legal notices on websites	Allows a locality to publish required legal notices on its website instead of advertising them in a newspaper having a general circulation in the locality	Support	CCT	Incorporated into HB 1373		
Legal	HB 1426	O'Quinn, Israel	Legal notices, advertisement on websites by Towns of Damascus and Glade Spring	Allows each of the Towns of Damascus and Glade Spring to publish required legal notices on the locality's website instead of advertising them in a newspaper having a general circulation in the locality.	Support	CCT	Subcommittee failed to recommend reporting (Jan 17)		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Legal	HB 1429	Morris, Rick	Zoning, attorney fees	Provides that a court may award reasonable attorney fees, expenses, and court costs to any person, group, or entity that prevails in a zoning action brought against it or that successfully challenges the validity of a zoning ordinance.	Oppose	Courts of Justice	Subcommittee failed to recommend reporting		
Legal	HB 2125	Keam, Mark	Virginia Freedom of Information Act; requests for records	Provides that FOIA requests may be made by any citizen of the United States and not just citizens of the Commonwealth. The bill also allows a public body to require prepayment before providing requested records when the cost for production of the records is likely to exceed $100	Oppose	General Laws	Tabled in subcommittee		
Line of Duty Act	HB 2188	Jones, Chris	Line of Duty Act	Allows a political subdivision with employees eligible for coverage under the Line of Duty Act to make an irrevocable election to self-fund the benefits available under the Line of Duty Act	Oppose	Appropriations	Left in committee		
Local Fines	HB 1901	Carr, Betsy	Fines under certain local ordinances paid to local school division and Literary Fund	Provides that fines imposed under certain local ordinances dealing with DUI, disposition of children in juvenile and domestic relations district courts, and appropriate provisions of Title 46.2, when those ordinances incorporate Code of Virginia provisions, are to be paid to the school division of the locality in which the fines were imposed and into the state treasury to the credit of the Literary Fund in the proportions as follows: beginning July 1, 2013, and through June 30, 2014, 67 percent to the local school division and 33 percent to the Literary Fund; beginning July 1, 2014, and through June 30, 2015, 33 percent to the local school division and 67 percent to the Literary Fund; and beginning July 1, 2015, 100 percent to the Literary Fund.	Oppose	Courts of Justice	Subcommittee recommends tabling by voice vote (Jan 14)		
Payday Loans	HB 1359	Ware, R. Lee, Jr.	Consumer finance companies; rate of interest	Adjusts the caps on the annual rate of interest that a consumer finance company may charge on loans. This measure allows a consumer finance company to charge interest at a rate not exceeding 78 percent annually on loans of not more than $1,500 and not exceeding 36 percent annually on loans of more than $1,500. Currently, a consumer finance company may charge interest at a rate not exceeding 36 percent annually on loans of not more than $2,500, and may charge interest at any rate agreed to in its contract with the borrower on loans of more than $2,500.	Support	Commerce & Labor	Tabled by voice vote		
Payday Loans	HB 1977	Yancey, David	Open-end credit plans	Prohibits anyone other than the seller of goods to be used for personal, family, or household purposes from extending credit under an open-end plan at interest rates that exceed the legal rate of interest. To extend credit under such a plan, the loan must be for the sole purpose of financing the bona fide purchase price of such goods	Support	Commerce & Labor	Left in committee		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Payday Loans	HB 1986	Helsel, Gordon	Open-end credit plans	Establishes requirements for open-end credit plan loans, which are revolving loans made under an open-end credit or similar plan under which a finance charge is imposed only if the obligor fails to repay the loan in full prior to the next billing date, which must be at least 25 days after the date the agreement is entered into and at least 25 days after the prior billing date. Persons making open-end credit plan loans are required to be licensed by the State Corporation Commission and are required to post a bond or equivalent instrument approved by the Commission. A violation of the measure is a prohibited practice under the Consumer Protection Act. The existing provision authorizing certain open-end loans to be at unlimited interest rates is limited to loans for the sole purpose of financing the bona fide purchase price of goods to be used for personal, family, or household purposes. The measure becomes effective on October 1, 2013.	Support	Commerce & Labor	Left in committee		
Procurement	HB 1823	Villanueva, Ronald	Public procurement; posting by local public bodies of procurement opportunities	Requires local public bodies to post required procurement notices on the Department of General Services' central electronic procurement website and makes newspaper publication or posting on other appropriate websites optional. The bill provides, however, that no local public body shall be required to post on the Department of General Services' central electronic procurement website if (i) the amount of such contract is not expected to exceed $100,000 or (ii) the local public body has a website for the posting of such notices and provides the website address to the Department of General Services for posting on its central electronic procurement website.	Support	General Laws	Passed the House (Feb 1)	General Laws	Passed by indefinitely in General Laws (Feb 18)
Procurement	HB 1882	Morrissey, Joseph	Virginia Public Procurement Act; resident employment and apprenticeship participation; required contract provisions	Requires all public bodies to include in every contract of more than $100,000 that involves the performance of work within the Commonwealth provisions requiring the contractor to agree (i) that 51 percent of all positions created in performance of the contract be filled by Virginia residents, (ii) that 35 percent of the total hours worked by apprentices in positions created in performance of the contract be performed by Virginia residents, and (iii) to use the Virginia Employment Commission as the first source of referral for obtaining qualified applicants for any new position. Under the bill, "new position" shall not include a position that is filled by a current employee of the contractor or an individual who was previously laid off by the contractor. The bill provides that it does not apply to any contracts for professional services.	Oppose	General Laws	Subcommittee recommends passing by indefinitely (Jan 17)		
Procurement	HB 1951	Yancey, David	Virginia Public Procurement Act; bid match preference for Virginia businesses	Provides a bid match preference for Virginia business. Under the bill, a Virginia business has an opportunity to match the lowest bid of an out-of-state bidder if the bid of a Virginia business is within five percent of the lowest bid of an out-of-state bidder.	Oppose	General Laws	Subcommittee recommends striking from docket (Jan 17)		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Procurement	HB 2078	Peace, Christopher	Public procurement; design-build; construction management; protests; private investment	Increases public notice of requests for proposals from 10 to 30 days. The bill also (i) limits the use of competitive negotiation for construction projects, including certain public institutions of higher education, for which the aggregate or sum of all phases is not expected to exceed $10 million, the nature of the project is such that it is unusually complex or extraordinary conditions exist, and the Director of the Department of General Services and the Secretary of Administration certify such conditions exist; (ii) requires posting on eVa and other appropriate websites for state and local public bodies using certain methods of procurement; (iii) changes the process for procurement of design-build or construction management projects; and (iv) allows a bidder or offeror to protest a public body's use of competitive negotiation	Oppose	General Laws	Tabled in subcommittee		
Procurement	HB 2170	Cole, Mark	Public procurement; posting by local public bodies of procurement opportunities	Requires local public bodies to post required procurement notices on the Department of General Services' central electronic procurement website and makes newspaper publication or posting on other appropriate websites optional.	Support w/ revised language in HB 1823	General Laws	Incorporated into HB1823		
Procurement	HB 2205	Webert, Michael	Virginia Public Procurement Act; qualified Virginia businesses afforded opportunity to bid	Requires a public body to solicit bids directly from potential contractors who are residents of Virginia and have been prequalified or deemed qualified under the criteria set forth in the solicitation. The bill defines businesses that are Virginia residents.	Oppose	General Laws	Stricken from docket by voice vote		
Procurement	HB 2210	Scott, James	Virginia Public Procurement Act; procurement of professional services	Allows any city located in Planning District 8 to procure architectural or professional engineering services relating to multiple construction projects where the sum of all such projects does not exceed $5 million. The bill also allows such localities to procure such services for a single project where the project does not exceed $1 million. Currently, only localities with a population in excess of 80,000 have this authority	Support w/ change from "city" to "locality"	General Laws	Subcommittee failed to recommend reporting (Jan 24)		
Procurement	HB 2212	McQuinn, Delores	Virginia Public Procurement Act; women-owned and minority-owned businesses; remedial measures	Provides that the Governor shall require state agencies to implement appropriate enhancement or remedial measures consistent with prevailing law when a persuasive analysis exists that documents statistically significant disparity between the availability and utilization of women-owned and minority-owned businesses	Oppose	General Laws	Stricken from docket by voice vote		
Public Safety	HB 1661	BaCote, Mamye	Authority to require safety equipment on mobility aids	Authorizes localities to require the attachment of safety equipment, such as safety flags, to electric personal assistive mobility devices and other mobility aids, such as wheelchairs, walkers, mobility canes, or crutches. The bill also makes technical amendments.	Support	CCT	Stricken from docket by voice vote		
Public Safety	HB 1662	BaCote, Mamye	Control of firearms; libraries owned or operated by localities	Allows a locality to adopt an ordinance that prohibits firearms, ammunition, or components, or a combination thereof, in libraries owned or operated by the locality.	Support	MPPS	Subcommittee recommends tabling (Jan 17)		
Public Safety	HB 1863	Robinson, Roxann	Adoption of ordinances for the control of dangerous or vicious dogs	Expands the list of statutes that a locality may use as the basis for parallel ordinances by adding § 3.2-6540, which deals with the control of dangerous or vicious dogs, to the list of available Code sections. A local ordinance that parallels § 3.2-6540 may be more stringent than that section	Support	ACNR	Tabled in subcommittee		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Public Safety	HB 2244	Spruill, Lionell	School Resource Office Grants Program and Fund	Provides that proceeds of the School Resource Officer Grants Fund may be disbursed to award matching grants to local law-enforcement agencies and local school boards that have established a collaborative agreement to employ school resource officers in elementary schools within their shared district. Under current law, funds may be disbursed only when school resource officers are employed in middle or high schools within the district	Support	Appropriations	Tabled in subcommittee		
Public Works	HB 1405	Bell, Richard	Private road easements; maintenance and repairs.	Provides that all the property owners served by a private road or right-of-way that serves as the primary source of ingress and egress for the properties are jointly and equally responsible for the cost of maintaining and repairing the road or right-of-away unless the owners agree otherwise. Such costs include the cost of snow removal but do not include the cost of capital improvements to the road or right-of-way.	Neutral	Courts of Justice	Subcommittee recommends tabling (Jan 9)		
Public Works	HB 2141	Keam, Mark	Street maintenance payments	Provides for increased highway maintenance payments by the Commissioner of Highways to municipalities where traffic volumes exceed the statewide average by more than 20 percent	Support	Transportation	Tabled in subcommittee		
Stormwater	HB 1488	Rush, Nick	Local implementation of stormwater management program	Delays the date that local governments will have to assume responsibility for administering the stormwater management program from July 1, 2014, to July 1, 2015.	Support	ACNR	Tabled in subcommittee		
Stormwater	HB 1548	Knight, Barry	Guidance documents for municipal separate storm sewer (MS4) permittees	Requests the Department of Conservation and Recreation and the Department of Environmental Quality to jointly prepare guidance documents to assist MS4 permittees in developing and implementing their Chesapeake Bay Total Maximum Daily Load (Bay TMDL) Action Plans. The guidance documents shall (i) identify methodologies to be used by MS4 permittees in calculating nutrient reductions and best management practices efficiencies as part of their Bay TMDL planning activities pursuant to MS4 permits and (ii) assist MS4 permittees in developing and implementing their Action Plans.	Support	ACNR	Stricken from docket by voice vote (Jan 16)		
Taxes	HB 1329	Head, Christopher	Local taxes, interest on refunds & delinquent taxes	Authorizes localities not to pay interest on the refund of local taxes when the refund is due to errors made by the taxpayer.	Support	Finance	Subcommittee recommends striking from docket (Jan 28)		
Taxes	HB 1330	Greason, Thomas	Admissions tax in Loudoun County	Adds Loudoun County to the list of counties that are authorized to levy a tax on admissions charged for attendance at events.	Neutral, if overlapping town/county powers issue resolved	Finance	Stricken by voice vote		
Taxes	HB 1437	Purkey, Harry	Intangible personal property tax; machinery and tools	Classifies as intangible personal property, and therefore subject solely to state taxation, machinery and tools purchased on or after July 1, 2013, that have not been in service for more than three years.	Oppose	Finance	Subcommittee failed to recommend reporting (Jan 25)		
Taxes	HB 1534	Dance, Rosalyn	Local taxes; interest on refunds and delinquent taxes	Authorizes localities to not pay interest on the refund of local taxes when the refund is due to errors made by the taxpayer, but only if the locality does not collect interest on taxes that are delinquent due to errors made by the locality	Oppose	Finance	Subcommittee recommends incorporating (HB1578) (Jan 16)		
Taxes	HB 1578	Wilt, Tony	Local taxes; interest on refunds and delinquent taxes	Authorizes each locality not to pay interest on the refund of local taxes when the refund is due to errors made by the taxpayer, provided that the locality does not collect interest on taxes that are delinquent because of errors made by the locality. The benefit of not collecting or paying interest applies only when the refund or payment of the delinquent taxes is made within 60 days of notice of the error	Oppose	Finance	Subcommittee recommends tabling (Jan 16)		
Taxes	HB 1687	Iaquinto, Salvatore	Real property tax; increases in assessed value for prior years.	Reduces the period of time in which the assessed value of real property may be increased for prior years from the three preceding tax years to the preceding tax year.	Neutral	Finance	Passed the House (Jan 24)	Finance	Passed by indefinitely in Senate Finance (Feb 12)

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Taxes Economic Development	HB 1831	Lingamfelter, L. Scott	Tax incentives for beginning businesses	Exempts beginning businesses owned by disabled veterans with service-connected disabilities from certain fees imposed by the State Corporation Commission (SCC) and exempts all beginning businesses from the local business license tax. The bill also establishes state tax credits for beginning businesses for local personal property taxes paid by such businesses. The exemptions and tax credits would apply up through the first two full years that the business is in operation in the Commonwealth. The SCC fee exemptions and the business license tax exemption would only apply to businesses beginning operations on or after July 1, 2013, while the state tax credits would apply to businesses beginning operations on or after January 1, 2013.	Oppose	Finance	Tabled in subcommittee		
Transportation Funding	HB 1403	Cole, Mark	Sales and use tax revenue dedicated to the Transportation Trust Fund	Increases the amount of sales and use tax revenue dedicated to the Transportation Trust Fund from an amount generated by a 0.5 percent tax rate under current law to an amount generated by a one percent tax rate, phased in by a 0.1 percent increase each year for five years, or over a longer period of time if there is a lack of growth in general fund revenues.	Needs research	Finance	Incorporated into HB2313		
Transportation Funding	HB 1472	Watts, Vivian	Transportation funding and administration	Provides additional funding for transportation by (i) imposing a motor fuels sales tax rate of five percent for highway maintenance; (ii) increasing the state sales tax in Northern Virginia by 0.5 percent for transportation projects in Northern Virginia; and (iii) adding an additional recordation tax in Northern Virginia at a rate of $0.40 per $100 valuation. The bill also reduces the sales and use tax rate on food for human consumption from 1.5 percent to one percent, and repeals the authority for certain localities to impose a local income tax. The bill removes the sunset date (June 30, 2018) from the legislation that reduced the special real property tax rate on commercial property in Northern Virginia from $0.25 per $100 of assessed value to $0.125 per $100 of assessed value. Finally, the bill increases the special real property tax rate on commercial property in localities in Hampton Roads from $0.10 per $100 of assessed value to $0.125 per $100 of assessed value.	Needs research	Finance	Tabled by voice vote		
Transportation Funding	HB 1663	Minchew, J. Randall	Local motor fuels tax	Authorizes any county or city to impose a tax at a rate not to exceed $0.10 per gallon on motor fuel sold by a wholesale distributor to a retail dealer in the locality. The revenue from such tax shall be used solely for transportation projects		Finance	Incorporated into HB2313		
Transportation Funding	HB 1677	Hugo, Timothy	Transportation funding; elimination and increasing certain taxes	Adjusts the sources and amounts of funding for transportation by repealing the tax on all motor fuels except diesel fuel and diesel blended fuel, increasing the retail sales and use tax rate by 0.75 percent and allocating the additional revenue to transportation according to the current formula for motor fuels tax revenue allocation, and doubling the amount of current sales and use tax revenue dedicated to the Transportation Trust Fund	Needs research	Finance	Incorporated into HB2313		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Transportation Funding	HB 1878	Morrissey, Joseph	Establishing and adjusting sources of revenue for appropriations of the Commonwealth and its localities	Establishes a five percent tax on motor fuels sales based on the statewide average wholesale price of a gallon of self-serve unleaded regular gasoline. The revenues would be distributed to the Highway Maintenance and Operating Fund, the Transportation Trust Fund, the Intercity Passenger Rail Operating and Capital Fund, and the localities to be used for transportation purposes; Increases the additional registration fee on electric vehicles from $50 to $102 and requires hybrid electric motor vehicles registered in the Commonwealth to pay this fee. However, owners of hybrid electric motor vehicles registered in the Commonwealth would be eligible for a refund of the new five percent tax on motor fuels sales; Lowers individual income tax rates and changes the individual income tax structure, effective January 1, 2014. Income less than $5,000 would be taxed at a 0.75% rate, income over $5,000 and up to $17,000 would be taxed at a 4.5% rate, and income over $17,000 would continue to be taxed at a 5.75% rate; Repeals income tax credits for vehicle emissions testing equipment, clean-fuel vehicles, and biodiesel fuel producers effective for taxable years beginning on or after January 1, 2013; Eliminates the sales tax exemption currently extended to certain services, such as auto repairs, taxi and limousines, armored cars, travel, and transportation.	Needs research	Finance	Tabled by voice vote		
Transportation Funding	HB 2063	Rust, Thomas	Establishing and adjusting sources of revenues for appropriations of the Commonwealth	Establishes a 5% tax on motor fuels sales based on the statewide average wholesale price of a gallon of self-serve unleaded regular gasoline. The revenues would be distributed to the Highway Maintenance and Operating Fund, the Transportation Trust Fund, the Intercity Passenger Rail Operating and Capital Fund, and the localities to be used for transportation purposes; Increases the additional registration fee on electric vehicles from $50 to $102 and requires hybrid electric motor vehicles registered in the Commonwealth to pay this fee. However, owners of hybrid electric motor vehicles registered in the Commonwealth would be eligible for a refund of the new 5% tax on motor fuel sales; Repeals income tax credits for vehicle emissions testing equipment effective for taxable years beginning on or after January 1, 2013;	Needs research	Finance	Tabled by voice vote		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Transportation Funding	HB 2179	Rust, Thomas	Establishing and adjusting sources of revenue for appropriations of the Commonwealth and its localities	Establishes a five percent tax on motor fuels sales based on the statewide average wholesale price of a gallon of self-serve unleaded regular gasoline. The revenues would be distributed to the Highway Maintenance and Operating Fund, the Transportation Trust Fund, the Intercity Passenger Rail Operating and Capital Fund, and the localities to be used for transportation purposes; Increases the additional registration fee on electric vehicles from $50 to $102 and requires hybrid electric motor vehicles registered in the Commonwealth to pay this fee. However, owners of hybrid electric motor vehicles registered in the Commonwealth would be eligible for a refund of the new five percent tax on motor fuels sales; Prohibits the placement of tolls on existing roads in the Commonwealth without the approval of the General Assembly; Lowers individual income tax rates and changes the individual income tax structure, effective January 1, 2014. Income less than $5,000 would be taxed at a 0.75% rate, income over $5,000 and up to $17,000 would be taxed at a 4.5% rate, and income over $17,000 would continue to be taxed at a 5.75% rate; Repeals income tax credits for vehicle emissions testing equipment, clean-fuel vehicles, and biodiesel fuel producers effective for taxable years beginning on or after January 1, 2013; Eliminates the sales tax exemption currently extended to certain services, such as auto repairs, taxi and limousines, armored cars, travel, and transportation	Needs research	Finance	Tabled by voice vote		
Transportation Funding	HB 2224	Howell, Algie	Motor fuels tax; rate increase	Increases the motor fuels tax rate by $0.10 per gallon and dedicates the additional revenue to the operation, maintenance, improvement, and expansion of the Commonwealth's transportation system	Needs research	Finance	Tabled by voice vote		

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Transportation Funding	HB 2253	Albo, David	Transportation funding	The bill (i) decreases all individual income tax rates by 0.2%; (ii) adopts market-based sourcing for corporate income tax for the sourcing of services, marketable securities, and property; and (iii) repeals (a) the land preservation tax credit, (b) the long-term care insurance tax credit, and (c) the coalfield employment enhancement tax credit, including the ability of electricity generators to allocate tax credits earned by such persons for purchasing coal to persons with an economic interest in coal. Imposes a 5% state tax on motor fuels sales based on the statewide average wholesale price of a gallon of self-serve unleaded regular gasoline. The revenues would be distributed for maintenance of roads in the secondary state highway system and construction of new roads. Increases the additional state registration fee on electric vehicles from $50 to $102 and requires hybrid electric motor vehicles registered in the Commonwealth to pay this fee. However, owners of hybrid electric motor vehicles registered in the Commonwealth would be eligible for a refund of the new 5% tax on motor fuels sales. Imposes a 2% state transient occupancy tax, an initial 1% state motor vehicle registration fee, and a $0.20 per $100 recordation fee in any locality in Northern Virginia that is imposing either of the two local taxes set forth below. Completely exempts food for human consumption from state and local sales taxes, repeals the sales and use tax exemption for nonprofit entities, and increases the amount of state sales tax distributed to localities from 1% to 1.23%. Authorizes Fairfax County, Loudoun County, and Prince William County to impose a 4% food and beverage tax without a referendum, to be used for the construction of roads that reduce traffic congestion. All provisions of the bill, except the adoption of market-based sourcing for corporate income tax, are effective January 1, 2016. The market-based sourcing for corporate income tax is effective January 1, 2014.	Needs research	Finance	Incorporated into HB2313		
Zoning	HB 1430	Lingamfelter, L. Scott	Right to Farm Act	Expands the definition of agricultural operations to include the commerce of farm-to-business and farm-to-consumer sales. The commerce and sale of certain items, such as art, literature, artifacts, furniture, food, beverages, and other items that are incidental to the agricultural operation, and constitute less than a majority amount of production or sales, or less than a majority of annual revenues from such sales, are defined as part of the agricultural operation. The bill gives persons engaged in agricultural operations a cause of action against the county or any official or employee of the county for violations of the Right to Farm Act. Two provisions of the bill are retroactively effective to the original enactment of the Right to Farm Act on July 1, 1981. The first is expansion of the definition of agricultural operation; the second asserts that any ordinance directed at persons, property, or activity on land that is zoned agricultural or silvicultural that seeks to restrict free speech or the right to assembly, among other rights, is null and void	Oppose	ACNR	Passed the House (Feb 4)	ACNR	Passed by indefinitely in Senate ACNR (Feb 14)

Subject Area	Bill Number	Patron	Title	Summary	Staff Recommendation	House Committee	House Status	Senate Committee	Status in Senate
Zoning	HB 1574	Minchew, J. Randall	Uniform Statewide Building Code; enforcement by towns	Provides that if any town does not elect to enforce the Uniform Statewide Building Code, then such enforcement shall be the responsibility of the county in which the town is situated. The bill also provides that the enforcement by the county shall be with equal dignity as the county does in unincorporated areas of the county and no agreement between the town and the county shall be required as a prerequisite for the county to perform this obligation.	Support	General Laws	Passed the House (Jan 23)	General Laws	Failed to report from committee; referred to Housing Commission

Town of Leesburg
2013 Legislative Scorecard

	Item	2013 Action	2012 Action
	Thomas Balch Library Endowment Fund	SB 890 (Herring) and HB 1558 (Minchew) passed and enacted.	N/A
	Add Real Estate Property Tax to Incentives to Arts & Cultural Districts	SB 1065 (Herring) and HB 1586 (Minchew) passed and enacted, adding real estate tax rebates to Arts & Cultural District incentives.	N/A
	Stable, Dedicated Funding for Intermodal Transportation Facilities	HB 2313 created new state, regional and local revenues for transportation facilities.	No action.
	Construction of Grade-Separated Interchanges	Design costs for the Edwards Ferry/Bypass interchange is included in the NVTA's funded projects list. With the new transportation revenue, we anticipate receiving additional funding for the other interchanges in Town.	No action.
	Revision of the Local Fines & Fees Distribution	Del Minchew introduced a budget amendment to address the delay in receipt of fines & fees by localities. No change in collection and distribution method, but it did highlight our issue.	N/A
	County Enforcement of Uniform Statewide Building Code in Town	HB 1574 (Minchew) made it through the House but got hung up it in committee in the Senate. SB 1239 (Herring) didn't make it out of committee. Bills were referred to the Housing Commission, which meets on July 16 to discuss.	N/A

	Eminent Domain "Clean Up" Legislation	No action, but it was unrealistic to expect any action without significant examples of problems with the existing language.	N/A
	Derelict Temporary Non-residential Structures	Both SB 744 (Black) and HB 1589 (Minchew) passed and enacted, but amendments place our lien for the cost of demolition behind the first lienholder, unless their consent is obtained.	No action. In the 2012 session, we sought amendments to the Building Code regarding the definition of "derelict".
	Tree Save Efforts	No action, but our request was not specific enough to draft bill language.	No action.
	Precious Metals Dealers	No action. This item was added to the legislative agenda too late to get a bill introduced.	N/A
	Water Quality Funding	No new funding. In addition, HB 2190 reduces localities' authority to establish local requirements for stormwater facilities that are more stringent than state requirements.	No action.
	City Status	No action.	No action.
	Restoration of HB 599 Law Enforcement Assistance Funding	No action.	No action.
	Joint Town/County Powers	HB 1535 (Rust) was left in committee, but the general issue was referred to the Commission on Local Government. A task force, comprised of 4 town attorneys and 4 county attorneys, has been formed to review current status of the law and to make recommendations for changes. Task force report is due out by Nov 1, 2013.	N/A
	Repeal HB 1307 (Temporary Family Health Care Structures)	Not only was this bill not repealed, but HB 1416 actually reduces local authority to regulate these structures.	No action.