



# 2017 General Assembly Report Week 4

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Week four of the Virginia General Assembly's 2017 legislative session again saw action taken on numerous bills of interest to VAMA's members as the "crossover" deadline of February 7 approaches. This is the procedural mid-way point in session by which all House and Senate bills must pass their chamber of origin and be transmitted to the other body or fail to receive any further consideration. Highlighted actions from this week are summarized below. A comprehensive list of bills currently being monitored by VAMA's advocacy team is attached.

## **AOBA/VAMA 2017 Lobby Day a Resounding Success**

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Nearly 60 commercial and multifamily property owners and managers descended upon Richmond this week to participate in the annual AOBA/VAMA Lobby Day program. This marked a record attendance for the program in which members experience the legislative process firsthand and contribute to the industry's advocacy efforts. Members observed floor sessions and issue debates, met face-to-face with legislators about AOBA/VAMA priority legislation and even testified before Senate Committee regarding proposed measures.

Member engagement in the policy process makes a significant impact and several Delegates and Senators have recognized the industry's strong showing at the General Assembly this year.

## **Accommodation of Assistive Animal Requests**

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VAMA-initiated legislation to require that an individual verifying a disability and the disability related need for an assistive animal under fair housing law have a therapeutic relationship with the prospective tenant requesting accommodation passed unanimously through the House of Delegates last week. Identical Senate legislation has been scheduled for a hearing in the Senate Committee on General Laws next week.

## **Trespass Towing Regulations**

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Legislation regarding trespass towing regulation in Northern Virginia was the subject of significant confusion and drama this week. [S.B. 1468](#), patroned by Senator David Marsden (D-Burke), would repeal the existing authority for a local government to enact a "second signature" requirement for trespass towing from private property. This measure is responsive to recent action by the Arlington County Board to enact such a

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burdensome regulation. The bill passed the Senate Committee on Transportation last week on a 9-4 over the strenuous objections of Arlington County. Arlington County continued to oppose the measure as the bill moved to the Senate floor, where Senator Barbara Favola (D-Arlington) called on the Support of her colleagues in the Democratic caucus to vote against the measure. The bill passed on a 23-17 vote, but was brought back for reconsideration as Senator Favola managed to flip the votes of a few more of her Democratic colleagues. When a revote was cast, the result was a 20-20 tie. Lieutenant Governor Ralph Northam (D) cast a tie-breaking vote to defeat the legislation on the Senate floor. However, the issue became even more convoluted as Senator Lionell Spruill (D-Chesapeake) subsequently indicated that he was not in the room during the vote and another Senator had improperly cast his vote against the bill. Senator Spruill had intended to support the bill. Procedurally, a third vote would require unanimous consent to put the bill back before the full Senate, a professional courtesy that Senator Spruill's colleagues from Arlington were not willing to grant.

Identical House legislation, however, remains viable. [H.B. 1960](#), patroned by Delegate Tim Hugo (R-Clifton) passed unanimously through a Transportation Subcommittee and then through the full House Committee on Transportation this week. It will head to the House floor on the uncontested calendar to be voted on in block with other non-controversial measures next week. If the bill passes, it will set up another vote before the full Senate after Crossover.

### **Misdemeanor Crime for Failing to Inspect Units for Abandoned Animals**

Last week, VAMA defeated legislation introduced at the request of the ASPCA to establish a misdemeanor crime if a housing provider fails to inspect a unit vacated by a tenant for abandoned animals within two days where the housing provider "should have known" that a companion animal was present. VAMA testified against [H.B. 2382](#) in the Civil Law Subcommittee of the House Committee on Courts of Justice and the bill was unanimously laid on the table to receive no further consideration this year.

Senator Lionell Spruill (D-Chesapeake) introduced similar legislation ([S.B. 959](#)) on behalf of ASPCA in the Senate. Senator Spruill agreed to amend his bill to place the onus where it properly belongs, on the tenant perpetrating the crime of animal abandonment. The bill was successfully amended this week and reported from the Senate Committee on General Laws.

### **Transfer of Authority over the Statewide Fire Prevention Codes**

Senator John Edwards introduced [S.B. 1365](#). This legislation would transfer authority over the promulgation and adoption of the Statewide Fire Prevention Codes from the Board of Housing and Community Development (where it has resided since 1972) to the Fire Services Board. This is another in a series of legislative and administrative attempts to wrest control over the Fire Prevention Codes over the last ten years. VAMA has engaged in the current regulatory process for over 20 years and it is among the most fair, open and transparent in the country. In contrast, the Fire Services Board

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does not represent the broad array of stakeholder groups affected by the codes. The Board is comprised of 15 positions, of which 12 are legislative proscribed to be affiliated with either local government or the fire services industry. Only one position is designated to represent the industries affected by the codes.

VAMA rallied a coalition of stakeholder groups including retailers, the hospitality industry, churches, homebuilders, and code officials to oppose the measure. The bill was defeated in the Senate Committee on General Laws on a 10-5 vote this week with strong opposition from the business community.

### **Local Authority to Place Liens on Property for Tenant Delinquencies**

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Senator Mamie Locke (D-Hampton) introduced a bill at the request of the City of Newport News to allow local governments to place a lien on a property for the delinquent waste and recycling collection debts of a tenant. VAMA testified against the measure, [S.B. 884](#), in the Senate Committee on Local Government and the bill was passed by indefinitely on a narrow vote of 7-6.

### **Amendments to the Virginia Rental Housing Act**

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Delegate Jackson Miller (R-Manassas) once again introduced the annual omnibus bill containing industry-friendly amendments to the Virginia Rental Housing Act. Below are some of the highlights of provisions included in this year's legislation:

- Creates further uniformity in the application of the provisions of the Virginia Residential Landlord/Tenant Act (VRLTA) to all residencies, while allowing a housing provider that owns no more than two single-family units to opt out of the VRLTA and be subject only to the Virginia Landlord/Tenant Act (VLTA)
- Confirms sections in the VRLTA and VLTA, including provisions related to security deposits, lease terms, notice and disclosure
- Clarifies that a housing provider must provide a tenant with written notice of their right to be present for a unit inspection and provides for a housing provider to furnish a tenant with a written statement of charges and payments over the previous 12 months rather than an "accounting" as presently required under current law
- Clarifies that any activity involving or constituting a criminal or willful act by a tenant or authorized occupant, guest or invitee qualifies as an immediate non-remediable violation for which the housing provider may terminate the tenancy
- Stipulates procedures in the event of the death of a tenant, including authorizing a housing provider to dispose of the property of a deceased tenant within 30 days if a personal representative has not been appointed by the Circuit Court after provision of 10 days notice
- Provides that authorized occupants, guests or invitees must vacate the unit upon the death of a sole tenant

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- Allows a housing provider to request during a pending unlawful detainer action an order holding the tenant in contempt for failing to provide the housing provider with access to the dwelling unit
  - Adds oil to the utilities that may be included in ratio utility billing
  - Requires a landlord to provide a written security deposit deposition statement following a move-out inspection and allows a housing provider to seek recovery for additional damages discovered after the security deposit deposition has been made
  - Authorizes a housing provider to retain an attorney to prepare or provide any required written notice and permits the use of electronic signature or notarization

The bill moved this week unanimously through the Housing Subcommittee and the full House Committee on General Laws. It will head to the House floor next week for a vote.

NOTE: Below are an additional 50 pages of actual bills and updates taken from the Virginia Legislative Information System. Anyone is able to look up the status of any bill at any time by using the link below.

<http://leg1.state.va.us/>

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**[HB 1506 Vacant developed property; overgrown shrubs and trees.](#)**

*Chief patron:* Helsel

A BILL to amend and reenact § 15.2-901 of the Code of Virginia, relating to cutting of overgrown shrubs and trees on vacant developed property.

17101688D

*Summary as introduced:*

**Vacant developed property; overgrown shrubs and trees.** Authorizes localities to require owners of vacant developed property to cut overgrown shrubs and trees on the property. The bill also authorizes localities, after reasonable notice, to cut overgrown shrubs and trees on vacant developed property and charge the cost to the owner.

12/19/16 House: Prefiled and ordered printed; offered 01/11/17 17101688D

12/19/16 House: Referred to Committee on Counties, Cities and Towns

01/12/17 House: Assigned CC & T sub: Subcommittee #2

01/18/17 House: Subcommittee failed to recommend reporting (4-Y 5-N)

**[HB 1515 Circuit court clerks; electronic transfer of certain documents.](#)**

*Chief patron:* Leftwich

A BILL to amend and reenact §§ 58.1-3303, 58.1-3360.1, 58.1-3361, and 64.2-510 of the Code of Virginia, relating to electronic transfer of certain documents from circuit court clerks.

17101620D

*Summary as passed House:*

**Circuit court clerks; electronic transfer of certain documents.** Permits circuit court clerks to transfer electronically, or provide electronic access to, documents related to certain real property information to certain public officials.

01/25/17 House: Printed as engrossed 17101620D-E

01/26/17 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

01/26/17 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

01/27/17 Senate: Constitutional reading dispensed

01/27/17 Senate: Referred to Committee for Courts of Justice

**[HB 1516 Surviving spouse's elective share; homestead allowance benefit.](#)**

*Chief patron:* Leftwich

A BILL to amend and reenact § 64.2-311 of the Code of Virginia, relating to surviving spouse's elective share; homestead allowance benefit; emergency.

17100816D

*Summary as introduced:*

**Surviving spouse's elective share; homestead allowance benefit.** Provides that if a surviving spouse of a decedent dying on or after January 1, 2017, claims and receives an elective share, the homestead allowance available to the spouse shall be in addition to any benefit or elective share passing to such surviving spouse. The bill provides consistency with other provisions of Article 1.1 (§ 64.2-308.1 et seq.) of Chapter 3 of Title 64.2, which governs the elective share of the surviving spouse of a decedent dying on or after July 1, 2017, which was enacted in 2016. The bill contains an emergency clause.

EMERGENCY

01/25/17 House: Read second time and engrossed

01/26/17 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

01/26/17 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

01/27/17 Senate: Constitutional reading dispensed

01/27/17 Senate: Referred to Committee for Courts of Justice

**[HB 1521 Commonwealth's tax code; conformity with federal law; emergency.](#)**

*Chief patron:* Ware

An Act to amend and reenact § 58.1-301 of the Code of Virginia, relating to conformity of the Commonwealth's taxation system with the Internal Revenue Code.

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*Summary as introduced:*

**Commonwealth's tax code; conformity with federal law; emergency.** Advances conformity with the federal tax code to December 31, 2016. The bill contains an emergency clause.

EMERGENCY

01/30/17 House: Signed by Speaker

01/30/17 Senate: Signed by President

01/31/17 House: Impact statement from TAX (HB1521ER)

01/31/17 House: Enrolled Bill communicated to Governor on 1/31/17

01/31/17 Governor: Governor's Action Deadline Midnight, February 7, 2017

### **HB 1532 Fire Programs Fund.**

*Chief patron:* Wright

A BILL to amend and reenact § 38.2-401 of the Code of Virginia, relating to the Fire Programs Fund; rate of assessment; allocations.

17102058D

*Summary as passed House:*

**Fire Programs Fund.** Increases the share of certain moneys in the Fund to be allocated to localities for the improvement of volunteer and career fire services from 75 percent to 80 percent. The measure has a delayed effective date of January 1, 2018.

01/23/17 House: Read third time and passed House (97-Y 2-N)

01/23/17 House: VOTE: PASSAGE (97-Y 2-N)

01/24/17 Senate: Constitutional reading dispensed

01/24/17 Senate: Referred to Committee on Commerce and Labor

01/25/17 House: Impact statement from DPB (HB1532E)

### **HB 2312 Industrial development authorities; issuance of bonds to finance local tax preferences.**

*Chief patron:* Morefield

A BILL to amend and reenact § 15.2-4905 of the Code of Virginia, relating to industrial development authorities; issuance of bonds to finance local tax preferences.

17103377D

*Summary as introduced:*

**Industrial development authorities; issuance of bonds to finance local tax preferences.** Authorizes industrial development authorities to make loans to any locality for the purpose of reducing local tax rates.

01/12/17 House: Presented and ordered printed 17103377D

01/12/17 House: Referred to Committee on Counties, Cities and Towns

01/19/17 House: Assigned CC & T sub: Subcommittee #1

01/23/17 House: Impact statement from TAX (HB2312)

**Counts:** HB: 6

### **HB 1465 Electric energy consumption reduction goal; progress reports.**

*Chief patron:* Sullivan

A BILL to amend and reenact the third enactment of Chapter 888 and the third enactment of Chapter 933 of the Acts of Assembly of 2007, relating to the Commonwealth's goal of reducing the consumption of electric energy.

17101751D

*Summary as introduced:*

**Electric energy consumption reduction goal; progress reports.** Directs the Department of Mines, Minerals and Energy, in consultation with the staff of the State Corporation Commission, to report annually, commencing no later than December 15, 2018, on the progress the Commonwealth is making toward meeting the goal adopted in 2007 of reducing the consumption of electric energy by retail customers by the year 2022 by an amount equal to 10 percent of the amount of electric energy consumed by retail customers in 2006. The bill requires the reports to be made to the General Assembly and the Governor's Executive Committee on Energy Efficiency (the Committee) or, if the Committee ceases operations, to the Governor.

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12/07/16 House: Prefiled and ordered printed; offered 01/11/17 17101751D  
12/07/16 House: Referred to Committee on Commerce and Labor  
01/12/17 House: Impact statement from DPB (HB1465)  
01/17/17 House: Assigned C & L sub: Special Subcommittee on Energy  
01/31/17 House: Subcommittee recommends laying on the table

### **HB 1658 Electric utility customer account information confidential.**

*Chief patron:* Marshall, R.G.

A BILL to amend the Code of Virginia by adding a section numbered 56-245.1:3, relating to electric utility customer account information.

17103692D

*Summary as introduced:*

**Electric utility customer account information confidential.** Provides that an electric utility or any officer, agent, or employee of the electric utility, or for any other person the electric utility authorizes to receive customer account information in connection with any business of the electric utility, shall not without the consent of the customer knowingly disclose any customer account information to any person, subject to certain exceptions.

01/05/17 House: Prefiled and ordered printed; offered 01/11/17 17103692D

01/05/17 House: Referred to Committee on Commerce and Labor

01/11/17 House: Impact statement from SCC (HB1658)

01/17/17 House: Assigned C & L sub: Special Subcommittee on Energy

01/31/17 House: Subcommittee recommends laying on the table

### **HB 1703 Electric and natural gas utilities; energy efficiency goals.**

*Chief patron:* Sullivan

A BILL to amend and reenact § 56-235.1 of the Code of Virginia, relating to electric and natural gas utilities; energy efficiency goals established.

17102468D

*Summary as introduced:*

**Electric and natural gas utilities; energy efficiency goals.** Requires investor-owned electric utilities, cooperative electric utilities, and investor-owned natural gas distribution utilities to meet incremental annual energy efficiency goals. Electric utilities are required to implement cost-effective energy efficiency measures to achieve the goal of two percent savings by 2032 and thereafter, with interim goals that start at 0.25 percent for 2018-2019 and increase in biennial increments of 0.25 percent until 2032. Gas utilities are required to achieve the goal of one percent savings by 2032 and thereafter, with interim goals that start at 0.125 percent for 2018-2019 and increase in biennial increments of 0.125 percent until 2032. The utilities are required to submit energy efficiency plans with the State Corporation Commission (SCC). The SCC (i) shall order changes to a plan submitted by a utility that does not demonstrate that the utility will achieve incremental annual energy efficiency goals; (ii) shall require utilities to commence compliance efforts with the incremental annual energy efficiency goals during calendar year 2018, though it may adjust the goal for 2018 if appropriate to address a partial year of implementation; (iii) may design performance incentives that reward utilities for exceeding efficiency goals; (iv) shall require utilities to report annually to the SCC on their efforts and progress in meeting the incremental annual energy efficiency goals; and (v) shall submit reports regarding compliance with the requirements of the incremental annual energy efficiency goals every five years.

01/06/17 House: Prefiled and ordered printed; offered 01/11/17 17102468D

01/06/17 House: Referred to Committee on Commerce and Labor

01/17/17 House: Assigned C & L sub: Special Subcommittee on Energy

01/17/17 House: Impact statement from SCC (HB1703)

01/31/17 House: Subcommittee recommends laying on the table

### **HB 1800 Electric utility regulation; third party power purchase agreements.**

*Chief patron:* Toscano

A BILL to amend and reenact § 56-577 of the Code of Virginia, relating to electric utility regulation; retail sales of renewable energy under third party power purchase agreements.

17101835D

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*Summary as introduced:*

**Electric utility regulation; third party power purchase agreements.** Authorizes individual retail customers of electric energy to own and operate, or contract with other persons to own, operate, or both, a renewable electrical generating facility under a third party power purchase agreement, on the customer's premises that meets the "eligible customer-generator" requirements for nonresidential customers and agricultural customers under the Commonwealth's net energy metering program.

01/09/17 House: Prefiled and ordered printed; offered 01/11/17 17101835D

01/09/17 House: Referred to Committee on Commerce and Labor

01/17/17 House: Assigned C & L sub: Special Subcommittee on Energy

01/18/17 House: Impact statement from SCC (HB1800)

01/31/17 House: Subcommittee recommends laying on the table

### **HB 1974 Clean Power Plan; state implementation plan; General Assembly approval.**

*Chief patron:* O'Quinn

A BILL to require the Department of Environmental Quality to receive approval from the General Assembly for a state plan to regulate carbon dioxide emissions from existing stationary sources prior to submitting the state plan to the U.S. Environmental Protection Agency for approval.

17101920D

*Summary as introduced:*

**Clean Power Plan; state implementation plan; General Assembly approval.** Requires the Department of Environmental Quality to receive approval from the General Assembly for a state implementation plan to regulate carbon dioxide emissions from existing power plants prior to submitting the plan to the U.S. Environmental Protection Agency for approval.

01/26/17 House: Read first time

01/27/17 House: Motion to refer to committee agreed to

01/27/17 House: Referred to Committee on Appropriations

01/27/17 House: Assigned App. sub: Commerce, Agriculture, Natural Resources and Technology

02/01/17 House: Subcommittee recommends reporting (6-Y 1-N)

### **HB 2018 Virginia Alternative Energy and Coastal Protection Act; established, report.**

*Chief patron:* Villanueva

A BILL to establish a statewide funding source to affected localities for flood resilience by joining the Regional Greenhouse Gas Initiative; Virginia Alternative Energy and Coastal Protection Act.

17102526D

*Summary as introduced:*

**Virginia Alternative Energy and Coastal Protection Act.** Requires the Governor to seek to join the Regional Greenhouse Gas Initiative or other carbon trading program with an open auction of carbon allowances. The Department of Environmental Quality is directed to establish a carbon dioxide cap and trade program to reduce emissions released by electric generation stations. The revenues from the sale of carbon allowances are to be deposited in the Virginia Shoreline Resiliency Fund, a revolving fund established in 2016 for the purposes of mitigating future flood damage and creating a low-interest loan program to help residents and businesses that are subject to recurrent flooding.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17102526D

01/10/17 House: Referred to Committee on Commerce and Labor

01/17/17 House: Assigned C & L sub: Special Subcommittee on Energy

01/19/17 House: Impact statement from DPB (HB2018)

01/31/17 House: Subcommittee recommends laying on the table

### **HB 2112 Electric utilities; community renewable projects.**

*Chief patron:* Keam

A BILL to amend the Code of Virginia by adding a section numbered 56-585.1:3, relating to electric utilities; community renewable projects.

17102459D

*Summary as introduced:*

**Electric utilities; community renewable projects.** Requires the State Corporation Commission to adopt rules



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under which community renewable projects are authorized to operate. A community renewable project is solar or wind-powered electric generation facility with a capacity of not more than 20 megawatts that is operated subject to requirements that the electricity generated by the facility belongs to the project's subscribers. The facility may be owned either by the investor-owned electric utility or distribution cooperative in whose service territory the facility is located or a for-profit or nonprofit entity, which may be an entity entirely owned by or consisting of subscribers, that contracts to sell the electricity generated by the facility to the retail utility. The measure provides that neither the owner of a project nor its subscribers are public utilities and that prices paid for subscriptions in projects shall not be subject to regulation by the Commission. The measure also requires the retail utility to purchase all of the electricity generated by the project and that the purchase of the electricity by the utility shall take the form of a credit against the utility's electric bill to each of the project's subscribers. Finally, the measure requires the Commission to formulate and implement policies that simultaneously encourage the ownership by customers of subscriptions in projects and of other forms of distributed generation to the extent the Commission finds there to be demand for such ownership; the development of projects with attributes that the Commission finds result in lower overall total costs for the retail utility's customers; and successful financing and operation of subscriber-owned projects.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17102459D

01/10/17 House: Referred to Committee on Commerce and Labor

01/17/17 House: Assigned C & L sub: Special Subcommittee on Energy

01/18/17 House: Impact statement from SCC (HB2112)

01/31/17 House: Subcommittee recommends laying on the table

### **[HB 2291 Electric utilities; costs of modifications to nuclear generation facilities.](#)**

*Chief patron:* Kilgore

A BILL to amend and reenact § 56-585.1 of the Code of Virginia, relating to electric utility regulation; recovering costs of modifications to nuclear power generation facilities.

17103327D

*Summary as passed House:*

**Electric utilities; costs of modifications to nuclear generation facilities.** Authorizes an investor-owned electric utility to petition the State Corporation Commission for approval of a rate adjustment clause for recovery of the costs of a system or equipment upgrade, system or equipment replacement, or other cost reasonably appropriate to extend the combined operating license for, or the operating life of, nuclear generation facilities. The measure limits the scope of the requirement that a utility demonstrate that it has considered and weighed alternative options, including third-party market alternatives, in its selection process to certain new generation facilities. The measure provides that a utility's costs incurred in extending the combined operating license for, or the operating life of, a nuclear generation facility, which costs are prudently incurred prior to the Commission's entry of a final order on the petition, shall be deferred on the books and records of the utility until the later of the entry of a final order in the proceeding or until the implementation of any applicable approved rate adjustment clauses.

01/25/17 House: Passed by for the day

01/26/17 House: Read third time and passed House (93-Y 3-N 2-A)

01/26/17 House: VOTE: PASSAGE (93-Y 3-N 2-A)

01/27/17 Senate: Constitutional reading dispensed

01/27/17 Senate: Referred to Committee on Commerce and Labor

### **[HB 2358 Water utilities; temporary and interim rate increases.](#)**

*Chief patron:* Ransone

A BILL to amend and reenact §§ 56-237, 56-238, 56-240, and 56-245 of the Code of Virginia, relating to interim or temporary rates increases; water utilities.

17103616D

*Summary as introduced:*

**Water utilities; temporary and interim rate increases.** Bars an investor-owned water utility from changing its rates on an interim or temporary basis pending completion of a proceeding in which the utility is seeking a rate increase. The measure prohibits a change in the scheduled rates of such a water utility unless and until approved by the State Corporation Commission.

01/16/17 House: Presented and ordered printed 17103616D

01/16/17 House: Referred to Committee on Commerce and Labor

01/20/17 House: Impact statement from SCC (HB2358)

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### **[HB 2390 Renewable energy power purchase agreements; expands pilot program.](#)**

*Chief patron:* Kilgore

A BILL to amend and reenact § 1 of the first enactment of Chapters 358 and 382 of the Acts of Assembly of 2013, relating to pilot programs for third party power purchase agreements; institutions of higher education.

17103912D

*Summary as introduced:*

**Renewable energy power purchase agreements; pilot programs.** Expands the pilot program for renewable energy power purchase agreements authorized under legislation enacted in 2013 by directing that a pilot program be conducted by Appalachian Power. Currently, a pilot program is authorized only within Dominion Power's service territory. The measure provides that within the certificated service territory of Appalachian Power, nonprofit, private institutions of higher education are deemed to be customer-generators eligible to participate in the pilot program, without the requirement that they participate in the utility's net energy metering program. The aggregated capacity of all generation facilities that are subject to third party power purchase agreements in Appalachian Power's pilot program is capped at 10 megawatts.

01/18/17 House: Presented and ordered printed 17103912D

01/18/17 House: Referred to Committee on Commerce and Labor

01/24/17 House: Assigned C & L sub: Special Subcommittee on Energy

01/24/17 House: Impact statement from SCC (HB2390)

01/31/17 House: Subcommittee recommends reporting (11-Y 1-N)

### **[SB 813 Electric utility regulation; solar generation facilities.](#)**

*Chief patron:* Marsden

A BILL to amend and reenact § 56-585.1 of the Code of Virginia, relating to electric utility regulation; solar generation facilities.

17100749D

*Summary as introduced:*

**Electric utility regulation; solar generation facilities.** Exempts investor-owned electric utilities from the requirement that in a proceeding for approval to construct a generating facility they demonstrate that they have considered and weighed alternative options, including third-party market alternatives, in their selection process, if the proposed generating facility is located in the Commonwealth, uses energy derived from sunlight, and has been declared by statute to be in the public interest. The measure also directs that (i) any cost incurred or projected to be incurred by a utility in connection with such a generation facility is reasonable and prudent if the costs of the generation facility do not exceed by more than 10 percent the cost that would be incurred in the construction and operation of a combined-cycle combustion turbine generation facility with the same capacity and (ii) any increase in rates paid by customers as a result of the construction and operation of such a generation facility is reasonable if the projected increase in rates resulting from the construction and operation of such facility does not exceed by more than two percent the projected increase in rates that would occur if the utility constructed and operated a combined-cycle combustion turbine generation facility with the same capacity.

11/02/16 Senate: Prefiled and ordered printed; offered 01/11/17 17100749D

11/02/16 Senate: Referred to Committee on Commerce and Labor

01/06/17 Senate: Impact statement from SCC (SB813)

01/18/17 Senate: Assigned C&L sub: Renewable Energy

01/30/17 Senate: Passed by indefinitely in Commerce and Labor (15-Y 0-N)

### **[SB 990 Electric energy consumption reduction goal; progress reports.](#)**

*Chief patron:* Dance

A BILL to amend and reenact the third enactment of Chapter 888 and the third enactment of Chapter 933 of the Acts of Assembly of 2007, relating to the Commonwealth's goal of reducing the consumption of electric energy.

17104559D

*Summary as introduced:*

**Electric energy consumption reduction goal; progress reports.** Directs the Department of Mines, Minerals and Energy, in consultation with the staff of the State Corporation Commission, to report annually, commencing no later than December 15, 2018, on the progress the Commonwealth is making toward meeting the goal adopted in 2007 of reducing the consumption of electric energy by retail customers by the year 2022 by an amount equal to 10 percent of the amount of electric energy consumed by retail customers in 2006. The bill requires the reports to be made to

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the General Assembly and the Governor's Executive Committee on Energy Efficiency (the Committee) or, if the Committee ceases operations, to the Governor.

01/27/17 Senate: Reconsideration of passage agreed to by Senate (39-Y 0-N)

01/27/17 Senate: Passed Senate (34-Y 4-N 1-A)

01/31/17 House: Placed on Calendar

01/31/17 House: Read first time

01/31/17 House: Referred to Committee on Commerce and Labor

### **[SB 1014](#) Water public utilities; rate increases.**

*Chief patron:* Ebbin

A BILL to amend and reenact § 56-265.13:4 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 56-262.1, relating to water public utilities; rate increases.

17102150D

*Summary as introduced:*

**Water public utilities; rate increases.** Prohibits the State Corporation Commission from authorizing a water public utility, including a small water utility, from increasing its approved rates, fees, or charges through the use of a surcharge for non-revenue-generating infrastructure replacement or a similar surcharge pursuant to which the utility utilizes an automatic rate adjustment feature to increase its rates, fees, or charges. The measure further provides that the rates, fees, and charges that the Commission has approved for a utility to charge its customers shall not be authorized to increase above the amounts specified in an order of the Commission unless the Commission specifically increases such amounts in an order entered by the Commission.

01/12/17 Senate: Impact statement from SCC (SB1014)

01/30/17 Senate: Impact statement from DHCD/CLG (SB1014)

01/30/17 Senate: Committee substitute printed to LIS only 17104659D-S1

01/30/17 Senate: Passed by indefinitely in Commerce and Labor (13-Y 2-N)

02/02/17 Senate: Impact statement from SCC (SB1014S1)

### **[SB 1095](#) Electric utility regulation; suspension of reviews of earnings, Transitional Rate Period.**

*Chief patron:* Petersen

A BILL to amend and reenact § 56-585.1:1 of the Code of Virginia, relating to electric utility regulation; suspension of reviews of earnings; conclusion of Transitional Rate Period.

17101905D

*Summary as introduced:*

**Electric utility regulation; suspension of reviews of earnings; Transitional Rate Period.** Provides that the Transitional Rate Period will conclude on the date the carbon emission guidelines for existing electric power generation facilities that the U.S. Environmental Protection Agency has issued pursuant to § 111(d) of the federal Clean Air Act are withdrawn, repealed, found to be invalid or unenforceable, or otherwise barred from being implemented, if that date precedes the date when the Transitional Rate Period is scheduled to conclude under existing law. Pursuant to legislation enacted in 2015, the State Corporation Commission (SCC) is barred from conducting a biennial review of the rates, terms, and conditions for any service of these electric utilities during the Transitional Rate Period. Under existing law, the Transitional Rate Period is scheduled to conclude on December 31, 2017, for Appalachian Power and on December 31, 2019, for Dominion Virginia Power.

01/06/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101905D

01/06/17 Senate: Referred to Committee on Commerce and Labor

01/16/17 Senate: Passed by indefinitely in Commerce and Labor (12-Y 2-N)

01/18/17 Senate: Impact statement from SCC (SB1095)

### **[SB 1208](#) Electric utilities; community renewable projects.**

*Chief patron:* Wexton

A BILL to amend the Code of Virginia by adding a section numbered 56-585.1:3, relating to electric utilities; community renewable projects.

17102606D

*Summary as introduced:*

**Electric utilities; community renewable projects.** Requires the State Corporation Commission to adopt rules under which community renewable projects are authorized to operate. A community renewable project is solar or

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wind-powered electric generation facility with a capacity of not more than 20 megawatts that is operated subject to requirements that the electricity generated by the facility belongs to the project's subscribers. The facility may be owned either by the investor-owned electric utility or distribution cooperative in whose service territory the facility is located or a for-profit or nonprofit entity, which may be an entity entirely owned by or consisting of subscribers, that contracts to sell the electricity generated by the facility to the retail utility. The measure provides that neither the owner of a project nor its subscribers are public utilities and that prices paid for subscriptions in projects shall not be subject to regulation by the Commission. The measure also requires the retail utility to purchase all of the electricity generated by the project and that the purchase of the electricity by the utility shall take the form of a credit against the utility's electric bill to each of the project's subscribers. Finally, the measure requires the Commission to formulate and implement policies that simultaneously encourage the ownership by customers of subscriptions in projects and of other forms of distributed generation to the extent the Commission finds there to be demand for such ownership; the development of projects with attributes that the Commission finds result in lower overall total costs for the retail utility's customers; and successful financing and operation of subscriber-owned projects.

01/10/17 Senate: Prefiled and ordered printed; offered 01/11/17 17102606D

01/10/17 Senate: Referred to Committee on Commerce and Labor

01/18/17 Senate: Assigned C&L sub: Renewable Energy

01/18/17 Senate: Impact statement from SCC (SB1208)

01/30/17 Senate: Incorporated by Commerce and Labor (SB1393-Wagner) (15-Y 0-N)

### **[SB 1388 Electric utilities; margin on solar energy power purchase agreements.](#)**

*Chief patron:* Wagner

A BILL to amend the Code of Virginia by adding a section numbered 56-581.2, relating to electric utility regulation; earning a return under certain power purchase agreements.

17102584D

*Summary as introduced:*

**Electric utilities; margin on solar energy power purchase agreements.** Authorizes any investor-owned incumbent electric utility to enter into, recover the costs of, and earn a margin on power purchase agreements that (i) are executed between July 1, 2017, and July 1, 2018, and (ii) are for power generated by solar energy systems located in the Commonwealth and not constructed, owned, or operated by the utility (a) each of which systems has a capacity equal to or greater than two megawatts and (b) which systems in the aggregate have a capacity that is not more than one percent of the utility's adjusted Virginia peak-load forecast for the previous year. The costs and margin are recoverable through the utility's fuel factor proceeding. The measure provides that such agreements are in the public interest and that in reviewing the costs and the level of costs to be recovered, the State Corporation Commission shall liberally construe the provisions of this measure and shall presume that the costs associated with such agreements are reasonably and prudently incurred.

01/11/17 Senate: Prefiled and ordered printed; offered 01/11/17 17102584D

01/11/17 Senate: Referred to Committee on Commerce and Labor

01/18/17 Senate: Assigned C&L sub: Renewable Energy

01/19/17 Senate: Impact statement from SCC (SB1388)

01/30/17 Senate: Stricken at request of Patron in Commerce and Labor (15-Y 0-N)

### **[SB 1395 Small renewable energy projects; eligibility for permits by rule.](#)**

*Chief patron:* Wagner

A BILL to amend and reenact §§ 10.1-1197.5, 10.1-1197.6, and 10.1-1197.8 of the Code of Virginia, relating to small renewable energy projects; environmental permit by rule process.

17104843D

*Summary as introduced:*

**Small renewable energy projects; permits by rule.** Provides that certain small renewable energy projects proposed, developed, constructed, or purchased by a public utility if the project's costs are not recovered from Virginia jurisdictional customers under base rates or a rate adjustment clause, or by a utility aggregation cooperative, are eligible for a permit by rule and are exempt from environmental review and permitting by the State Corporation Commission. The measure exempts a small renewable energy project for which the Department of Environmental Quality has issued a permit by rule from the requirement that it obtain a certificate of public convenience and necessity for the construction or operation of the project. Finally, the measure increases the

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maximum rated capacity of solar and wind facilities that qualify as small renewable energy projects from 100 megawatts to 150 megawatts.

01/31/17 Senate: Engrossment reconsidered by Senate (38-Y 0-N)

01/31/17 Senate: Passed by for the day

02/01/17 Senate: Read second time

02/01/17 Senate: Engrossed by Senate - committee substitute SB1395S1

02/02/17 Senate: Read third time and passed Senate (36-Y 3-N 1-A)

### **[SB 1418](#) Electric utilities; costs of pumped hydroelectricity generation and storage facilities.**

*Chief patron:* Chafin

A BILL to amend and reenact § 56-585.1 of the Code of Virginia, relating to electric utility regulation; pumped hydroelectricity generation and storage facilities.

17103515D

*Summary as introduced:*

**Electric utilities; costs of pumped hydroelectricity generation and storage facilities.** Authorizes an investor-owned electric utility to petition the State Corporation Commission for approval of a rate adjustment clause for recovery of the costs of one or more pumped hydroelectricity generation and storage facilities that utilize renewable energy as all or a portion of their power source and are located in the coalfield region of the Commonwealth. The measure provides that the requirement that a utility demonstrate that it has considered and weighed alternative options, including third-party market alternatives, in its selection process does not apply to these generation and storage facilities. The construction of these generation and storage facilities is declared to be in the public interest, and in determining whether to approve such facility, the Commission is directed to liberally construe the provisions of Title 56.

02/02/17 Senate: Reading of amendments waived

02/02/17 Senate: Committee amendments agreed to

02/02/17 Senate: Engrossed by Senate as amended SB1418E

02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)

02/02/17 Senate: Passed by for the day

### **[SB 1471](#) Virginia Alternative Energy and Coastal Protection Act; established, report.**

*Chief patron:* Locke

A BILL to establish a statewide funding source to affected localities for flood resilience by joining the Regional Greenhouse Gas Initiative; Virginia Alternative Energy and Coastal Protection Act.

17104118D

*Summary as introduced:*

**Virginia Alternative Energy and Coastal Protection Act.** Requires the Governor to seek to join the Regional Greenhouse Gas Initiative or other carbon trading program with an open auction of carbon allowances. The Department of Environmental Quality is directed to establish a carbon dioxide cap and trade program to reduce emissions released by electric generation stations. The revenues from the sale of carbon allowances are to be deposited in the Virginia Shoreline Resiliency Fund, a revolving fund established in 2016 for the purposes of mitigating future flood damage and creating a low-interest loan program to help residents and businesses that are subject to recurrent flooding.

01/17/17 Senate: Presented and ordered printed 17104118D

01/17/17 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

01/19/17 Senate: Impact statement from DPB (SB1471)

### **[SB 1473](#) Electric utilities; recovery of costs of undergrounding distribution lines.**

*Chief patron:* Saslaw

A BILL to amend and reenact § 56-585.1 of the Code of Virginia, relating to electric utility regulation; recovery of costs of undergrounding distribution lines.

17103391D

*Summary as introduced:*

**Electric utilities; undergrounding distribution lines.** Declares that the replacement of any subset of an investor-owned electric utility's existing overhead distribution tap lines that have, in the aggregate, a history of nine or more total unplanned outage events-per-mile over a preceding 10-year period with new underground facilities in order to

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improve electric service reliability is in the public interest. The measure also directs the State Corporation Commission, in a cost-recovery proceeding, to presume that (i) the conversion of such facilities will provide local and system-wide benefits, (ii) the new underground facilities are cost beneficial, and (iii) the costs associated with the new underground facilities are reasonably and prudently incurred. An enactment clause provides that the measure shall apply to any applications pending with the Commission regarding new underground facilities on or after January 1, 2017.

02/02/17 Senate: Reading of amendments waived

02/02/17 Senate: Committee amendments agreed to

02/02/17 Senate: Engrossed by Senate as amended SB1473E

02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)

02/02/17 Senate: Passed Senate (37-Y 3-N)

### **SB 1492 Water utilities; retail supply choice.**

*Chief patron:* Stuart

A BILL to amend the Code of Virginia by adding a section numbered 56-235.11, relating to water utilities; retail supply choice.

17103650D

*Summary as introduced:*

**Water utilities; retail supply choice.** Establishes a procedure under which investor-owned water utilities operating in Virginia may be required to prepare and implement plans to provide retail supply choice to all their customers. The governing body of a locality may petition the State Corporation Commission (SCC) to institute a proceeding to determine whether the rates charged by the water utility to its customers impose an undue hardship on the customers. Rates shall be deemed to impose an undue hardship on customers if the volumetric rates charged to the majority of the water utility's customers have increased by over 100 percent in the five calendar years preceding the filing of the petition. If a water utility fails or refuses to file an acceptable plan for implementation of retail supply choice, the governing body of the locality may proceed against the incumbent water utility by a writ of quo warranto. The bill also establishes a private right of action for individuals harmed by competitive water suppliers' deceptive or unfair practices in providing or marketing water service. A competitive water supplier may be either a private entity licensed by the SCC or a political subdivision of the Commonwealth that is authorized to provide water utility service within the locality in which an incumbent water utility's certificated service territory is located.

01/18/17 Senate: Presented and ordered printed 17103650D

01/18/17 Senate: Referred to Committee on Commerce and Labor

01/25/17 Senate: Impact statement from SCC (SB1492)

### **SB 1496 Virginia Alternative Energy and Coastal Protection Act; established, report.**

*Chief patron:* Lewis

A BILL to establish a statewide funding source to affected localities for flood resilience by joining the Regional Greenhouse Gas Initiative; Virginia Alternative Energy and Coastal Protection Act.

17104147D

*Summary as introduced:*

**Virginia Alternative Energy and Coastal Protection Act.** Requires the Governor to seek to join the Regional Greenhouse Gas Initiative or other carbon trading program with an open auction of carbon allowances. The Department of Environmental Quality is directed to establish a carbon dioxide cap and trade program to reduce emissions released by electric generation stations. The revenues from the sale of carbon allowances are to be deposited in the Virginia Shoreline Resiliency Fund, a revolving fund established in 2016 for the purposes of mitigating future flood damage and creating a low-interest loan program to help residents and businesses that are subject to recurrent flooding.

01/18/17 Senate: Presented and ordered printed 17104147D

01/18/17 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

01/23/17 Senate: Impact statement from DPB (SB1496)

01/26/17 Senate: Incorporated by Agriculture, Conservation and Natural Resources (SB1471-Locke) (15-Y 0-N)

**Counts:** HB: 10 SB: 12

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**[HB 1847 Washington Metropolitan Area Transit Authority Compact of 1966; amendments, effective clause.](#)**

*Chief patron:* Minchew

A BILL to amend and reenact § 33.2-3100 of the Code of Virginia, relating to the Washington Metropolitan Area Transit Authority Compact of 1966.

17103483D

*Summary as introduced:*

**Washington Metropolitan Area Transit Authority Compact of 1966.** Proposes amendments to the Washington Metropolitan Area Transit Authority Compact of 1966 (the Compact). The bill allows members of the Board of Directors of the Washington Metropolitan Area Transit Authority (the Authority) to be provided reasonable compensation. The bill eliminates requirements for overtime compensation and requirements that set the minimum wage equal to the prevailing wage on similar construction in the locality for all laborers and mechanics employed by contractors or subcontractors in the construction, alteration, or repair of projects, buildings, and works undertaken by the Authority or who are financially assisted by it. The bill eliminates the requirement that the Authority negotiate employees' wages, salaries, hours, working conditions, and pension or retirement provisions through labor organizations and removes employee protective arrangements under the Federal Transit Act. The bill eliminates the mandatory-binding-arbitration provision associated with union contract negotiations. The bill eliminates requirements regarding the Authority assumption of labor contracts, collective bargaining agreements, and the obligations of any transportation system acquired by it with regard to wages, salaries, hours, working conditions, sick leave, and health and welfare and pension or retirement provisions for employees of an existing transit facility acquired by the Authority. These amendments to the Compact shall not become effective until they are enacted by the State of Maryland and the District of Columbia and consented to by Congress, as provided for in the Compact.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17103483D

01/10/17 House: Referred to Committee on Transportation

01/20/17 House: Assigned Transportation sub: Subcommittee #3

01/26/17 House: Subcommittee recommends striking from docket

**[HB 2120 Northern Virginia Transportation Authority \(NVTA\); membership composition.](#)**

*Chief patron:* Keam

A BILL to amend and reenact § 33.2-2502 of the Code of Virginia, relating to Northern Virginia Transportation Authority; membership composition.

17102324D

*Summary as introduced:*

**Northern Virginia Transportation Authority (NVTA); membership composition.** Increases from 17 to 18 the membership of the NVTA and provides that the additional nonlegislative citizen member represent towns that receive funds for urban highway systems.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17102324D

01/10/17 House: Referred to Committee on Transportation

01/17/17 House: Assigned Transportation sub: Subcommittee #3

01/26/17 House: Subcommittee recommends reporting with amendment (5-Y 1-N)

**[HB 2121 Northern Virginia Transportation Authority; use of certain revenues by localities.](#)**

*Chief patron:* Keam

A BILL to amend and reenact § 33.2-2510 of the Code of Virginia, relating to use of certain revenues by the Northern Virginia Transportation Authority.

17102322D

*Summary as introduced:*

**Use of certain revenues by the Northern Virginia Transportation Authority.** Allows revenues of the Northern Virginia Transportation Authority distributed to localities to be used, as determined solely by the applicable locality, to fund new sidewalk projects.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17102322D

01/10/17 House: Referred to Committee on Transportation

01/17/17 House: Assigned Transportation sub: Subcommittee #3

01/26/17 House: Subcommittee recommends laying on the table

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### **HB 2130 Motor vehicles; motor fuel sales tax in certain transportation districts.**

*Chief patron:* Levine

A BILL to amend and reenact §§ 58.1-2292, 58.1-2295, as it is currently effective, and 58.1-2299.20, as it is currently effective, of the Code of Virginia, relating to the motor vehicle fuels sales tax in certain transportation districts.

17103725D

*Summary as introduced:*

**Motor vehicle fuels sales tax in certain transportation districts.** Provides that the tax that is imposed on the sales price of motor fuel in Northern Virginia shall be imposed on the regional price of gas, defined and computed as a six-month average price of fuel. The regional price has an initial floor of January 11, 2017. If a newly averaged regional price is higher than the preceding regional price, the tax is imposed on the new regional price, but if a newly averaged regional price is less than the preceding regional price, the higher of the two remains the regional price. If the regional price is at any time equal to or greater than the statewide average wholesale price of unleaded regular gasoline on February 20, 2013, then the tax is imposed on the regional price, which moving forward shall not be less than the statewide average wholesale price of unleaded regular gasoline on February 20, 2013, and shall not be more than a price of \$4 per gallon of unleaded regular gasoline. The bill also raises the rate of taxation of motor fuel in Northern Virginia from 2.1% to 3%.

The bill also changes the regional gas tax in Hampton Roads from a percentage to a cents-per-gallon tax that decreases as the price of gas increases. The regional gas tax in Hampton Roads would have a floor of \$0.05 per gallon and a ceiling of \$0.14 per gallon and would be determined on the basis of the average wholesale price of unleaded regular gasoline.

01/11/17 House: Prefiled and ordered printed; offered 01/11/17 17103725D

01/11/17 House: Referred to Committee on Finance

01/17/17 House: Assigned Finance sub: Subcommittee #2

01/25/17 House: Impact statement from DPB (HB2130)

01/25/17 House: Subcommittee recommends laying on the table

### **HB 2136 Washington Metrorail Safety Commission Interstate Compact; Va. authorized to become a signatory.**

*Chief patron:* LeMunyon

A BILL to amend the Code of Virginia by adding in Title 33.2 a chapter numbered 31.1, consisting of a section numbered 33.2-3101, relating to the Washington Metrorail Safety Commission Interstate Compact.

17102733D

*Summary as introduced:*

**Washington Metrorail Safety Commission Interstate Compact.** Authorizes Virginia to become a signatory to the Washington Metrorail Safety Commission Interstate Compact. The compact establishes a state safety oversight authority for the Washington Metropolitan Area Transit Authority (WMATA) Rail System, pursuant to the mandate of federal law, to review, approve, oversee, and enforce the safety of the WMATA Rail System.

01/11/17 House: Prefiled and ordered printed; offered 01/11/17 17102733D

01/11/17 House: Referred to Committee on Transportation

01/17/17 House: Assigned Transportation sub: Subcommittee #3

01/26/17 House: Subcommittee recommends reporting with substitute (5-Y 2-N)

02/02/17 House: Reported from Transportation with substitute (21-Y 0-N)

### **HB 2137 Northern Virginia Transportation Authority; regional transportation plan.**

*Chief patron:* LeMunyon

A BILL to amend and reenact § 33.2-2508 of the Code of Virginia, relating to the Northern Virginia Transportation Authority; regional transportation plan.

17100338D

*Summary as introduced:*

**Northern Virginia Transportation Authority; regional transportation plan.** Requires the Northern Virginia Transportation Authority (the Authority) to annually publish on its website any land use or transportation elements of a locality's comprehensive plan that each locality embraced by the Authority is currently required to report when such locality's plan is inconsistent with the Authority's regional transportation plan. Additionally, the bill requires the Authority to consider for revision and revise as necessary its regional transportation plan at least once every five



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years. In the procedures for such consideration for revision, the Authority is required to certify that the plan would reduce congestion in Planning District 8 to the greatest extent practicable or, if unable to so certify, specify the reasons and any need for cooperation by other regional entities.

01/11/17 House: Prefiled and ordered printed; offered 01/11/17 17100338D

01/11/17 House: Referred to Committee on Transportation

01/20/17 House: Assigned Transportation sub: Subcommittee #3

02/02/17 House: Subcommittee recommends reporting with amendment (7-Y 0-N)

02/02/17 House: Reported from Transportation with amendments (21-Y 0-N)

### **[HB 2138 Transportation planning, state and local; adoption of comprehensive plan in Northern Virginia.](#)**

*Chief patron:* LeMunyon

A BILL to amend and reenact § 15.2-2222.1 of the Code of Virginia, relating to state and local transportation planning.

17101142D

*Summary as introduced:*

**State and local transportation planning.** Provides that in its adoption of any comprehensive plan in Planning District 8 (Northern Virginia) or review of a proposed rezoning in Planning District 8 (Northern Virginia), the Department of Transportation shall consider the transportation impact of the proposed plan or rezoning on any transportation facility for which a reduction in the level of service is anticipated as a result of the proposed plan or rezoning. The bill requires that if the proposed comprehensive plan or rezoning is within Planning District 8 (Northern Virginia), the locality shall propose one or more transportation projects in its local transportation plan, or within the regional transportation plan, to ensure no reduction of service to any transportation facility affected by the plan or rezoning.

01/11/17 House: Referred to Committee on Transportation

01/20/17 House: Assigned Transportation sub: Subcommittee #3

01/27/17 House: Impact statement from DPB (HB2138)

02/02/17 House: Subcommittee recommends reporting with substitute (6-Y 0-N)

02/02/17 House: Reported from Transportation with substitute (21-Y 0-N)

### **[HB 2193 Personal property tax; business property.](#)**

*Chief patron:* Rush

A BILL to amend and reenact § 58.1-3506 of the Code of Virginia, relating to personal property tax; valuation of certain property used in a business.

17100521D

*Summary as introduced:*

**Personal property tax; business property.** Requires localities to permit taxpayers to provide an aggregate estimate of the total cost of all personal property used in a business that has an original cost of less than \$500, in lieu of a specific, itemized list. Under current law, localities are permitted to allow taxpayers to provide such estimate of aggregate cost for property whose original cost is less than \$250.

01/30/17 House: Reported from Finance (22-Y 0-N)

01/31/17 House: Read first time

02/01/17 House: Read second time and engrossed

02/02/17 House: Read third time and passed House BLOCK VOTE (95-Y 0-N)

02/02/17 House: VOTE: BLOCK VOTE PASSAGE (95-Y 0-N)

### **[HB 2244 Public-Private Transportation Act of 1995; changes name of Advisory Committee.](#)**

*Chief patron:* Jones

A BILL to amend and reenact §§ 33.2-1801, 33.2-1803, 33.2-1803.1, 33.2-1803.2, and 33.2-1809 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 33.2-1803.1:1, relating to the Public-Private Transportation Act of 1995.

17104798D

*Summary as introduced:*

**Public-Private Transportation Act of 1995.** Changes the Transportation Public-Private Partnership Advisory Committee to the Transportation Public-Private Partnership Steering Committee and provides that the Deputy

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Secretary of Transportation on the Committee serves as the chairman of the Committee. The bill provides that the responsible public entity may grant approval for the development and/or operation of a transportation facility by a private entity if that entity can develop and/or operate the transportation facility for less cost than the Department of Transportation (VDOT) or the Department of Rail and Public Transportation (DRPT). The bill requires the chief executive officer of the responsible public entity to certify in writing to the Governor and the General Assembly that there has been no material change since the finding of public interest to the public contribution requested by the private entity does not exceed the maximum public contribution. The bill requires the responsible public entity, when such entity is VDOT or DRPT, to ensure competition through the procurement process and develop a public sector analysis of the cost for the responsible entity to develop and/or operate the transportation facility. The bill adds to the information required to be included in the finding of public interest a description of the benefits expected to be realized by the responsible public entity and a public sector analysis demonstrating that the private sector can deliver the project for less cost than the responsible public entity.

01/30/17 House: Committee substitute printed 17104798D-H1

02/01/17 House: Read first time

02/02/17 House: Read second time

02/02/17 House: Committee substitute agreed to 17104798D-H1

02/02/17 House: Engrossed by House - committee substitute HB2244H1

### **[HB 2448 Traffic congestion; measures to relieve in certain areas of the Commonwealth.](#)**

*Chief patron:* Marshall, R.G.

A BILL to amend and reenact §§ 15.2-2403.1 and 33.2-319 of the Code of Virginia and to amend the Code of Virginia by adding in Article 3 of Chapter 3 of Title 58.1 a section numbered 58.1-339.13, relating to measures to relieve traffic congestion in certain areas of the Commonwealth.

17104122D

*Summary as introduced:*

**Measures to relieve traffic congestion in certain areas of the Commonwealth.** Requires that 50 percent of payments from the Commissioner of Highways to a locality for the maintenance, construction, and reconstruction of highways be based on the ratio of vehicle miles traveled on highways within the locality to the total vehicle miles traveled on highways in the Commonwealth. Under current law, such payments are based on the number of moving-lane-miles in the locality, and under the bill, the remaining 50 percent of such payments will continue on that basis. The bill establishes a refundable individual income tax credit, for taxable years beginning on and after January 1, 2017, but before January 1, 2022, in an amount equal to 50 percent of the value of any tolls paid for driving on Interstate Route 66.

01/20/17 House: Presented and ordered printed 17104122D

01/20/17 House: Referred to Committee on Appropriations

01/20/17 House: Assigned App. sub: Transportation

01/27/17 House: Impact statement from DPB (HB2448)

01/30/17 House: Subcommittee recommends laying on the table

### **[HJ 617 Washington Metropolitan Area Transit Authority Compact of 1966 gubernatorial review.](#)**

*Chief patron:* LeMunyon

Requesting the Governor to review the Washington Metropolitan Area Transit Authority Compact of 1966 and engage in discussions with his counterparts in the other jurisdictions that are signatories to the Compact regarding improvements to provisions of the Compact related to the governance, financing, and operation of the Washington Metropolitan Area Transit Authority.

17102277D

*Summary as introduced:*

**Washington Metropolitan Area Transit Authority Compact of 1966 gubernatorial review.** Requests the Governor to review the Washington Metropolitan Area Transit Authority Compact of 1966 and enter into discussions with his counterparts in the District of Columbia and Maryland to identify possible improvements to the agreement, particularly with regard to the governance, financing, and operation of the Washington Metropolitan Area Transit Authority.

01/31/17 House: Reported from Transportation (22-Y 0-N)

02/02/17 House: Taken up

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02/02/17 House: Engrossed by House  
02/02/17 House: Agreed to by House BLOCK VOTE (91-Y 1-N)  
02/02/17 House: VOTE: BLOCK VOTE ADOPTION (91-Y 1-N)

### **[HJ 693 Constitutional amendment \(first resolution\); Transportation Funds.](#)**

*Chief patron:* LaRock

Proposing an amendment to the Constitution of Virginia by adding in Article X a section numbered 7-B, relating to special funds for transportation purposes.

17103013D

*Summary as introduced:*

**Constitutional amendment (first resolution); Transportation Funds.** Requires the General Assembly to maintain permanent and separate Transportation Funds to include the Commonwealth Transportation Fund, Transportation Trust Fund, Highway Maintenance and Operating Fund, and other funds established by general law for transportation. The amendment directs that revenues dedicated to Transportation Funds on January 1, 2018, by general law, other than a general appropriation law, shall be deposited to the Transportation Funds, unless the General Assembly by general law, other than a general appropriation law, alters the revenues dedicated to the Funds. The amendment limits the use of Fund moneys to transportation and related purposes. The amendment specifies that the General Assembly may borrow from the Funds for other purposes only by a vote of two-thirds plus one of the members voting in each house and that the loan must be repaid with reasonable interest within four years.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17103013D

01/10/17 House: Referred to Committee on Privileges and Elections

01/12/17 House: Assigned P & E sub: Constitutional

01/30/17 House: Subcommittee recommends reporting (7-Y 0-N)

### **[SB 921 Commonwealth Transportation Board; statewide prioritization process.](#)**

*Chief patron:* Edwards

A BILL to amend and reenact § 33.2-214.1 of the Code of Virginia, relating to Commonwealth Transportation Board; factors for project selection.

17102758D

*Summary as introduced:*

**Commonwealth Transportation Board; statewide prioritization process.** Requires travel time reliability to be one of the factors used by the Commonwealth Transportation Board in its statewide prioritization process.

12/27/16 Senate: Prefiled and ordered printed; offered 01/11/17 17102758D

12/27/16 Senate: Referred to Committee on Transportation

01/25/17 Senate: Stricken at request of Patron in Transportation (12-Y 0-N)

### **[SB 929 Northern Virginia Transportation Authority \(NVTA\); membership composition.](#)**

*Chief patron:* Petersen

A BILL to amend and reenact § 33.2-2502 of the Code of Virginia, relating to Northern Virginia Transportation Authority; membership composition.

17102740D

*Summary as introduced:*

**Northern Virginia Transportation Authority (NVTA); membership composition.** Increases from 17 to 18 the membership of the NVTA and provides that the additional nonlegislative citizen member represent towns that receive funds for urban highway systems.

12/27/16 Senate: Prefiled and ordered printed; offered 01/11/17 17102740D

12/27/16 Senate: Referred to Committee on Rules

### **[SB 1148 Airspace; authority to lease or convey.](#)**

*Chief patron:* Favola

A BILL to amend and reenact § 33.2-226 of the Code of Virginia, relating to authority of the Commissioner of Highways to lease or convey airspace.

17102114D

*Summary as introduced:*

**Authority to lease or convey airspace.** Provides that the Commissioner of Highways has the authority to select any

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competitive procurement process for leases and conveyances of airspace and that he may reject any bid he believes is not in the best interest of the Commonwealth. Current law requires public advertisement for bids and requires the Commissioner to accept the highest bid from a responsible bidder.

01/23/17 Senate: Read second time and engrossed

01/24/17 Senate: Read third time and passed Senate (33-Y 6-N)

01/31/17 House: Placed on Calendar

01/31/17 House: Read first time

01/31/17 House: Referred to Committee on Transportation

### **[SB 1251](#) Washington Metrorail Safety Commission Interstate Compact; Virginia authorized to become signatory.**

*Chief patron:* Barker

A BILL to amend the Code of Virginia by adding in Title 33.2 a chapter numbered 31.1, consisting of a section numbered 33.2-3101, relating to the Washington Metrorail Safety Commission Interstate Compact.

17102737D

*Summary as introduced:*

**Washington Metrorail Safety Commission Interstate Compact.** Authorizes Virginia to become a signatory to the Washington Metrorail Safety Commission Interstate Compact. The compact establishes a state safety oversight authority for the Washington Metropolitan Area Transit Authority (WMATA) Rail System, pursuant to the mandate of federal law, to review, approve, oversee, and enforce the safety of the WMATA Rail System.

01/10/17 Senate: Referred to Committee on Privileges and Elections

01/17/17 Senate: Rereferred from Privileges and Elections (8-Y 0-N)

01/17/17 Senate: Rereferred to Transportation

02/01/17 Senate: Reported from Transportation with substitute (13-Y 0-N)

02/01/17 Senate: Committee substitute printed 17105087D-S1

### **[SB 1322](#) Public-Private Transportation Act of 1995; changes name of Advisory Committee.**

*Chief patron:* Carrico

A BILL to amend and reenact §§ 33.2-1801, 33.2-1803, 33.2-1803.1, 33.2-1803.2, and 33.2-1809 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 33.2-1803.1:1, relating to the Public-Private Transportation Act of 1995.

17104712D

*Summary as introduced:*

**Public-Private Transportation Act of 1995.** Changes the Transportation Public-Private Partnership Advisory Committee to the Transportation Public-Private Partnership Steering Committee and provides that the Deputy Secretary of Transportation on the Committee serves as the chairman of the Committee. The bill provides that the responsible public entity may grant approval for the development and/or operation of a transportation facility by a private entity if that entity can develop and/or operate the transportation facility for less cost than the Department of Transportation (VDOT) or the Department of Rail and Public Transportation (DRPT). The bill requires the chief executive officer of the responsible public entity to certify in writing to the Governor and the General Assembly that there has been no material change since the finding of public interest to the public contribution requested by the private entity does not exceed the maximum public contribution. The bill requires the responsible public entity, when such entity is VDOT or DRPT, to ensure competition through the procurement process and develop a public sector analysis of the cost for the responsible entity to develop and/or operate the transportation facility. The bill adds to the information required to be included in the finding of public interest a description of the benefits expected to be realized by the responsible public entity and a public sector analysis demonstrating that the private sector can deliver the project for less cost than the responsible public entity.

02/02/17 Senate: Reading of substitute waived

02/02/17 Senate: Committee substitute agreed to 17104712D-S1

02/02/17 Senate: Engrossed by Senate - committee substitute SB1322S1

02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)

02/02/17 Senate: Passed Senate (40-Y 0-N)

### **[SB 1536](#) Toll facilities; operator in Northern Virginia to inform motorists of toll price.**

*Chief patron:* McPike

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A BILL to amend and reenact §§ 33.2-503, 46.2-819.1, and 46.2-819.3:1 of the Code of Virginia, relating to toll facility operators in Planning District 8.

17103238D

*Summary as introduced:*

**Toll facility operators in Planning District 8.** Requires the operator of a toll facility located in Planning District 8 that uses dynamic pricing to notify motorists using smart roadway technologies of the toll price and estimated travel time for each posted destination.

01/20/17 Senate: Presented and ordered printed 17103238D

01/20/17 Senate: Referred to Committee on Transportation

02/01/17 Senate: Stricken at request of Patron in Transportation (12-Y 0-N)

**Counts:** HB: 10 HJ: 2 SB: 6

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### **[HB 1632 Renewable energy property; tax credit for property placed in service.](#)**

*Chief patron:* Sullivan

A BILL to amend the Code of Virginia by adding in Article 13 of Chapter 3 of Title 58.1 a section numbered 58.1-439.12:13, relating to tax credits for placing into service renewable energy property.

17100900D

*Summary as introduced:*

**Renewable energy property tax credit.** Establishes beginning in taxable year 2017 a tax credit for renewable energy property placed in service. The bill defines renewable energy property as certain biomass equipment that uses renewable biomass resources, combined heat and power systems using waste heat to produce electricity or thermal or mechanical energy, certain geothermal equipment, hydroelectric generators located at existing dams or in free-flowing waterways, solar energy equipment, and wind equipment that is required to capture and convert wind energy into electricity or mechanical power.

The credit would equal 35 percent of the installed cost of the renewable energy property. However, the aggregate amount of credit allowed to each person for placing into service renewable energy property during the taxable year would not exceed the lesser of (i) 50 percent of the amount of the state corporate income tax, license tax on certain public utility companies, or license tax on insurance companies imposed upon the person for the year or (ii) \$15,000. Only the ultimate consumer or user of the renewable energy property would be allowed to claim the credit.

The credit would be required to be claimed in five equal annual installments beginning with the taxable year in which the property was placed in service. The credit would expire and no further credit could be claimed if the renewable energy property was disposed of, taken out of service, or moved out of the Commonwealth during any of the installment years.

The Department of Taxation would issue the tax credits. The Department would be authorized to issue \$5 million in tax credits each fiscal year. Any unused credit could be carried forward for five taxable years. The credit would sunset in 2022.

01/04/17 House: Prefiled and ordered printed; offered 01/11/17 17100900D

01/04/17 House: Referred to Committee on Finance

01/20/17 House: Assigned Finance sub: Subcommittee #2

01/21/17 House: Impact statement from TAX (HB1632)

01/25/17 House: Subcommittee recommends laying on the table

### **[HB 1635 Historic rehabilitation tax credit.](#)**

*Chief patron:* Sullivan

A BILL to amend and reenact § 58.1-339.2 of the Code of Virginia, relating to the historic rehabilitation tax credit.

17101772D

*Summary as introduced:*

**Historic rehabilitation tax credit.** Limits the amount of historic rehabilitation tax credits that may be claimed by each taxpayer to \$5 million per year, including any amounts carried over from prior taxable years. The limit is in effect for taxable years beginning on and after January 1, 2017.

01/04/17 House: Prefiled and ordered printed; offered 01/11/17 17101772D

01/04/17 House: Referred to Committee on Finance

01/14/17 House: Impact statement from TAX (HB1635)

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01/17/17 House: Assigned Finance sub: Subcommittee #2  
01/18/17 House: Subcommittee recommends laying on the table

### **[HB 1820 Real property tax; board of equalization members in certain counties.](#)**

*Chief patron:* Hope

A BILL to amend and reenact §§ 15.2-716 and 15.2-716.1 of the Code of Virginia, relating to real property tax; board of equalization in certain counties.

17102127D

*Summary as introduced:*

**Real property tax; board of equalization in certain counties.** Requires that the board of equalization of real estate assessments in any county having the county manager plan of government be composed of an odd number of not less than three nor more than 11 members, as determined by the local governing body. The circuit court of the county shall appoint a number of members equal to the lowest number that constitutes a majority of members, and the governing body shall appoint the remainder.

01/27/17 House: Reported from Counties, Cities and Towns (21-Y 0-N)

01/30/17 House: Read first time

01/31/17 House: Read second time and engrossed

02/01/17 House: Read third time and passed House BLOCK VOTE (98-Y 0-N)

02/01/17 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N)

### **[HB 2442 Collection fees, local; an ordinance for collection of overdue accounts.](#)**

*Chief patron:* Ingram

A BILL to amend and reenact § 15.2-105 of the Code of Virginia, relating to local collection fees.

17103934D

*Summary as introduced:*

**Local collection fees.** Provides that an ordinance for collection of overdue accounts may also provide for the imposition of collection and administrative fees, not to exceed the amount provided for in § 58.1-3958.

01/20/17 House: Presented and ordered printed 17103934D

01/20/17 House: Referred to Committee on Counties, Cities and Towns

01/23/17 House: Impact statement from DHCD (HB2442)

01/24/17 House: Assigned CC & T sub: Subcommittee #2

02/01/17 House: Subcommittee recommends reporting (9-Y 0-N)

### **[HB 2460 Historic rehabilitation; limits amount of tax credits that may be claimed by each taxpayer.](#)**

*Chief patron:* Bloxom

A BILL to amend and reenact § 58.1-339.2 of the Code of Virginia, relating to the historic rehabilitation tax credit.

17104540D

*Summary as introduced:*

**Historic rehabilitation tax credit.** Limits the amount of historic rehabilitation tax credits that may be claimed by each taxpayer to \$5 million per year, including any amounts carried over from prior taxable years. The limit is in effect for taxable years beginning on and after January 1, 2017.

01/30/17 House: Reported from Finance (22-Y 0-N)

01/31/17 House: Read first time

02/01/17 House: Read second time and engrossed

02/02/17 House: Read third time and passed House (90-Y 4-N 1-A)

02/02/17 House: VOTE: PASSAGE (90-Y 4-N 1-A)

### **[HJ 577 Constitutional amendment \(first resolution\); real property tax; assessed value.](#)**

*Chief patron:* Cole

Proposing an amendment to Section 3 of Article X of the Constitution of Virginia, relating to real property tax; assessed value.

17102079D

*Summary as introduced:*

**Constitutional amendment (first resolution); real property tax; assessed value.** Provides that the General

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Assembly may authorize any locality to reduce the assessed value of real property, until the property is sold or the owner dies, whose fair market value has increased significantly as a result of public improvements abutting the property.

01/03/17 House: Prefiled and ordered printed; offered 01/11/17 17102079D

01/03/17 House: Referred to Committee on Privileges and Elections

01/10/17 House: Assigned P & E sub: Constitutional

01/30/17 House: Subcommittee recommends laying on the table (4-Y 3-N)

### **HJ 634 Constitutional amendment (first resolution); authority of elected school boards to impose taxes.**

*Chief patron:* Cole

Proposing an amendment to Section 7 of Article VIII of the Constitution of Virginia, relating to school boards; authority to impose taxes.

17101131D

*Summary as introduced:*

**Constitutional amendment (first resolution); authority of elected school boards to impose taxes.** Provides that the General Assembly may authorize any elected school board to impose real property taxes.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17101131D

01/10/17 House: Referred to Committee on Privileges and Elections

01/11/17 House: Assigned P & E sub: Constitutional

01/30/17 House: Subcommittee recommends laying on the table (4-Y 3-N)

### **SB 789 Income tax, corporate; rate of taxation.**

*Chief patron:* Sturtevant

A BILL to amend and reenact § 58.1-400 of the Code of Virginia, relating to corporate income tax; rate of taxation. 17100192D

*Summary as introduced:*

**Corporate income tax; rate of taxation.** Lowers the corporate income tax rate from six percent to 5.5 percent for taxable years beginning on or after January 1, 2018.

08/22/16 Senate: Prefiled and ordered printed; offered 01/11/17 17100192D

08/22/16 Senate: Referred to Committee on Finance

01/15/17 Senate: Impact statement from TAX (SB789)

01/24/17 Senate: Passed by indefinitely in Finance (15-Y 1-N)

### **SB 835 Income tax, corporate; lowers tax rate to 2.5 percent.**

*Chief patron:* Chase

A BILL to amend and reenact § 58.1-400 of the Code of Virginia, relating to corporate income tax; rate of taxation. 17100371D

*Summary as introduced:*

**Corporate income tax; rate of taxation.** Lowers the corporate income tax rate from six percent to 2.5 percent, effective January 1, 2017.

11/15/16 Senate: Prefiled and ordered printed; offered 01/11/17 17100371D

11/15/16 Senate: Referred to Committee on Finance

01/14/17 Senate: Impact statement from TAX (SB835)

01/24/17 Senate: Passed by indefinitely in Finance (15-Y 1-N)

### **SB 1034 Historic rehabilitation tax credit.**

*Chief patron:* Howell

A BILL to amend and reenact § 58.1-339.2 of the Code of Virginia, relating to the historic rehabilitation tax credit. 17101773D

*Summary as introduced:*

**Historic rehabilitation tax credit.** Limits the amount of historic rehabilitation tax credits that may be claimed by each taxpayer to \$5 million per year, including any amounts carried over from prior taxable years. The limit is in effect for taxable years beginning on and after January 1, 2017.

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01/04/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101773D  
01/04/17 Senate: Referred to Committee on Finance  
01/14/17 Senate: Impact statement from TAX (SB1034)  
02/01/17 Senate: Reported from Finance with amendment (16-Y 0-N)  
02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)

### **[SB 1268](#) Localities; public hearings for tax rate increases.**

*Chief patron:* Ebbin

A BILL to amend and reenact § 58.1-3321 of the Code of Virginia, relating to public hearings held by localities on budgets and tax rate increases.

17101095D

*Summary as introduced:*

**Localities; public hearings for tax rate increases.** Authorizes localities to hold hearings on tax rate increases at the same time as the annual budget hearing. Current law requires a hearing on a tax rate increase to occur at a separate proceeding.

01/26/17 Senate: Read second time and engrossed  
01/27/17 Senate: Read third time and passed Senate (27-Y 12-N)  
01/31/17 House: Placed on Calendar  
01/31/17 House: Read first time  
01/31/17 House: Referred to Committee on Finance

### **[SB 1328](#) Enterprise zone grants and tax credits; qualified real property improvement expenditures.**

*Chief patron:* Carrico

A BILL to amend and reenact §§ 59.1-280.1 and 59.1-548 of the Code of Virginia, relating to enterprise zone grants and tax credits; qualified real property improvement expenditures.

17102843D

*Summary as introduced:*

**Enterprise zone grants and tax credits; qualified real property improvement expenditures.** Provides that an expenditure for an improvement to real property may qualify for a grant or tax credit regardless of whether it is capitalized or deducted as a business expense under federal Treasury Regulations.

01/15/17 Senate: Impact statement from TAX (SB1328)  
01/16/17 Senate: Rereferred from Commerce and Labor (14-Y 0-N)  
01/16/17 Senate: Rereferred to Finance  
02/01/17 Senate: Reported from Finance (16-Y 0-N)  
02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)

### **[SB 1520](#) Property tax; notice by locality of public hearing of tax increase.**

*Chief patron:* Ebbin

A BILL to amend and reenact § 58.1-3321 of the Code of Virginia, relating to increase in property tax; public hearing.

17103658D

*Summary as introduced:*

**Increase in property tax; public hearing.** Changes the notice required by a governing body for a public hearing when a reassessment of real property in a locality would result in an increase of one percent or more in the property tax levied. Current law requires notice to be published at least 30 days in advance of a public hearing through both publication in a newspaper of general circulation and posting in a prominent location in the building where the government body conducts its business. The bill would require newspaper publication at least 25 days in advance and would continue to require notice in the government building to be posted at least 30 days in advance.

01/27/17 Senate: Read second time and engrossed  
01/30/17 Senate: Read third time and passed Senate (37-Y 3-N)  
02/02/17 House: Placed on Calendar  
02/02/17 House: Read first time  
02/02/17 House: Referred to Committee on Finance



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### [SB 1526 Income-producing realty; income data.](#)

*Chief patron:* Obenshain

A BILL to amend and reenact § 58.1-3294 of the Code of Virginia, relating to income-producing realty; income data.

17104394D

*Summary as introduced:*

**Income-producing realty; income data.** Authorizes the owner of certain income-producing realty to submit documents other than statements of income and expenses to a real estate assessor, board of assessors, or department of real estate assessments for purposes of valuation of the property. The bill specifies that such other documents include appraisals, tax returns that demonstrate the income generated by the property, or other documents relevant to the valuation of the property.

01/20/17 Senate: Presented and ordered printed 17104394D

01/20/17 Senate: Referred to Committee on Finance

01/22/17 Senate: Impact statement from TAX (SB1526)

01/23/17 Senate: Impact statement from DHCD (SB1526)

02/01/17 Senate: Passed by indefinitely in Finance (16-Y 0-N)

### [SB 1540 Tax credits, certain; aggregate caps.](#)

*Chief patron:* Sturtevant

A BILL to amend and reenact §§ 58.1-339.2, 58.1-439.12:08, 58.1-439.12:11, and 58.1-512 of the Code of Virginia, relating to certain tax credits; aggregate caps.

17103686D

*Summary as introduced:*

**Certain tax credits; aggregate caps.** Reduces the total aggregate caps of the historic rehabilitation tax credit, the research and development expenses tax credit, the major research and development expenses tax credit, and the land preservation tax credit over a period of 10 years, so that no credits are available for any of the credits beginning in 2027.

01/20/17 Senate: Presented and ordered printed 17103686D

01/20/17 Senate: Referred to Committee on Finance

01/30/17 Senate: Impact statement from TAX (SB1540)

01/31/17 Senate: Passed by indefinitely in Finance (16-Y 0-N)

### [HB 1811 Unlawful detainer; initial hearings on a summons, etc.](#)

*Chief patron:* Loupassi

A BILL to amend and reenact §§ 8.01-126, 8.01-128, 8.01-129, and 16.1-94.01 of the Code of Virginia, relating to initial hearings on summons for unlawful detainer; amendments of amount requested on summons for unlawful detainer; immediate issuance of writs of possession in certain case judgments; written notice of satisfaction rendered in court not of record.

17104719D

*Summary as introduced:*

**Initial hearings on a summons for unlawful detainer; plaintiff's possession of property at initial return date; immediate issuance of writs of possession in certain case judgments; written notice of satisfaction rendered in a court not of record.** Provides that, if an initial hearing on a summons for unlawful detainer cannot be held within 21 days from filing, it may not be held later than 30 days from such filing. The bill requires the court to award a money judgment for any amounts contracted for in a rental agreement on the date of the hearing. The bill allows a plaintiff to continue an unlawful entry and detainer case for up to 120 days from the return date to establish final rent and damages, regardless of whether a judgment for possession is entered or writ for possession issued on the return date. The bill further clarifies types of judgments for which a writ of possession may be immediately executed. The bill also removes certain requirements for a written notice of satisfaction of judgment rendered in a court not of record.

02/01/17 House: Read second time

02/01/17 House: Committee substitute agreed to 17104719D-H1

02/01/17 House: Engrossed by House - committee substitute HB1811H1

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02/02/17 House: Read third time and passed House BLOCK VOTE (95-Y 0-N)

02/02/17 House: VOTE: BLOCK VOTE PASSAGE (95-Y 0-N)

### **HB 1960 Tow truck drivers and towing and recovery operators; civil penalty for improper towing.**

*Chief patron:* Hugo

A BILL to amend and reenact §§ 46.2-119, 46.2-1232, 46.2-1233, 46.2-1233.2, and 59.1-200 of the Code of Virginia, relating to tow truck drivers and towing and recovery operators; requirements; civil penalties.

17101900D

*Summary as introduced:*

**Tow truck drivers and towing and recovery operators; requirements; penalties.** Creates a civil penalty of \$100 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing. The bill exempts Planning District 8 (Northern Virginia) from any requirement by a towing advisory board for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill raises the hookup and initial towing fee in Planning District 8 (Northern Virginia) from \$135 to \$150. The bill requires the chairman of any towing advisory board within Planning District 8 (Northern Virginia) to be a representative of a licensed towing and recovery operator and limits the membership of such boards to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public. The bill adds improper towing as a prohibited act under the Virginia Consumer Protection Act (§ 59.1-196 et seq.).

01/10/17 House: Referred to Committee on Transportation

01/17/17 House: Impact statement from DPB (HB1960)

01/17/17 House: Assigned Transportation sub: Subcommittee #2

01/30/17 House: Subcommittee recommends reporting with substitute (6-Y 0-N)

02/02/17 House: Reported from Transportation with substitute (21-Y 0-N)

### **HB 2006 Va. Fair Housing Law; responsibilities with respect to use of an assistance animal in a dwelling.**

*Chief patron:* Carr

A BILL to amend and reenact § 36-96.1:1 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 36-96.3:1, relating to the Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.

17103597D

*Summary as introduced:*

**Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.** Sets out the rights and responsibilities under the Virginia Fair Housing Law (§ 36-96.1 et seq.) with respect to maintaining an assistance animal in a dwelling. The bill establishes a process for the review and approval or denial of a request from a person with a disability for reasonable accommodation to maintain an assistance animal in such person's dwelling. Under the bill, whenever a request for a reasonable accommodation to maintain an assistance animal in a dwelling is denied for reasons other than that the requester does not have (i) a disability or (ii) a disability-related need for an assistance animal, the person who receives the request shall initiate an interactive process with the individual requesting accommodation to determine if there is an alternative accommodation that would effectively address the disability-related need. The bill removes language providing that the terms "individual with a handicap" nor the term "handicap" do not apply to an individual solely because that individual is a transvestite. The bill also defines assistance animal, major life activities, and physical or mental impairment. This bill is a recommendation of the Virginia Housing Commission.

01/24/17 House: Read second time and engrossed

01/25/17 House: Read third time and passed House (97-Y 0-N)

01/25/17 House: VOTE: PASSAGE (97-Y 0-N)

01/26/17 Senate: Constitutional reading dispensed

01/26/17 Senate: Referred to Committee on General Laws and Technology

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## **[HB 2033](#) Landlord and tenant law; residential tenancies, landlord and tenant obligations and remedies.**

*Chief patron:* Miller

A BILL to amend and reenact §§ 55-217, 55-222, 55-223, 55-224, 55-225.2, 55-225.3, 55-225.4, 55-225.6, 55-225.7, 55-225.9, 55-225.11, 55-225.12, 55-225.13, 55-226, 55-226.2, 55-237.1, 55-248.3:1, 55-248.6, 55-248.7, 55-248.7:1, 55-248.12, 55-248.12:1, 55-248.13, 55-248.13:1, 55-248.13:2, 55-248.15:1, 55-248.16, 55-248.17, 55-248.18, 55-248.18:2, 55-248.21:1, 55-248.24, 55-248.27, 55-248.31, 55-248.38:1, and 55-248.38:3 of the Code of Virginia, to amend the Code of Virginia by adding sections numbered 55-217.1, 55-225.01, 55-225.02, 55-225.11:1, and 55-225.19 through 55-225.48, and to repeal §§ 55-225.8 and 55-248.5 of the Code of Virginia, relating to landlord and tenant law; obligations and remedies for landlords and tenants.

17101720D

*Summary as introduced:*

**Landlord and tenant law; residential tenancies; landlord and tenant obligations and remedies.** Provides that the Virginia Residential Landlord and Tenant Act (§ 55-248.2 et seq.) (the Act) shall apply to all residential tenancies; however, a landlord who is a natural person, an estate, or a legal entity that owns no more than two single-family residential dwelling units in the same name subject to a rental agreement may opt out of the Act by stating so in the rental agreement. The bill conforms general landlord and tenant law relating to residential tenancies to the Act, including the security deposits, lease terms, notice, and disclosure provisions. The bill also provides for unclaimed security deposits to escheat to the State Literary Fund rather than the Virginia Housing Trust Fund and changes the requirement that a landlord make reasonable efforts to advise the tenant of the right to be present at the landlord's inspection to a requirement that written notice of the right be provided. The bill provides for a landlord to provide a tenant with a written statement of charges and payments over the previous 12 months rather than an accounting as required under current law. In addition, the bill includes any activity that involves or constitutes a criminal or willful act by the tenant or authorized occupants, guests, or invitees as an immediate nonremediable violation for which the landlord may terminate the tenancy. The bill also authorizes a landlord to dispose of the property of a deceased tenant within 30 days of the death if a personal representative has not been appointed by the circuit court. The landlord may proceed with the disposal after providing 10 days' notice. The bill (i) provides that authorized occupants, guests, or invitees must vacate the dwelling unit after the death of a sole tenant; (ii) allows a landlord to request during the pendency of an unlawful detainer action an order holding the tenant in contempt for failing to provide the landlord with access to the dwelling unit; (iii) adds oil to the utilities that may be include in ratio utility billing; (iv) requires the landlord to provide a written security deposit disposition statement following a move-out inspection and provides for the landlord to seek recovery for additional damages discovered after the security deposit disposition has been made; and (v) authorizes a landlord to retain an attorney to prepare or provide any required written notice and permits the use an electronic signature or an electronic notarization.

01/18/17 House: Referred from Courts of Justice

01/18/17 House: Referred to Committee on General Laws

01/23/17 House: Assigned GL sub: Subcommittee #1

01/25/17 House: Impact statement from DPB (HB2033)

01/31/17 House: Subcommittee recommends reporting with substitute (7-Y 0-N)

## **[SB 884](#) Waste and recycling charges; liens.**

*Chief patron:* Locke

A BILL to amend and reenact § 15.2-928 of the Code of Virginia, relating to waste and recycling charges; liens.

17101428D

*Summary as introduced:*

**Waste and recycling charges; liens.** Provides that certain waste and recycling charges, and any penalty and interest thereon, constitute a lien against the real property ranking on a parity with liens for unpaid taxes. The bill provides that a lien may be placed on the property in the amount of (i) up to three months of delinquent waste and recycling charges when the service is supplied to a lessee or tenant or (ii) up to the number of months of delinquent charges when the service is provided to the property owner.

12/20/16 Senate: Prefiled and ordered printed; offered 01/11/17 17101428D

12/20/16 Senate: Referred to Committee on Local Government

01/03/17 Senate: Impact statement from DHCD (SB884)

01/31/17 Senate: Committee amendments

01/31/17 Senate: Passed by indefinitely in Local Government (7-Y 6-N)

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### **[SB 993 Lease agreements; late charge.](#)**

*Chief patron:* Stanley

A BILL to amend and reenact §§ 6.2-400 and 55-248.7 of the Code of Virginia, relating to the amount of late charges that may be imposed under a lease.

17103460D

*Summary as introduced:*

**Lease agreements; late charge.** Caps the amount of the late charge that a lessor may impose for the failure of the lessee to make timely payment of any periodic rent due under a lease of real property in the Commonwealth at five percent of the amount of the periodic rent due under the lease. The measure requires the late charge to be specified in the lease or rental agreement. A payment is timely if it is made within seven calendar days of the due date.

01/03/17 Senate: Prefiled and ordered printed; offered 01/11/17 17103460D

01/03/17 Senate: Referred to Committee on Commerce and Labor

01/12/17 Senate: Impact statement from DPB (SB993)

01/30/17 Senate: Passed by indefinitely in Commerce and Labor with letter (15-Y 0-N)

### **[SB 1095 Electric utility regulation; suspension of reviews of earnings, Transitional Rate Period.](#)**

*Chief patron:* Petersen

A BILL to amend and reenact § 56-585.1:1 of the Code of Virginia, relating to electric utility regulation; suspension of reviews of earnings; conclusion of Transitional Rate Period.

17101905D

*Summary as introduced:*

**Electric utility regulation; suspension of reviews of earnings; Transitional Rate Period.** Provides that the Transitional Rate Period will conclude on the date the carbon emission guidelines for existing electric power generation facilities that the U.S. Environmental Protection Agency has issued pursuant to § 111(d) of the federal Clean Air Act are withdrawn, repealed, found to be invalid or unenforceable, or otherwise barred from being implemented, if that date precedes the date when the Transitional Rate Period is scheduled to conclude under existing law. Pursuant to legislation enacted in 2015, the State Corporation Commission (SCC) is barred from conducting a biennial review of the rates, terms, and conditions for any service of these electric utilities during the Transitional Rate Period. Under existing law, the Transitional Rate Period is scheduled to conclude on December 31, 2017, for Appalachian Power and on December 31, 2019, for Dominion Virginia Power.

01/06/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101905D

01/06/17 Senate: Referred to Committee on Commerce and Labor

01/16/17 Senate: Passed by indefinitely in Commerce and Labor (12-Y 2-N)

01/18/17 Senate: Impact statement from SCC (SB1095)

### **[SB 1228 Va. Fair Housing Law; responsibilities with respect to use of an assistance animal in a dwelling.](#)**

*Chief patron:* Barker

A BILL to amend and reenact § 36-96.1:1 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 36-96.3:1, relating to the Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.

17103819D

*Summary as introduced:*

**Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.** Sets out the rights and responsibilities under the Virginia Fair Housing Law (§ 36-96.1 et seq.) with respect to maintaining an assistance animal in a dwelling. The bill establishes a process for the review and approval or denial of a request from a person with a disability for reasonable accommodation to maintain an assistance animal in such person's dwelling. Under the bill, whenever a request for a reasonable accommodation to maintain an assistance animal in a dwelling is denied for reasons other than that the requester does not have (i) a disability or (ii) a disability-related need for an assistance animal, the person who receives the request shall initiate an interactive process with the individual requesting accommodation to determine if there is an alternative accommodation that would effectively address the disability-related need. The bill removes language providing that the terms "individual with a handicap" nor the term "handicap" do not apply to an individual solely because that individual is a transvestite. The bill also defines assistance animal, major life activities, and physical or mental impairment. This bill is a recommendation of the Virginia Housing Commission.

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01/10/17 Senate: Prefiled and ordered printed; offered 01/11/17 17103819D  
01/10/17 Senate: Referred to Committee on General Laws and Technology  
01/16/17 Senate: Impact statement from DPB (SB1228)

### **[SB 1365](#) Statewide Fire Prevention Code; authority of Va. Fire Services Bd., fees for school inspections.**

*Chief patron:* Edwards

A BILL to amend and reenact §§ 9.1-203, 27-97, 27-98, 36-118, 36-119.1 of the Code of Virginia, relating to the Statewide Fire Prevention Code; authority of the Virginia Fire Services Board; fees for school inspections.  
17101238D

*Summary as introduced:*

#### **Statewide Fire Prevention Code; authority of the Virginia Fire Services Board; fees for school inspections.**

Transfers primary authority for the adoption of the Statewide Fire Prevention Code from the Board of Housing and Community Development to the Virginia Fire Services Board. The bill also removes the prohibition against the State Fire Marshal's charging fees for school inspections. The bill contains technical amendments.

01/11/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101238D

01/11/17 Senate: Referred to Committee on General Laws and Technology

01/30/17 Senate: Committee amendments

01/30/17 Senate: Failed to report (defeated) in General Laws and Technology (5-Y 10-N)

### **[SB 1468](#) Tow truck drivers and towing and recovery operators; civil penalty for improper towing.**

*Chief patron:* Marsden

A BILL to amend and reenact §§ 46.2-1231, 46.2-1232, and 46.2-1233.2 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 46.2-1233.3, relating to tow truck drivers and towing and recovery operators; requirements; civil penalties.  
17104656D

*Summary as introduced:*

**Tow truck drivers and towing and recovery operators; requirements; penalties.** Creates a civil penalty of \$100 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing. The bill exempts Planning District 8 (Northern Virginia) from any requirement by a towing advisory board for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill raises the hookup and initial towing fee in Planning District 8 (Northern Virginia) from \$135 to \$150. The bill requires the chairman of any towing advisory board within Planning District 8 (Northern Virginia) to be a representative of a licensed towing and recovery operator and limits the membership of such boards to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public. The bill adds improper towing as a prohibited act under the Virginia Consumer Protection Act (§ 59.1-196 et seq.).

01/31/17 Senate: Reconsideration of passage agreed to by Senate (40-Y 0-N)

01/31/17 Senate: Defeated by Senate (20-Y 20-N)

01/31/17 Senate: Chair votes No

01/31/17 Senate: Reconsideration of defeated action rejected by Senate (32-Y 7-N)

01/31/17 Senate: Requires 40 affirmative votes for reconsideration of defeated action

**Counts:** HB: 4 SB: 6

### **[HB 1565](#) Local tax and regulatory incentives; green development zones.**

*Chief patron:* Webert

A BILL to amend and reenact § 58.1-3245.12 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 38 of Title 58.1 an article numbered 13, consisting of a section numbered 58.1-3854, relating to local fees, taxes, and regulations; green development zones.  
17100063D

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*Summary as introduced:*

**Local tax and regulatory incentives; green development zones.** Authorizes localities to create green development zones that provide certain tax incentives and regulatory flexibility for up to 10 years to a business operating in an energy-efficient building or to a business that produces products used to reduce negative impact on the environment.

01/25/17 House: Printed as engrossed 17100063D-E

01/26/17 House: Read third time and passed House (79-Y 20-N)

01/26/17 House: VOTE: PASSAGE (79-Y 20-N)

01/27/17 Senate: Constitutional reading dispensed

01/27/17 Senate: Referred to Committee on Finance

### **[HB 1674 Conditional rezoning proffers; definition of public facilities.](#)**

*Chief patron:* Dudenhefer

A BILL to amend and reenact § 15.2-2303.4 of the Code of Virginia, relating to conditional rezoning proffers.

17101132D

*Summary as introduced:*

**Conditional rezoning proffers; definition of public facilities.** Expands the definition of public facilities to include libraries, court facilities, and certain other public buildings. The bill also provides that when considering the offsite impact of a development on public facilities for purposes of determining the reasonableness of an offsite proffer, the time period of consideration is extended through the anticipated completion of the development.

01/05/17 House: Prefiled and ordered printed; offered 01/11/17 17101132D

01/05/17 House: Referred to Committee on Counties, Cities and Towns

01/12/17 House: Assigned CC & T sub: Subcommittee #2

01/18/17 House: Subcommittee recommends laying on the table (8-Y 1-N)

### **[HB 1697 Extension of approvals to address housing crisis.](#)**

*Chief patron:* Marshall, D.W.

A BILL to amend and reenact § 15.2-2209.1 of the Code of Virginia and to amend and reenact the second enactment of Chapter 509 of the Acts of Assembly of 2013, relating to extension of certain local approvals.

17101449D

*Summary as introduced:*

**Extension of approvals to address housing crisis.** Extends the sunset date for several measures related to various land use approvals from July 1, 2017, to July 1, 2022. The bill also expands the scope of such measures that will be subject to the extension to include those measures approved by January 1, 2017.

01/06/17 House: Prefiled and ordered printed; offered 01/11/17 17101449D

01/06/17 House: Referred to Committee on Counties, Cities and Towns

01/12/17 House: Assigned CC & T sub: Subcommittee #2

01/13/17 House: Impact statement from DHCD (HB1697)

02/01/17 House: Subcommittee recommends reporting with amendments (8-Y 0-N)

### **[HB 1735 Conditional rezoning proffers; provisions applicable to certain proffers.](#)**

*Chief patron:* Bulova

A BILL to amend and reenact § 15.2-2303.4 of the Code of Virginia, relating to conditional rezoning proffers.

17102309D

*Summary as introduced:*

**Conditional rezoning proffers.** Provides that for purposes of determining what constitutes the requesting of an unreasonable proffer, the term "locality" shall not include a person participating at a meeting sponsored by a locality for the purpose of facilitating communication among interested parties and the applicant, provided that the person does not have a statutory role in the approval of a rezoning or a proffer condition amendment.

01/07/17 House: Prefiled and ordered printed; offered 01/11/17 17102309D

01/07/17 House: Referred to Committee on Counties, Cities and Towns

01/12/17 House: Assigned CC & T sub: Subcommittee #2

01/18/17 House: Subcommittee recommends laying on the table

### **[HB 1740 Sanitary districts; creation by board of supervisors.](#)**

*Chief patron:* Minchew

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A BILL to amend and reenact §§ 21-113 through 21-116, 21-117, 21-117.1, 21-118, and 21-119 of the Code of Virginia, relating to sanitary districts; authority to create or expand.  
17102826D

*Summary as introduced:*

**Sanitary districts; creation by board of supervisors.** Transfers authority to create or enlarge sanitary districts from the circuit court with jurisdiction over the locality in which the district is located to the governing body of the county or city in which the district is located. The bill requires the governing body, at a hearing for the creation or enlargement of a sanitary district, to make a finding of fact of whether the action is necessary, practical, fiscally responsible, and supported by at least 50 percent of persons who own real property in (i) the proposed district or (ii) in the case of enlargement, the area proposed to be included in the existing district. The bill also requires a minimum standard regarding timeliness for hearings.

01/27/17 House: Read second time and engrossed

01/30/17 House: Read third time and passed House (95-Y 2-N)

01/30/17 House: VOTE: PASSAGE (95-Y 2-N)

01/31/17 Senate: Constitutional reading dispensed

01/31/17 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

### **HB 1797 Proffers; notice of amendment.**

*Chief patron:* Stolle

A BILL to amend and reenact § 15.2-2302 of the Code of Virginia, relating to amendment of proffers; notice.  
17101820D

*Summary as introduced:*

**Amendment of proffers; notice.** Provides that when any landowner subject to certain proffers applies to the governing body for amendments to such proffered conditions, written notice of such application shall be given in the manner prescribed by subsection B, rather than subsection H, of § 15.2-2204, thereby expanding such notice requirement.

01/24/17 House: Read second time and engrossed

01/25/17 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

01/25/17 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

01/26/17 Senate: Constitutional reading dispensed

01/26/17 Senate: Referred to Committee on Local Government

### **HB 1899 Conditional zoning proffers; affordable dwelling units.**

*Chief patron:* Bell, John J.

A BILL to amend and reenact § 15.2-2303.4 of the Code of Virginia, relating to conditional zoning proffers; affordable dwelling units.

17102500D

*Summary as introduced:*

**Conditional zoning proffers; affordable dwelling units.** Exempts onsite proffers related to affordable dwelling units from provisions that determine whether a proffer is unreasonable.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17102500D

01/10/17 House: Referred to Committee on Counties, Cities and Towns

01/16/17 House: Assigned CC & T sub: Subcommittee #2

01/18/17 House: Subcommittee recommends laying on the table

### **HB 1994 Zoning Appeals, Board of; clarifies provisions referring to appeal costs, includes governing body.**

*Chief patron:* Habeeb

A BILL to amend and reenact § 15.2-2314 of the Code of Virginia, relating to board of zoning appeals.

17101886D

*Summary as introduced:*

**Board of zoning appeals.** Clarifies that provisions that currently state that appeal costs may not be awarded against the locality unless it appears to the court that the locality acted in bad faith also apply to the governing body.

01/25/17 House: Read second time and engrossed

01/26/17 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

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01/26/17 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)  
01/27/17 Senate: Constitutional reading dispensed  
01/27/17 Senate: Referred to Committee on Local Government

### **[HB 2123](#) Vienna, Town of; conservation and replacement of trees.**

*Chief patron:* Keam

A BILL to amend and reenact §§ 15.2-961 and 15.2-961.1 of the Code of Virginia, relating to conservation, planting, and replacement of trees during land development process; Town of Vienna; Planning District 8.  
17103693D

*Summary as introduced:*

#### **Conservation and replacement of trees; land development processes; Town of Vienna; Planning District 8.**

Authorizes the Town of Vienna, by ordinance, to require a site plan for certain development processes to include the planting or replacement of trees such that certain tree canopies or covers will be provided at 10 years, rather than the current 20 years. The bill authorizes any locality in Planning District 8, by ordinance, to require a site plan for certain development processes to provide for the preservation or replacement of trees such that certain tree canopy requirements will be provided at 10 years, rather than the current 20 years.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17103693D

01/10/17 House: Referred to Committee on Counties, Cities and Towns

01/13/17 House: Impact statement from DHCD (HB2123)

01/16/17 House: Assigned CC & T sub: Subcommittee #2

### **[HJ 705](#) Encouraging localities to develop a more uniform and streamlined permitting process.**

*Chief patron:* Yancey

Encouraging localities to develop a more uniform and streamlined permitting process.

17101686D

*Summary as introduced:*

**Encouraging localities to develop a more uniform and streamlined permitting process.** Expresses the sense of the General Assembly that localities be encouraged to develop a more uniform and streamlined permitting process. Such an effort would benefit from having the Virginia Association of Counties and the Virginia Municipal League take the lead in developing a model application and permitting process while utilizing the best practices from localities throughout the Commonwealth.

01/11/17 House: Prefiled and ordered printed; offered 01/11/17 17101686D

01/11/17 House: Referred to Committee on Rules

01/31/17 House: Tabled in Rules (15-Y 0-N)

### **[SB 857](#) Conditional rezoning; certain conditional rezoning proffers, floor area ratio.**

*Chief patron:* Locke

A BILL to amend and reenact § 15.2-2303.4 of the Code of Virginia, relating to conditional rezoning; floor area ratio.

17101432D

*Summary as introduced:*

**Conditional rezoning; certain conditional rezoning proffers; floor area ratio.** Reduces from 3.0 to 2.0 the minimum floor area ratio necessary for a new residential development to be exempted from provisions applicable to certain proffers as a condition for rezoning.

12/05/16 Senate: Prefiled and ordered printed; offered 01/11/17 17101432D

12/05/16 Senate: Referred to Committee on Local Government

01/04/17 Senate: Impact statement from DHCD (SB857)

01/31/17 Senate: Passed by indefinitely in Local Government (10-Y 3-N)

### **[SB 884](#) Waste and recycling charges; liens.**

*Chief patron:* Locke

A BILL to amend and reenact § 15.2-928 of the Code of Virginia, relating to waste and recycling charges; liens.

17101428D

*Summary as introduced:*

**Waste and recycling charges; liens.** Provides that certain waste and recycling charges, and any penalty and interest



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thereon, constitute a lien against the real property ranking on a parity with liens for unpaid taxes. The bill provides that a lien may be placed on the property in the amount of (i) up to three months of delinquent waste and recycling charges when the service is supplied to a lessee or tenant or (ii) up to the number of months of delinquent charges when the service is provided to the property owner.

12/20/16 Senate: Prefiled and ordered printed; offered 01/11/17 17101428D

12/20/16 Senate: Referred to Committee on Local Government

01/03/17 Senate: Impact statement from DHCD (SB884)

01/31/17 Senate: Committee amendments

01/31/17 Senate: Passed by indefinitely in Local Government (7-Y 6-N)

### **[SB 926 Noise violations; civil penalty.](#)**

*Chief patron:* Petersen

A BILL to amend and reenact § 15.2-980 of the Code of Virginia, relating to noise violations; civil penalty.  
17101888D

*Summary as introduced:*

**Noise violations; civil penalty.** Allows localities to authorize the chief law-enforcement officer in the locality to enforce a uniform schedule of civil penalties for violation of that locality's noise ordinance.

01/23/17 Senate: Read second time and engrossed

01/24/17 Senate: Read third time and passed Senate (39-Y 0-N)

01/31/17 House: Placed on Calendar

01/31/17 House: Read first time

01/31/17 House: Referred to Committee on Counties, Cities and Towns

### **[SB 930 Conservation and replacement of trees; land development processes.](#)**

*Chief patron:* Petersen

A BILL to amend and reenact §§ 15.2-961 and 15.2-961.1 of the Code of Virginia, relating to conservation, planting, and replacement of trees during land development process; Town of Vienna.  
17102915D

*Summary as introduced:*

**Conservation and replacement of trees; land development processes.** Authorizes the Town of Vienna, by ordinance, to provide for the planting and replacement of trees, and the conservation of trees, during certain land development processes.

12/27/16 Senate: Prefiled and ordered printed; offered 01/11/17 17102915D

12/27/16 Senate: Referred to Committee on Local Government

01/03/17 Senate: Impact statement from DHCD (SB930)

01/31/17 Senate: Passed by indefinitely in Local Government (13-Y 0-N)

### **[SB 1173 Vested property rights; nonconforming uses.](#)**

*Chief patron:* Obenshain

A BILL to amend and reenact § 15.2-2307 of the Code of Virginia, relating to vested property rights.  
17103645D

*Summary as introduced:*

**Vested property rights.** Provides that if a structure is one that requires no permit, and an authorized local government official informs the property owner that the structure will comply with the zoning ordinance, and the improvement was thereafter constructed, a zoning ordinance may provide that the structure is nonconforming but shall not provide that such structure is illegal and subject to removal solely due to such nonconformity. The provisions of the bill are declared to not be deemed retroactive.

01/31/17 Senate: Passed by for the day

02/01/17 Senate: Read third time and passed Senate (40-Y 0-N)

02/03/17 House: Placed on Calendar

02/03/17 House: Read first time

02/03/17 House: Referred to Committee on Counties, Cities and Towns

### **[SB 1518 Recycling; beneficial use.](#)**

*Chief patron:* Lewis

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A BILL to amend and reenact §§ 10.1-1411, 10.1-1414, 10.1-1415, 10.1-1420, 10.1-1422, and 10.1-1422.04 of the Code of Virginia, relating to recycling; beneficial use.

17103990D

*Summary as introduced:*

**Recycling; beneficial use.** Expands the scope of the recycling programs supported by the Virginia Department of Environmental Quality (DEQ) to include beneficial use, defined as the use or reuse of a material that otherwise would become solid waste in a manufacturing process or as landfill cover, aggregate substitute, fuel substitute, or fill material. The bill provides that any proposal for a certain type of local recycling grant shall be deemed to meet the eligibility requirements if it includes provisions to increase recycling for beneficial reuse through a public-private cooperative program. The bill also increases from every four years to every two years the frequency of the submission of a recycling survey report by a solid waste planning unit or locality. Finally, the bill directs DEQ to evaluate recycling rates statewide and make recommendations for increasing rates and to report on its findings by October 1, 2018.

01/19/17 Senate: Presented and ordered printed 17103990D

01/19/17 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

01/23/17 Senate: Impact statement from DPB (SB1518)

01/26/17 Senate: Committee amendments

01/26/17 Senate: Passed by indefinitely in Agriculture, Conservation and Natural Resources with letter (15-Y 0-N)

### **[SB 1569 Water and sewer fees; calculation factors.](#)**

*Chief patron:* Reeves

A BILL to amend and reenact § 15.2-2119 of the Code of Virginia, relating to water and sewer fees; calculation factors.

17103854D

*Summary as introduced:*

**Water and sewer fees; calculation factors.** Specifies certain factors that a locality may use to calculate the charges for water and sewer connection services.

01/20/17 Senate: Presented and ordered printed 17103854D

01/20/17 Senate: Referred to Committee on Local Government

01/23/17 Senate: Impact statement from DHCD (SB1569)

01/31/17 Senate: Reported from Local Government with amendments (8-Y 4-N 1-A)

02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)

**Counts:** HB: 9 HJ: 1 SB: 7

### **[HB 1585 Housing authorities; approval for construction, etc.](#)**

*Chief patron:* Campbell

A BILL to amend and reenact § 36-19.2 of the Code of Virginia, relating to housing authorities; approval for construction, etc.

17101162D

*Summary as introduced:*

**Housing authorities; approval for construction, etc.** Provides that the approval of the local governing body, including town councils, is required before a housing authority may exercise certain powers. The bill changes the term "county or city" to "locality," which is defined under § 1-221 to mean any county, city, or town. The bill contains a technical amendment.

01/26/17 House: Reported from General Laws (22-Y 0-N)

01/30/17 House: Read first time

01/31/17 House: Read second time and engrossed

02/01/17 House: Read third time and passed House BLOCK VOTE (98-Y 0-N)

02/01/17 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N)

### **[HB 1623 Residential rental property; foreclosure sale with tenant in dwelling unit.](#)**

*Chief patron:* Yancey

A BILL to amend and reenact §§ 55-225.10 and 55-507 of the Code of Virginia, relating to residential rental property.

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17101394D

*Summary as introduced:*

**Residential rental property.** Removes a provision that allows a tenant to remain in a dwelling unit that has been foreclosed upon pursuant to the federal Protecting Tenants at Foreclosure Act because the Act expired on December 31, 2014, and is no longer in effect. The bill also requires a current owner of rental property who has entered into a written property management agreement with a managing agent and who has subsequently entered into a purchase agreement with a new owner to give written notice to the managing agent requesting payment of security deposits to the current owner prior to settlement with the new owner. The bill requires the managing agent to transfer the security deposits to the current owner and provide written notice to each tenant that his security deposit has been transferred.

01/25/17 House: Impact statement from DPB (HB1623E)

01/25/17 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

01/25/17 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

01/26/17 Senate: Constitutional reading dispensed

01/26/17 Senate: Referred to Committee on General Laws and Technology

### **HB 1638 Virginia Residential Landlord and Tenant Act; insurance; early termination of rental agreement.**

*Chief patron:* Leftwich

A BILL to amend and reenact §§ 55-248.7:2, 55-248.9, and 55-248.18 of the Code of Virginia and to amend the Code of Virginia by adding sections numbered 55-248.11:01 and 55-248.21:3, relating to the Virginia Residential Landlord and Tenant Act; insurance; early termination of rental agreement.

17100505D

*Summary as introduced:*

**Virginia Residential Landlord and Tenant Act; insurance; early termination of rental agreement.** Prohibits a landlord from requiring a tenant to agree to a waiver of subrogation for damage or renter's insurance. The bill also (i) requires a landlord to post a copy of a standard rental agreement and any addenda regularly used by the landlord on the landlord's public website, if any; (ii) allows for the early termination of a rental agreement by the surviving spouse of a decedent tenant under certain conditions; and (iii) provides that if a tenant makes a request for maintenance, the landlord is required to contact the tenant by telephone or electronic mail as provided by the tenant to arrange a time as may be mutually agreed upon by the landlord and tenant to remedy the condition for which the request for maintenance was made, unless there is a preexisting agreement between the parties to the contrary.

01/04/17 House: Prefiled and ordered printed; offered 01/11/17 17100505D

01/04/17 House: Referred to Committee on General Laws

01/12/17 House: Impact statement from DPB (HB1638)

01/16/17 House: Assigned GL sub: Subcommittee #1

01/24/17 House: Subcommittee recommends laying on the table

### **HB 1639 Va Residential Landlord and Tenant Act; disclosure relationship between landlord and insurance co.**

*Chief patron:* Leftwich

A BILL to amend and reenact § 55-248.7:2 of the Code of Virginia, relating to the Virginia Residential Landlord and Tenant Act; disclosure of relationship between landlord and insurance company.

17100506D

*Summary as introduced:*

**Virginia Residential Landlord and Tenant Act; disclosure of relationship between landlord and insurance company.** Requires a landlord, prior to the execution or renewal of a rental agreement, to provide a written disclosure to a tenant in cases where (i) there exists a business or financial relationship between the landlord and any insurance company (a) providing to the landlord any insurance coverage that under current law the landlord may require as a condition of tenancy or (b) referred by the landlord to a tenant to obtain such insurance coverage and (ii) any such coverage contains a waiver of subrogation provision. The bill defines the term "business or financial relationship."

01/04/17 House: Prefiled and ordered printed; offered 01/11/17 17100506D

01/04/17 House: Referred to Committee on General Laws

01/12/17 House: Impact statement from DPB (HB1639)

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01/16/17 House: Assigned GL sub: Subcommittee #1  
01/24/17 House: Subcommittee recommends laying on the table

**[HB 1648 Notice by trustee required before foreclosure sale; tenant of property subject to sale.](#)**

*Chief patron:* Loupassi

A BILL to amend the Code of Virginia by adding a section numbered 55-59.2:1, relating to notice by trustee required before foreclosure sale; tenant of property subject to sale.

17102435D

*Summary as introduced:*

**Notice by trustee required before foreclosure sale; tenant of property subject to sale.** Requires a trustee to give written notice to any tenant living in property subject to foreclosure. The bill provides the contents of such written notice and requires the trustee to serve such notice at least 30 days prior to a foreclosure sale by mail or hand delivery.

01/04/17 House: Prefiled and ordered printed; offered 01/11/17 17102435D

01/04/17 House: Referred to Committee for Courts of Justice

01/13/17 House: Assigned Courts sub: Civil Law

01/18/17 House: Subcommittee recommends striking from docket

**[HB 1867 Virginia Housing Trust Fund; revenue deposits.](#)**

*Chief patron:* Lopez

A BILL to amend the Code of Virginia by adding in Chapter 8 of Title 58.1 a section numbered 58.1-818, relating to Virginia Housing Trust Fund; revenue deposits.

17101579D

*Summary as introduced:*

**Virginia Housing Trust Fund; revenue deposits.** Provides that 20% of annual recordation tax revenue in excess of \$325 million shall be deposited into the Virginia Housing Trust Fund.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17101579D

01/10/17 House: Referred to Committee on Appropriations

01/13/17 House: Assigned App. sub: Commerce, Agriculture, Natural Resources and Technology

01/22/17 House: Impact statement from TAX (HB1867)

01/25/17 House: Subcommittee recommends laying on the table

**[HB 1869 Virginia Residential Landlord and Tenant Act; tenant obligations.](#)**

*Chief patron:* Lopez

A BILL to amend and reenact § 55-248.16 of the Code of Virginia, relating to the Virginia Residential Landlord and Tenant Act; tenant obligations.

17101577D

*Summary as introduced:*

**Virginia Residential Landlord and Tenant Act; tenant obligations.** Provides that in addition to complying with the terms of a rental agreement, a tenant is obligated to be financially responsible for the added cost of treatment or extermination of any insects or pests due to the tenant's unreasonable delay in reporting the existence of the insects or pests or the tenant's fault in failing to prevent infestation of any insects or pests in the area occupied.

01/26/17 House: Reported from General Laws (22-Y 0-N)

01/30/17 House: Read first time

01/31/17 House: Read second time and engrossed

02/01/17 House: Read third time and passed House BLOCK VOTE (98-Y 0-N)

02/01/17 House: VOTE: BLOCK VOTE PASSAGE (98-Y 0-N)

**[HB 2006 Va. Fair Housing Law; responsibilities with respect to use of an assistance animal in a dwelling.](#)**

*Chief patron:* Carr

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A BILL to amend and reenact § 36-96.1:1 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 36-96.3:1, relating to the Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.

17103597D

*Summary as introduced:*

**Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.** Sets out the rights and responsibilities under the Virginia Fair Housing Law (§ 36-96.1 et seq.) with respect to maintaining an assistance animal in a dwelling. The bill establishes a process for the review and approval or denial of a request from a person with a disability for reasonable accommodation to maintain an assistance animal in such person's dwelling. Under the bill, whenever a request for a reasonable accommodation to maintain an assistance animal in a dwelling is denied for reasons other than that the requester does not have (i) a disability or (ii) a disability-related need for an assistance animal, the person who receives the request shall initiate an interactive process with the individual requesting accommodation to determine if there is an alternative accommodation that would effectively address the disability-related need. The bill removes language providing that the terms "individual with a handicap" nor the term "handicap" do not apply to an individual solely because that individual is a transvestite. The bill also defines assistance animal, major life activities, and physical or mental impairment. This bill is a recommendation of the Virginia Housing Commission.

01/24/17 House: Read second time and engrossed

01/25/17 House: Read third time and passed House (97-Y 0-N)

01/25/17 House: VOTE: PASSAGE (97-Y 0-N)

01/26/17 Senate: Constitutional reading dispensed

01/26/17 Senate: Referred to Committee on General Laws and Technology

## **HB 2033 Landlord and tenant law; residential tenancies, landlord and tenant obligations and remedies.**

*Chief patron:* Miller

A BILL to amend and reenact §§ 55-217, 55-222, 55-223, 55-224, 55-225.2, 55-225.3, 55-225.4, 55-225.6, 55-225.7, 55-225.9, 55-225.11, 55-225.12, 55-225.13, 55-226, 55-226.2, 55-237.1, 55-248.3:1, 55-248.6, 55-248.7, 55-248.7:1, 55-248.12, 55-248.12:1, 55-248.13, 55-248.13:1, 55-248.13:2, 55-248.15:1, 55-248.16, 55-248.17, 55-248.18, 55-248.18:2, 55-248.21:1, 55-248.24, 55-248.27, 55-248.31, 55-248.38:1, and 55-248.38:3 of the Code of Virginia, to amend the Code of Virginia by adding sections numbered 55-217.1, 55-225.01, 55-225.02, 55-225.11:1, and 55-225.19 through 55-225.48, and to repeal §§ 55-225.8 and 55-248.5 of the Code of Virginia, relating to landlord and tenant law; obligations and remedies for landlords and tenants.

17101720D

*Summary as introduced:*

**Landlord and tenant law; residential tenancies; landlord and tenant obligations and remedies.** Provides that the Virginia Residential Landlord and Tenant Act (§ 55-248.2 et seq.) (the Act) shall apply to all residential tenancies; however, a landlord who is a natural person, an estate, or a legal entity that owns no more than two single-family residential dwelling units in the same name subject to a rental agreement may opt out of the Act by stating so in the rental agreement. The bill conforms general landlord and tenant law relating to residential tenancies to the Act, including the security deposits, lease terms, notice, and disclosure provisions. The bill also provides for unclaimed security deposits to escheat to the State Literary Fund rather than the Virginia Housing Trust Fund and changes the requirement that a landlord make reasonable efforts to advise the tenant of the right to be present at the landlord's inspection to a requirement that written notice of the right be provided. The bill provides for a landlord to provide a tenant with a written statement of charges and payments over the previous 12 months rather than an accounting as required under current law. In addition, the bill includes any activity that involves or constitutes a criminal or willful act by the tenant or authorized occupants, guests, or invitees as an immediate nonremediable violation for which the landlord may terminate the tenancy. The bill also authorizes a landlord to dispose of the property of a deceased tenant within 30 days of the death if a personal representative has not been appointed by the circuit court. The landlord may proceed with the disposal after providing 10 days' notice. The bill (i) provides that authorized occupants, guests, or invitees must vacate the dwelling unit after the death of a sole tenant; (ii) allows a landlord to request during the pendency of an unlawful detainer action an order holding the tenant in contempt for failing to provide the landlord with access to the dwelling unit; (iii) adds oil to the utilities that may be include in ratio utility billing; (iv) requires the landlord to provide a written security deposit disposition statement following a move-out inspection and provides for the landlord to seek recovery for additional damages discovered after the

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security deposit disposition has been made; and (v) authorizes a landlord to retain an attorney to prepare or provide any required written notice and permits the use an electronic signature or an electronic notarization.

01/18/17 House: Referred from Courts of Justice

01/18/17 House: Referred to Committee on General Laws

01/23/17 House: Assigned GL sub: Subcommittee #1

01/25/17 House: Impact statement from DPB (HB2033)

01/31/17 House: Subcommittee recommends reporting with substitute (7-Y 0-N)

### **HB 2109 Persons with disabilities; expands definition of "service dog."**

*Chief patron:* Kory

A BILL to amend and reenact § 51.5-40.1 of the Code of Virginia, relating to rights of persons with disabilities; definition of "service dog."

17102344D

*Summary as introduced:*

**Rights of persons with disabilities; definition of "service dog."** Expands the definition of "service dog" to include dogs trained to assist persons with a disability by providing (i) therapeutic contact to help with depression, anxiety, or certain phobias, or to improve physical or cognitive functioning, or (ii) emotional support, well-being, comfort, or companionship.

01/10/17 House: Prefiled and ordered printed; offered 01/11/17 17102344D

01/10/17 House: Referred to Committee on Health, Welfare and Institutions

01/13/17 House: Impact statement from DPB (HB2109)

01/17/17 House: Assigned HWI sub: Subcommittee #3

### **HB 2281 Residential rental property; foreclosure shall act as a termination of rental agreement by landlord.**

*Chief patron:* Leftwich

A BILL to amend and reenact §§ 54.1-2108.1 and 55-225.12 of the Code of Virginia, relating to residential rental property; foreclosure sale; tenant's assertion.

17104751D

*Summary as introduced:*

**Residential rental property.** Provides that if a residential dwelling unit is foreclosed upon and there is a tenant living in the dwelling unit at the time of the foreclosure, the foreclosure shall act as a termination of the rental agreement by the landlord. The bill allows the tenant to pay any rent that may be due prior to the date upon which the tenancy will terminate (i) to the successor landlord; (ii) to the managing agent of the landlord or successor landlord, if any; or (iii) into a court escrow account pursuant to the provisions of § 55-225.12. The bill also provides that, if there is in effect at the date of the foreclosure sale a written property management agreement between the landlord and a real estate licensee licensed pursuant to the provisions of § 54.1-2106.1, the foreclosure shall convert the property management agreement into a month-to-month agreement between the successor landlord and the real estate licensee acting as a managing agent, except in the event that the terms of the original property management agreement between the landlord and the real estate licensee acting as a managing agent require an earlier termination date. The bill permits a real estate licensee acting on behalf of a landlord client as a managing agent who elects to terminate the property management agreement to transfer any funds held in escrow by the licensee to the landlord client without his consent, provided that the real estate licensee provides written notice to each tenant that the funds have been so transferred. The bill provides immunity, in the absence of gross negligence or intentional misconduct, to any such licensee acting in compliance with the provisions of § 54.1-2108.1. The bill clarifies that a tenant residing in a dwelling unit that has been foreclosed upon is eligible to file an assertion pursuant to § 55-225.12 and that a court may order any moneys accumulated in escrow to be paid to the successor landlord or the successor landlord's managing agent, if any. Finally, the bill requires a current owner of rental property who has entered into a written property management agreement with a managing agent and who has subsequently entered into a purchase agreement with a new owner to give written notice to the managing agent requesting payment of security deposits to the current owner prior to settlement with the new owner. The bill requires the managing agent to transfer the security deposits to the current owner and provide written notice to each tenant that his security deposit has been transferred.

02/01/17 House: Read second time

02/01/17 House: Committee substitute agreed to 17104751D-H1

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02/01/17 House: Engrossed by House - committee substitute HB2281H1  
02/02/17 House: Read third time and passed House BLOCK VOTE (95-Y 0-N)  
02/02/17 House: VOTE: BLOCK VOTE PASSAGE (95-Y 0-N)

### **[HB 2382 Virginia Residential Landlord and Tenant Act; landlord to inspect vacated dwelling unit.](#)**

*Chief patron:* Lindsey

A BILL to amend the Code of Virginia by adding a section numbered 55-248.37:1, relating to the Virginia Residential Landlord and Tenant Act; landlord to inspect vacated dwelling unit for abandoned animals; penalty. 17103711D

*Summary as introduced:*

**Virginia Residential Landlord and Tenant Act; landlord to inspect vacated dwelling unit for abandoned animals; penalty.** Requires a landlord who knows or should have known that a dwelling unit has been vacated to inspect such dwelling unit within two days of its being vacated for the presence of any abandoned animals. If an abandoned animal is discovered, the landlord is required to notify an animal control officer or law enforcement of the presence and condition of the animal but shall not be considered the owner or custodian of the animal. The bill also provides that any person who knowingly fails to comply with the bill's inspection and notification provisions shall be guilty of a Class 1 misdemeanor.

01/17/17 House: Presented and ordered printed 17103711D

01/17/17 House: Referred to Committee for Courts of Justice

01/18/17 House: Assigned Courts sub: Civil Law

01/19/17 House: Impact statement from DPB (HB2382)

01/23/17 House: Subcommittee recommends laying on the table

### **[SB 822 Virginia Fair Housing Law; unlawful discriminatory housing practices, sexual orientation and gender.](#)**

*Chief patron:* Wexton

A BILL to amend and reenact §§ 36-96.1 through 36-96.4 and 55-248.47 of the Code of Virginia, relating to the Virginia Fair Housing Law; unlawful discriminatory housing practices; sexual orientation and gender identity. 17100197D

*Summary as introduced:*

**Virginia Fair Housing Law; unlawful discriminatory housing practices; sexual orientation and gender identity.** Adds discrimination on the basis of an individual's sexual orientation or gender identity as an unlawful housing practice. The bill defines sexual orientation and gender identity.

01/26/17 Senate: Read second time and engrossed

01/27/17 Senate: Read third time and passed Senate (25-Y 14-N)

01/31/17 House: Placed on Calendar

01/31/17 House: Read first time

01/31/17 House: Referred to Committee on General Laws

### **[SB 959 Va Residential Landlord and Tenant Act; landlord to inspect vacated dwelling for abandoned animals.](#)**

*Chief patron:* Spruill

A BILL to amend the Code of Virginia by adding a section numbered 55-248.16:1 relating to the Virginia Residential Landlord and Tenant Act; responsibility of tenant; abandoned animals; penalty. 17104940D

*Summary as introduced:*

**Virginia Residential Landlord and Tenant Act; landlord to inspect vacated dwelling unit for abandoned animals; penalty.** Requires a landlord who knew or should have known that a dwelling unit has been vacated to inspect such dwelling unit for the presence of any abandoned animals. If an abandoned animal is discovered, the landlord is required to notify an animal control officer or law enforcement of the presence and condition of the animal but shall not be considered the owner or custodian of the animal. Bill also provides for a civil penalty of \$500 for failing to comply with the inspection and notification provisions with the proceeds deposited into the Literary Fund.

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02/01/17 Senate: Impact statement from DPB (SB959S1)  
02/02/17 Senate: Read second time  
02/02/17 Senate: Reading of substitute waived  
02/02/17 Senate: Committee substitute agreed to 17104940D-S1  
02/02/17 Senate: Engrossed by Senate - committee substitute SB959S1

### **[SB 966 Residential rental property.](#)**

*Chief patron:* Obenshain

A BILL to amend and reenact §§ 54.1-2108.1 and 55-225.12 of the Code of Virginia, relating to residential rental property; foreclosure sale; tenant's assertion.  
17104907D

*Summary as introduced:*

**Residential rental property.** Provides that if a residential dwelling unit is foreclosed upon and there is a tenant living in the dwelling unit at the time of the foreclosure, the foreclosure shall act as a termination of the rental agreement by the landlord. The bill allows the tenant to pay any rent that may be due prior to the date upon which the tenancy will terminate (i) to the successor landlord; (ii) to the managing agent of the landlord or successor landlord, if any; or (iii) into a court escrow account pursuant to the provisions of § 55-225.12. The bill also provides that, if there is in effect at the date of the foreclosure sale a written property management agreement between the landlord and a real estate licensee licensed pursuant to the provisions of § 54.1-2106.1, the foreclosure shall convert the property management agreement into a month-to-month agreement between the successor landlord and the real estate licensee acting as a managing agent, except in the event that the terms of the original property management agreement between the landlord and the real estate licensee acting as a managing agent require an earlier termination date. The bill permits a real estate licensee acting on behalf of a landlord client as a managing agent who elects to terminate the property management agreement to transfer any funds held in escrow by the licensee to the landlord client without his consent, provided that the real estate licensee provides written notice to each tenant that the funds have been so transferred. The bill provides immunity, in the absence of gross negligence or intentional misconduct, to any such licensee acting in compliance with the provisions of § 54.1-2108.1. The bill clarifies that a tenant residing in a dwelling unit that has been foreclosed upon is eligible to file an assertion pursuant to § 55-225.12 and that a court may order any moneys accumulated in escrow to be paid to the successor landlord or the successor landlord's managing agent, if any. Finally, the bill requires a current owner of rental property who has entered into a written property management agreement with a managing agent and who has subsequently entered into a purchase agreement with a new owner to give written notice to the managing agent requesting payment of security deposits to the current owner prior to settlement with the new owner. The bill requires the managing agent to transfer the security deposits to the current owner and provide written notice to each tenant that his security deposit has been transferred.

02/02/17 Senate: Reading of substitute waived  
02/02/17 Senate: Committee substitute agreed to 17104907D-S1  
02/02/17 Senate: Engrossed by Senate - committee substitute SB966S1  
02/02/17 Senate: Constitutional reading dispensed (40-Y 0-N)  
02/02/17 Senate: Passed Senate (40-Y 0-N)

### **[SB 991 Residential rental property.](#)**

*Chief patron:* Dance

A BILL to amend and reenact §§ 55-225.10 and 55-507 of the Code of Virginia, relating to residential rental property.  
17104908D

*Summary as introduced:*

**Residential rental property.** Removes a provision that allows a tenant to remain in a dwelling unit that has been foreclosed upon pursuant to the federal Protecting Tenants at Foreclosure Act because the Act expired on December 31, 2014, and is no longer in effect. The bill also requires a current owner of rental property who has entered into a written property management agreement with a managing agent and who has subsequently entered into a purchase agreement with a new owner to give written notice to the managing agent requesting payment of security deposits to the current owner prior to settlement with the new owner. The bill requires the managing agent to transfer the security deposits to the current owner and provide written notice to each tenant that his security deposit has been transferred.



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02/01/17 Senate: Constitutional reading dispensed (40-Y 0-N)  
02/02/17 Senate: Read second time  
02/02/17 Senate: Reading of substitute waived  
02/02/17 Senate: Committee substitute agreed to 17104908D-S1  
02/02/17 Senate: Engrossed by Senate - committee substitute SB991S1

### **[SB 993 Lease agreements; late charge.](#)**

*Chief patron:* Stanley

A BILL to amend and reenact §§ 6.2-400 and 55-248.7 of the Code of Virginia, relating to the amount of late charges that may be imposed under a lease.

17103460D

*Summary as introduced:*

**Lease agreements; late charge.** Caps the amount of the late charge that a lessor may impose for the failure of the lessee to make timely payment of any periodic rent due under a lease of real property in the Commonwealth at five percent of the amount of the periodic rent due under the lease. The measure requires the late charge to be specified in the lease or rental agreement. A payment is timely if it is made within seven calendar days of the due date.

01/03/17 Senate: Prefiled and ordered printed; offered 01/11/17 17103460D

01/03/17 Senate: Referred to Committee on Commerce and Labor

01/12/17 Senate: Impact statement from DPB (SB993)

01/30/17 Senate: Passed by indefinitely in Commerce and Labor with letter (15-Y 0-N)

### **[SB 1037 Virginia Residential Property Disclosure Act; required disclosures; local historic districts.](#)**

*Chief patron:* Locke

A BILL to amend and reenact § 55-519 of the Code of Virginia, relating to the Virginia Residential Property Disclosure Act; required disclosures; local historic districts.

17101725D

*Summary as introduced:*

**Virginia Residential Property Disclosure Act; required disclosures; local historic districts.** Advises a prospective purchaser of residential property under the Virginia Residential Property Disclosure Act, upon delivery of the residential property disclosure statement wherein the owner makes no representations with respect to the presence of a historic district, to review any materials available from the locality that explain (i) any requirements to alter, reconstruct, renovate, restore, or demolish buildings or signs in the local historic district and (ii) the necessity of obtaining any local review board or governing body approvals prior to doing any work on a property located in a local historic district. This bill is a recommendation of the Virginia Housing Commission.

01/19/17 Senate: Read second time and engrossed

01/20/17 Senate: Read third time and passed Senate (38-Y 0-N)

01/30/17 House: Placed on Calendar

01/30/17 House: Read first time

01/30/17 House: Referred to Committee on General Laws

### **[SB 1228 Va. Fair Housing Law; responsibilities with respect to use of an assistance animal in a dwelling.](#)**

*Chief patron:* Barker

A BILL to amend and reenact § 36-96.1:1 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 36-96.3:1, relating to the Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.

17103819D

*Summary as introduced:*

**Virginia Fair Housing Law; rights and responsibilities with respect to the use of an assistance animal in a dwelling.** Sets out the rights and responsibilities under the Virginia Fair Housing Law (§ 36-96.1 et seq.) with respect to maintaining an assistance animal in a dwelling. The bill establishes a process for the review and approval or denial of a request from a person with a disability for reasonable accommodation to maintain an assistance animal in such person's dwelling. Under the bill, whenever a request for a reasonable accommodation to maintain an assistance animal in a dwelling is denied for reasons other than that the requester does not have (i) a disability or (ii)

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a disability-related need for an assistance animal, the person who receives the request shall initiate an interactive process with the individual requesting accommodation to determine if there is an alternative accommodation that would effectively address the disability-related need. The bill removes language providing that the terms "individual with a handicap" nor the term "handicap" do not apply to an individual solely because that individual is a transvestite. The bill also defines assistance animal, major life activities, and physical or mental impairment. This bill is a recommendation of the Virginia Housing Commission.

01/10/17 Senate: Prefiled and ordered printed; offered 01/11/17 17103819D

01/10/17 Senate: Referred to Committee on General Laws and Technology

01/16/17 Senate: Impact statement from DPB (SB1228)

### **[SB 1365](#) Statewide Fire Prevention Code; authority of Va. Fire Services Bd., fees for school inspections.**

*Chief patron:* Edwards

A BILL to amend and reenact §§ 9.1-203, 27-97, 27-98, 36-118, 36-119.1 of the Code of Virginia, relating to the Statewide Fire Prevention Code; authority of the Virginia Fire Services Board; fees for school inspections.

17101238D

*Summary as introduced:*

**Statewide Fire Prevention Code; authority of the Virginia Fire Services Board; fees for school inspections.**

Transfers primary authority for the adoption of the Statewide Fire Prevention Code from the Board of Housing and Community Development to the Virginia Fire Services Board. The bill also removes the prohibition against the State Fire Marshal's charging fees for school inspections. The bill contains technical amendments.

01/11/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101238D

01/11/17 Senate: Referred to Committee on General Laws and Technology

01/30/17 Senate: Committee amendments

01/30/17 Senate: Failed to report (defeated) in General Laws and Technology (5-Y 10-N)

### **[SB 1515](#) Existing buildings; manual entry door hardware.**

*Chief patron:* Wagner

A BILL to amend the Code of Virginia by adding in Article 1 of Chapter 9 of Title 15.2 a section numbered § 15.2-926.4, relating to existing buildings; manual entry door hardware.

17103995D

*Summary as introduced:*

**Existing buildings; manual entry door hardware.** Authorizes a locality to require property owners by ordinance to install manual entry door hardware in any building located in its jurisdiction where such fitting is affordable and readily achievable. The bill excludes historic buildings.

01/19/17 Senate: Presented and ordered printed 17103995D

01/19/17 Senate: Referred to Committee on Local Government

01/31/17 Senate: Committee amendments

01/31/17 Senate: Passed by indefinitely in Local Government with letter (13-Y 0-N)

### **[SB 1578](#) Short-term rental; registration of persons offering property for rental.**

*Chief patron:* Norment

A BILL to amend and reenact §§ 4.1-100, as it is currently effective and as it shall become effective, and 4.1-200 of the Code of Virginia and to amend the Code of Virginia by adding in Article 5 of Chapter 9 of Title 15.2 a section numbered 15.2-983, relating to the short-term rental of property.

17100761D

*Summary as introduced:*

**Short-term rental of property.** Authorizes a locality to adopt an ordinance requiring the registration of persons offering property for short-term rental. The bill defines "short-term rental" as the provision of a room or space suitable for sleeping or lodging for less than 30 consecutive days. Persons and entities already licensed related to the rental or management of property by the Board of Health, the Real Estate Board, or a locality would not be required to register. The bill authorizes localities to impose fees and penalties on persons who violate the registry ordinance or who offer short-term rentals that have multiple violations of state or federal laws or ordinances, including those related to alcoholic beverage control. The bill amends the Alcoholic Beverage Control (ABC) Act to clarify that certain property rented on a short-term basis is considered a bed and breakfast establishment for purposes of ABC

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licensing and that the exception from ABC licensing for serving alcoholic beverages to guests in a residence does not apply if the guest is a short-term lessee of the residence.

01/27/17 Senate: Rereferred to Local Government

01/30/17 Senate: Impact statement from DHCD (SB1578)

02/02/17 Senate: Reported from Local Government with substitute (11-Y 2-N)

02/02/17 Senate: Committee substitute printed 17105130D-S1

02/02/17 Senate: Incorporates SB1579 (Stanley)

### **[SB 1579 Short-term rental; affirms rights of localities to regulate rental of property.](#)**

*Chief patron:* Stanley

A BILL to amend the Code of Virginia by adding in Article 5 of Chapter 9 of Title 15.2 a section numbered 15.2-983, relating to the short-term rental of property.

17100686D

*Summary as introduced:*

**Short-term rental of property.** Affirms the rights of localities to regulate the short-term rental of property, defined as the provision of space suitable for sleeping or lodging for fewer than 30 days. If a locality allows short-term rentals, the locality shall require that the person offering property for rental notify adjacent landowners in writing, obtain local permission to offer the property for rental, and carry a minimum of \$500,000 of commercial premises liability insurance. If a locality prohibits short-term rentals, any person or entity, including an online hosting platform, that advertises the availability of a short-term rental in the locality shall be subject to a \$10,000 fine per violation.

01/20/17 Senate: Presented and ordered printed 17100686D

01/20/17 Senate: Referred to Committee on Local Government

01/23/17 Senate: Impact statement from DHCD (SB1579)

02/02/17 Senate: Committee amendments

02/02/17 Senate: Incorporated by Local Government (SB1578-Norment) (13-Y 0-N)

**Counts:** HB: 12 SB: 11

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### **[HB 1444 Minimum wage; increases minimum wage from its current federally mandated level.](#)**

*Chief patron:* Rasoul

A BILL to amend and reenact §§ 40.1-28.9 and 40.1-28.10 of the Code of Virginia, relating to the minimum wage.

17100286D

*Summary as introduced:*

**Minimum wage.** Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10.00 per hour effective July 1, 2017, to \$12.50 per hour effective July 1, 2019, and to \$15.00 per hour effective July 1, 2021, unless a higher minimum wage is required by the federal Fair Labor Standards Act.

11/30/16 House: Prefiled and ordered printed; offered 01/11/17 17100286D

11/30/16 House: Referred to Committee on Commerce and Labor

01/16/17 House: Impact statement from DPB (HB1444)

01/17/17 House: Assigned C & L sub: Subcommittee #2

01/24/17 House: Subcommittee recommends laying on the table

### **[HB 1445 Wages and salaries; eliminates payment by prepaid cards, etc., without employee's consent.](#)**

*Chief patron:* Ward

A BILL to amend and reenact § 40.1-29 of the Code of Virginia, relating to the payment of wages by credit to a prepaid debit card or card account.

17100389D

*Summary as introduced:*

**Payment of wages and salaries; prepaid cards.** Eliminates the ability of an employer to pay wages and salaries to an employee by credit to a prepaid debit card or card account without the employee's consent. Under current law, an employer may pay wages and salaries to an employee by credit to a prepaid debit card or card account without the employee's consent if the employee does not designate an account at a financial institution to which payment may be

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sent by automated fund transfer. This measure allows payment of wages to be made by credit to a prepaid debit card or card account if the employee affirmatively consents and the employer discloses any applicable fees.

11/30/16 House: Referred to Committee on Commerce and Labor

01/11/17 House: Impact statement from DPB (HB1445)

01/12/17 House: Assigned C & L sub: Subcommittee #1

01/19/17 House: Subcommittee recommends reporting (6-Y 4-N)

01/24/17 House: Tabled in Commerce and Labor

### **HB 1499 Apportionment of income; corporate income tax.**

*Chief patron:* Davis

A BILL to amend and reenact §§ 58.1-408, 58.1-414, 58.1-416, and 58.1-422 of the Code of Virginia and to repeal §§ 58.1-422.1 and 58.1-422.2 of the Code of Virginia, relating to the apportionment of income to Virginia by corporations for purposes of computing income taxes.

17100171D

*Summary as introduced:*

**Apportionment of income; corporate income tax.** Makes several changes to the current method used by multistate corporations to apportion income to Virginia for purposes of the corporate income tax, including (i) establishing sales as the sole factor to be used in apportioning income, with such single sales factor apportionment phased in and first effective beginning with taxable year 2020; (ii) adopting market-based sourcing as the approach for sourcing sales of services and nontangible personal property to Virginia; and (iii) eliminating the requirements placed on manufacturing companies electing single sales factor apportionment to maintain certain employment and wage levels.

In general, current law requires multistate corporations to apportion taxable income to Virginia using a double-weighted sales factor formula, which consists of a sales factor that is double-weighted, a property factor, and a payroll factor to apportion the income. Under single sales factor apportionment, only the sales factor will be used by a multistate corporation to apportion taxable income to Virginia. Under the bill, most multistate corporations will be required to use single sales factor apportionment beginning with taxable year 2020, with manufacturing companies being one exception as discussed below.

Currently, manufacturing companies are allowed to elect single sales factor apportionment in lieu of double-weighted sales factor apportionment. However, manufacturing companies electing single sales factor apportionment must meet certain employment and wage levels for the first three taxable years in which single sales factor apportionment is used. A monetary penalty is imposed upon any manufacturing company that has elected to apportion income using a single sales factor but that fails to meet the employment and wage level requirements. Under the bill, manufacturing companies may adopt single sales factor apportionment or continue to use double-weighted sales factor apportionment. The bill provides that a manufacturing company that adopts single sales factor apportionment in a taxable year beginning on or after July 1, 2017, will not be subject to any monetary penalty but may not revoke the election to use single sales factor apportionment.

The bill implements market-based sourcing for attributing sales to Virginia other than sales of tangible personal property beginning with taxable year 2018. The bill provides that sales made by certain communications services or Internet access services providers, other than sales of tangible personal property, that are attributable to Virginia under market-based sourcing will be multiplied by a factor of 0.5 for purposes of computing such companies' sales factors. The multiplication factor of 0.5 will be applied to such sales if the provider, or an affiliated group that includes a communications services or Internet access services provider, during the taxable year expended at least \$100 million relating to communications services or Internet access services in the form of tangible personal property placed in service in Virginia or salaries and wages paid for its employees in Virginia. In addition, the bill provides that certain sales of national defense contractors will be excluded from such contractors' sales factor under market-based sourcing. Sales of a national defense contractor other than sales of tangible personal property that are attributable to a federal defense acquisition contract for a sale other than a sale of tangible personal property will be excluded if (a) a greater proportion of the income producing activity is performed outside Virginia, based on costs of performance; (b) the laws of another state require that the sale be included in the numerator of the fraction used in apportioning the contractor's income to that state for income tax purposes; and (c) the laws of such other state require that the sale be included in such numerator only if the greater proportion of the income-producing activity is performed in that state, based on costs of performance.

With the exception of the elimination of the employment and wage level requirements placed on manufacturing companies electing single sales factor apportionment that becomes effective for taxable years beginning on or after

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July 1, 2017, all other provisions in the bill will become effective only if the bill's provisions are not estimated by the Department of Taxation to reduce the official forecasted general fund revenues by more than \$50 million for any fiscal year. The bill requires the Department to prepare a fiscal impact statement on general fund revenues from implementation of the bill. The fiscal impact statement is required to be provided to the Governor and the Chairmen of the House Committee on Appropriations, House Committee on Finance, and Senate Committee on Finance by December 1, 2017. To facilitate the Department's preparation of the fiscal impact statement, every corporation having income from business activity that is taxable both within and without Virginia and that had Virginia taxable income before apportionment of at least \$50 million for taxable year 2015 will be required to recalculate its 2015 sales factor using market-based sourcing. The bill requires that the recalculated sales factor be submitted to the Department by July 1, 2017, and imposes a \$5,000 penalty for the failure to do so.

The bill requires the Tax Commissioner by September 1 of each year beginning in 2019 to make a written certification to the Governor and the General Assembly reporting any net additional revenues attributable to the bill's provisions, if any, that were received in the state treasury for the immediately prior fiscal year. The next regular session of the General Assembly would be required to provide an amount of tax relief that at least equal to the amount certified by the Tax Commissioner.

12/17/16 House: Prefiled and ordered printed; offered 01/11/17 17100171D

12/17/16 House: Referred to Committee on Finance

01/17/17 House: Assigned Finance sub: Subcommittee #2

01/17/17 House: Impact statement from TAX (HB1499)

01/25/17 House: Subcommittee recommends laying on the table

### **[HB 1625 Mobile food units; licenses.](#)**

*Chief patron:* Robinson

A BILL to amend and reenact § 35.1-21 of the Code of Virginia, relating to mobile food units; licenses.  
17101962D

*Summary as introduced:*

**Mobile food units; licenses.** Directs the Department of Health to issue a license in the form of a sticker to a restaurant that is a mobile food unit that meets the requirements for licensure and requires the licensee to prominently display the license on the mobile food unit.

01/23/17 House: Read second time and engrossed

01/24/17 House: Read third time and passed House BLOCK VOTE (97-Y 0-N)

01/24/17 House: VOTE: BLOCK VOTE PASSAGE (97-Y 0-N)

01/25/17 Senate: Constitutional reading dispensed

01/25/17 Senate: Referred to Committee on Education and Health

### **[HB 1628 Private security; compliance agent experience, surety bond.](#)**

*Chief patron:* Fowler

A BILL to amend and reenact §§ 9.1-139 and 9.1-144 of the Code of Virginia, relating to private security; compliance agent experience; surety bond.  
17101612D

*Summary as introduced:*

**Private security; compliance agent experience; surety bond.** Removes the requirement that a compliance agent for a private security services business have either five years of experience or three years of managerial or supervisory experience in a private security services business, a state or local law-enforcement agency, or a related field. The bill also removes the option for a private security services business or a private security services training school to be covered by a bond in lieu of liability insurance.

01/30/17 House: Passed by for the day

01/31/17 House: Read second time

01/31/17 House: Engrossed by House as amended HB1628E

02/01/17 House: Read third time and passed House (98-Y 0-N)

02/01/17 House: VOTE: PASSAGE (98-Y 0-N)

### **[HB 1646 Form of garnishment summons; maximum portion of disposable earnings subject to garnishment.](#)**

*Chief patron:* Loupassi

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A BILL to amend and reenact § 8.01-512.3 of the Code of Virginia, relating to the form of garnishment summons; maximum portion of disposable earnings subject to garnishment.

17101569D

*Summary as introduced:*

**Form of garnishment summons; maximum portion of disposable earnings subject to garnishment.** Provides that the form of garnishment summons will state that an employee who makes the minimum wage or less for his week's earnings will ordinarily get to keep 40 times the minimum hourly wage when such earnings are subject to a garnishment, not 30 times as stated in Title 8.01, Civil Remedies and Procedures. The bill is intended to reflect the current statutory requirement for exemptions in Title 34, Homestead and Other Exemptions, and is technical in nature. The bill further directs the Office of the Executive Secretary of the Supreme Court to update the form of garnishment summons accordingly.

01/25/17 House: Read second time and engrossed

01/26/17 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

01/26/17 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

01/27/17 Senate: Constitutional reading dispensed

01/27/17 Senate: Referred to Committee for Courts of Justice

### **HB 1771 Minimum wage.**

*Chief patron:* Plum

A BILL to amend and reenact §§ 40.1-28.9 and 40.1-28.10 of the Code of Virginia, relating to the minimum wage.

17101545D

*Summary as introduced:*

**Minimum wage.** Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10.10 per hour effective January 1, 2018, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). Effective January 1, 2020, the minimum wage shall be adjusted biennially to reflect annual increases in the consumer price index over the two most recent calendar years. The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA.

01/09/17 House: Prefiled and ordered printed; offered 01/11/17 17101545D

01/09/17 House: Referred to Committee on Commerce and Labor

01/16/17 House: Impact statement from DPB (HB1771)

01/17/17 House: Assigned C & L sub: Subcommittee #2

01/24/17 House: Subcommittee recommends laying on the table

### **HB 1811 Unlawful detainer; initial hearings on a summons, etc.**

*Chief patron:* Loupassi

A BILL to amend and reenact §§ 8.01-126, 8.01-128, 8.01-129, and 16.1-94.01 of the Code of Virginia, relating to initial hearings on summons for unlawful detainer; amendments of amount requested on summons for unlawful detainer; immediate issuance of writs of possession in certain case judgments; written notice of satisfaction rendered in court not of record.

17104719D

*Summary as introduced:*

**Initial hearings on a summons for unlawful detainer; plaintiff's possession of property at initial return date; immediate issuance of writs of possession in certain case judgments; written notice of satisfaction rendered in a court not of record.** Provides that, if an initial hearing on a summons for unlawful detainer cannot be held within 21 days from filing, it may not be held later than 30 days from such filing. The bill requires the court to award a money judgment for any amounts contracted for in a rental agreement on the date of the hearing. The bill allows a plaintiff to continue an unlawful entry and detainer case for up to 120 days from the return date to establish final rent and damages, regardless of whether a judgment for possession is entered or writ for possession issued on the return date. The bill further clarifies types of judgments for which a writ of possession may be immediately executed. The bill also removes certain requirements for a written notice of satisfaction of judgment rendered in a court not of record.

02/01/17 House: Read second time

02/01/17 House: Committee substitute agreed to 17104719D-H1

02/01/17 House: Engrossed by House - committee substitute HB1811H1

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02/02/17 House: Read third time and passed House BLOCK VOTE (95-Y 0-N)

02/02/17 House: VOTE: BLOCK VOTE PASSAGE (95-Y 0-N)

### **HB 1960 Tow truck drivers and towing and recovery operators; civil penalty for improper towing.**

*Chief patron:* Hugo

A BILL to amend and reenact §§ 46.2-119, 46.2-1232, 46.2-1233, 46.2-1233.2, and 59.1-200 of the Code of Virginia, relating to tow truck drivers and towing and recovery operators; requirements; civil penalties.

17101900D

*Summary as introduced:*

**Tow truck drivers and towing and recovery operators; requirements; penalties.** Creates a civil penalty of \$100 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing. The bill exempts Planning District 8 (Northern Virginia) from any requirement by a towing advisory board for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill raises the hookup and initial towing fee in Planning District 8 (Northern Virginia) from \$135 to \$150. The bill requires the chairman of any towing advisory board within Planning District 8 (Northern Virginia) to be a representative of a licensed towing and recovery operator and limits the membership of such boards to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public. The bill adds improper towing as a prohibited act under the Virginia Consumer Protection Act (§ 59.1-196 et seq.).

01/10/17 House: Referred to Committee on Transportation

01/17/17 House: Impact statement from DPB (HB1960)

01/17/17 House: Assigned Transportation sub: Subcommittee #2

01/30/17 House: Subcommittee recommends reporting with substitute (6-Y 0-N)

02/02/17 House: Reported from Transportation with substitute (21-Y 0-N)

### **HB 2132 Towing advisory board, local; membership.**

*Chief patron:* Levine

A BILL to amend and reenact § 46.2-1233.2 of the Code of Virginia, relating to local towing advisory board; representatives.

17102409D

*Summary as introduced:*

**Local towing advisory board; membership.** Requires local towing advisory boards to consist of an equal number of representatives of (i) local law-enforcement agencies, (ii) licensed towing and recovery operators, (iii) commercial property or business owners, including business tenants residing in commercial buildings, and (iv) the general public. Current law requires the membership of such advisory boards to consist of (a) an equal number of representatives of local law-enforcement agencies and licensed towing and recovery operators and (b) one member of the general public.

01/11/17 House: Prefiled and ordered printed; offered 01/11/17 17102409D

01/11/17 House: Referred to Committee on Transportation

01/13/17 House: Impact statement from DHCD (HB2132)

01/17/17 House: Assigned Transportation sub: Subcommittee #2

01/30/17 House: Subcommittee failed to recommend reporting (2-Y 4-N)

### **HB 2190 Wage or salary history; inquiries prohibited, civil penalty.**

*Chief patron:* Boysko

A BILL to amend the Code of Virginia by adding in Article 1 of Chapter 3 of Title 40.1 a section numbered 40.1-28.7:6, relating to a prohibition on employers' inquiring about the wage or salary history of prospective employees; civil penalty.

17101529D

*Summary as introduced:*

**Wage or salary history inquiries prohibited; civil penalty.** Prohibits a prospective employer from (i) requiring as a condition of employment that a prospective employee provide or disclose the prospective employee's wage or

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salary history or (ii) seeking the wage or salary history of a prospective employee from the prospective employee's current or former employers. Violations are subject to a civil penalty not to exceed \$100 per violation.

01/11/17 House: Prefiled and ordered printed; offered 01/11/17 17101529D

01/11/17 House: Referred to Committee on Commerce and Labor

01/25/17 House: Impact statement from DPB (HB2190)

01/31/17 House: Tabled in Commerce and Labor

### **[HB 2283 Wages; cause of action against an employer for nonpayment.](#)**

*Chief patron:* Krizek

A BILL to amend and reenact § 40.1-29 of the Code of Virginia, relating to nonpayment of wages; cause of action. 17103283D

*Summary as introduced:*

**Nonpayment of wages; private action.** Provides that an employee has cause of action against an employer who fails to pay wages. The measure provides that if the court finds that the employer failed to pay wages, it shall award the employee the amount of wages due, plus interest at eight percent annually from the date the wages were due, reasonable attorney fees, and other costs. In addition, if the court finds that the employer's failure to pay wages was willful and with intent to defraud the employee, the court is required to award the employee an additional sum equal to the amount of wages due.

01/11/17 House: Presented and ordered printed 17103283D

01/11/17 House: Referred to Committee for Courts of Justice

01/16/17 House: Assigned Courts sub: Civil Law

01/25/17 House: Subcommittee recommends laying on the table

### **[HB 2309 Minimum wage; increases wage to \\$11 per hour effective July 1, 2017.](#)**

*Chief patron:* Simon

A BILL to amend and reenact §§ 40.1-28.9 and 40.1-28.10 of the Code of Virginia, relating to the minimum wage. 17103167D

*Summary as introduced:*

**Minimum wage.** Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$11 per hour effective July 1, 2017, and to \$15 per hour effective July 1, 2019, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). Effective July 1, 2020, the minimum wage shall be adjusted annually to reflect the increase in the Consumer Price Index over the most recent calendar year. The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA.

01/12/17 House: Presented and ordered printed 17103167D

01/12/17 House: Referred to Committee on Commerce and Labor

01/17/17 House: Assigned C & L sub: Subcommittee #2

01/24/17 House: Subcommittee recommends laying on the table

01/26/17 House: Impact statement from DPB (HB2309)

### **[HB 2314 Virginia Personnel Act; equal pay for equal work, policy of the Commonwealth.](#)**

*Chief patron:* Boysko

A BILL to amend and reenact §§ 2.2-1201, 2.2-2900, and 51.1-1101 of the Code of Virginia, relating to the Virginia Personnel Act; equal pay for equal work; policy of the Commonwealth.

17102375D

*Summary as introduced:*

**Virginia Personnel Act; equal pay for equal work; policy of the Commonwealth.** Provides that it is the policy of the Commonwealth that there shall be no discrimination between state employees on the basis of sex by paying wages to state employees at a rate less than the rate at which it pays wages to state employees of the opposite sex for equal work on jobs, the performance of which requires equal skill, effort, and responsibility, and which are performed under similar working conditions, except where such payment is made pursuant to (i) a seniority system, (ii) a merit system, (iii) a system that measures earnings by quantity or quality of production, or (iv) a differential based on any other factor other than sex. The bill also requires the Department of Human Resource Management to establish and administer a program to ensure equal pay for equal work to state employees in all incidents of employment as provided in the Virginia Personnel Act. The bill contains technical amendments.



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01/12/17 House: Presented and ordered printed 17102375D  
01/12/17 House: Referred to Committee on General Laws  
01/20/17 House: Impact statement from DPB (HB2314)  
01/23/17 House: Assigned GL sub: Subcommittee #4  
01/31/17 House: Subcommittee failed to recommend reporting (2-Y 4-N)

### **SB 783 Public employment; prohibits discrimination on basis of sexual orientation or gender identity.**

*Chief patron:* Ebbin

A BILL to amend and reenact §§ 2.2-3004, 15.2-1507, 15.2-1604, and 22.1-306 of the Code of Virginia and to amend the Code of Virginia by adding sections numbered 2.2-2901.1, 15.2-1500.1, and 22.1-295.2, relating to public employment; prohibited discrimination based on sexual orientation or gender identity.

17100116D

*Summary as introduced:*

**Nondiscrimination in public employment.** Prohibits discrimination in public employment on the basis of sexual orientation or gender identity, as defined in the bill. The bill also codifies for state and local government employment the current prohibitions on discrimination in employment on the basis of race, color, religion, national origin, sex, pregnancy, childbirth or related medical conditions, age, marital status, disability, or status as a veteran.

01/26/17 Senate: Read second time and engrossed

01/27/17 Senate: Read third time and passed Senate (25-Y 14-N)

01/31/17 House: Placed on Calendar

01/31/17 House: Read first time

01/31/17 House: Referred to Committee on General Laws

### **SB 785 Minimum wage; increases wage from its current level to \$8.00 per hour effective July 1, 2017.**

*Chief patron:* Marsden

A BILL to amend and reenact §§ 40.1-28.9 and 40.1-28.10 of the Code of Virginia, relating to the minimum wage.

17100253D

*Summary as introduced:*

**Minimum wage.** Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$8.00 per hour effective July 1, 2017, to \$9.00 per hour effective July 1, 2018, to \$10.10 per hour effective July 1, 2019, and to \$11.25 per hour effective July 1, 2020, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). The measure also provides that the cash wage paid to a tipped employee shall not be less than 50 percent of the minimum wage and that the tip credit shall equal the difference between the cash wage required to be paid to a tipped employee and the minimum wage.

08/03/16 Senate: Prefiled and ordered printed; offered 01/11/17 17100253D

08/03/16 Senate: Referred to Committee on Commerce and Labor

01/16/17 Senate: Impact statement from DPB (SB785)

01/16/17 Senate: Passed by indefinitely in Commerce and Labor (11-Y 3-N)

### **SB 823 Service of process; multifamily residential real estate and common interest communities.**

*Chief patron:* Wexton

A BILL to amend and reenact §§ 8.01-296, 8.01-299, 8.01-320, 8.01-511, 16.1-264, 20-61.3, 20-99, and 46.2-416 of the Code of Virginia, relating to service of process; multifamily residential real estate and common interest communities.

17100201D

*Summary as introduced:*

**Service of process; multifamily residential real estate and common interest communities.** Requires an employee or agent of an owner of multifamily residential real estate or a common interest community to grant entry into such property to a person attempting to execute service on a person who resides in, occupies, or is known to be present in such property.

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11/09/16 Senate: Prefiled and ordered printed; offered 01/11/17 17100201D  
11/09/16 Senate: Referred to Committee for Courts of Justice  
01/23/17 Senate: Stricken at the request of Patron in Courts of Justice (15-Y 0-N)

### **SB 824 Sick leave for employees; private employers to give to each full-time employee paid sick days, etc.**

*Chief patron:* Wexton

A BILL to amend the Code of Virginia by adding in Chapter 3 of Title 40.1 an article numbered 2.1, consisting of sections numbered 40.1-33.1 through 40.1-33.12, relating to the provision of paid sick leave to employees; civil penalties.

17100224D

*Summary as introduced:*

**Paid sick days for employees; civil penalties.** Requires private employers to give to each full-time employee paid sick days. Paid sick days would accrue at a rate of no less than one hour for every 50 hours worked in 2018 or, if an employer commences operations in 2018 or thereafter, in the employer's first year of operations. In subsequent years, paid sick days would accrue at a rate of no less than one hour for every 30 hours worked. An employee would be entitled to use accrued sick days beginning on the ninetieth calendar day of employment. The bill would require an employer to provide paid sick days, upon the request of the employee, for diagnosis, care, or treatment of health conditions of the employee or the employee's family member. The bill would prohibit an employer from discriminating or retaliating against an employee who requests paid sick days. The bill would require employers to satisfy specified posting and notice and recordkeeping requirements and would require the Commissioner of Labor and Industry (the Commissioner) to administer and enforce these requirements and to investigate alleged violations of these requirements. The bill would authorize the Commissioner to impose specified civil penalties for violations. The Commissioner would be authorized to bring an action to recover specified civil penalties against an offender. The Commissioner may also recover attorney fees of one-third of the amount set forth in the final order or judgment. The measure would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees.

11/09/16 Senate: Prefiled and ordered printed; offered 01/11/17 17100224D

11/09/16 Senate: Referred to Committee on Commerce and Labor

01/16/17 Senate: Impact statement from DPB (SB824)

### **SB 854 Unpaid court fines, etc.; increases grace period for collection.**

*Chief patron:* Stanley

A BILL to amend and reenact §§ 19.2-349 and 19.2-354 of the Code of Virginia, relating to collection of unpaid court fines, etc.

17100685D

*Summary as introduced:*

**Collection of unpaid court fines, etc.** Increases the grace period after which collection activity for unpaid court fines, costs, forfeitures, penalties, and restitution may be commenced from 30 days to 90 days after sentencing or judgment.

01/30/17 Senate: Read second time and engrossed

01/31/17 Senate: Read third time and passed Senate (40-Y 0-N)

02/03/17 House: Placed on Calendar

02/03/17 House: Read first time

02/03/17 House: Referred to Committee for Courts of Justice

### **SB 978 Minimum wage.**

*Chief patron:* Dance

A BILL to amend and reenact §§ 40.1-28.9 and 40.1-28.10 of the Code of Virginia, relating to the minimum wage.

17101032D

*Summary as introduced:*

**Minimum wage.** Increases the minimum wage from its current federally mandated level of \$7.25 per hour to \$10.00 per hour effective July 1, 2017, to \$13 per hour effective July 1, 2018, and to \$15 per hour effective July 1, 2019, unless a higher minimum wage is required by the federal Fair Labor Standards Act (FLSA). The measure also provides that the Virginia minimum wage applies to persons whose employment is covered by the FLSA.

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01/03/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101032D  
01/03/17 Senate: Referred to Committee on Commerce and Labor  
01/16/17 Senate: Impact statement from DPB (SB978)  
01/16/17 Senate: Passed by indefinitely in Commerce and Labor (11-Y 2-N 1-A)

### **[SB 1151 Local towing advisory board; membership.](#)**

*Chief patron:* Favola

A BILL to amend and reenact § 46.2-1233.2 of the Code of Virginia, relating to local towing advisory board; representatives.

17101916D

*Summary as introduced:*

**Local towing advisory board; membership.** Requires local towing advisory boards to consist of an equal number of representatives of (i) local law-enforcement agencies, (ii) licensed towing and recovery operators, (iii) commercial property or business owners, including business tenants residing in commercial buildings, and (iv) the general public. Current law requires the membership of such advisory boards to consist of (a) an equal number of representatives of local law-enforcement agencies and licensed towing and recovery operators and (b) one member of the general public.

01/09/17 Senate: Prefiled and ordered printed; offered 01/11/17 17101916D

01/09/17 Senate: Referred to Committee on Transportation

01/13/17 Senate: Impact statement from DHCD (SB1151)

01/18/17 Senate: Stricken at request of Patron in Transportation (12-Y 0-N)

### **[SB 1189 Water and sewer services; liens, owners, lessees, or tenants.](#)**

*Chief patron:* Edwards

A BILL to amend and reenact §§ 15.2-2119, 15.2-2119.1, 15.2-2122, and 15.2-5139 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 15.2-2119.4, relating to water and sewer liens; lessee or tenant.

17103817D

*Summary as introduced:*

**Water and sewer services; liens; owners, lessees, or tenants.** Separates Code provisions regarding water and sewer services provided to lessees or tenants of real property from Code provisions regarding water and sewer services provided to owners of real property. The bill removes a locality's authority to waive a required written authorization by an owner for water or sewer services provided by a locality to a lessee or tenant. A copy of the lease between the lessee or tenant and the owner is acceptable authorization.

The bill provides that no lien can be placed on the property of an owner when a lessee or tenant has delinquent fees for water or sewer charges until the locality has made reasonable collection efforts and practices including (i) applying the security deposit to the payment of the outstanding balance and (ii) either filing for the Setoff Debt Collection Program (§ 58.1-520 et seq.) or placing the account with a debt collection service. A lien against the lessee or tenant shall rank on a parity with a lien for unpaid taxes. When a locality does not require a security deposit from a lessee or tenant to obtain water and sewer services, the locality shall waive its lien rights against the property owner.

The bill also authorizes the locality or authority to provide a partial credit where excessive water and sewer charges result from an intentional cause. A locality or authority cannot deny service to a new lessee or tenant when there are unpaid fees for services to a previous lessee or tenant unless a lien against the property owner is placed on the property.

01/27/17 Senate: Printed as engrossed 17103817D-E

01/30/17 Senate: Read third time and passed Senate (40-Y 0-N)

02/02/17 House: Placed on Calendar

02/02/17 House: Read first time

02/02/17 House: Referred to Committee for Courts of Justice

### **[SB 1309 Transacting business under assumed name; filing of certificate with clerk of SCC.](#)**

*Chief patron:* Norment

A BILL to amend and reenact §§ 59.1-69, 59.1-70, and 59.1-74 of the Code of Virginia, relating to transacting business under an assumed name; central filing of assumed or fictitious name certificates.

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17102749D

*Summary as introduced:*

**Transacting business under assumed name; filing certificate.** Eliminates the requirement that an individual or entity conducting business under an assumed or fictitious name file a certificate with the clerk of the circuit court where the business is to be conducted. The measure requires that such certificates be filed with the clerk of the State Corporation Commission. The measure has an effective date of October 1, 2017.

01/10/17 Senate: Prefiled and ordered printed; offered 01/11/17 17102749D

01/10/17 Senate: Referred to Committee on Commerce and Labor

01/23/17 Senate: Impact statement from SCC (SB1309)

### **[SB 1333 Garnishment; form of summons, maximum portion of disposable earnings subject to garnishment.](#)**

*Chief patron:* McDougle

A BILL to amend and reenact § 8.01-512.3 of the Code of Virginia, relating to the form of garnishment summons; maximum portion of disposable earnings subject to garnishment.

17101568D

*Summary as introduced:*

**Form of garnishment summons; maximum portion of disposable earnings subject to garnishment.** Provides that the form of garnishment summons will state that an employee who makes the minimum wage or less for his week's earnings will ordinarily get to keep 40 times the minimum hourly wage when such earnings are subject to a garnishment, not 30 times as stated in Title 8.01, Civil Remedies and Procedures. The bill is intended to reflect the current statutory requirement for exemptions in Title 34, Homestead and Other Exemptions, and is technical in nature. The bill further directs the Office of the Executive Secretary of the Supreme Court to update the form of garnishment summons accordingly.

01/10/17 Senate: Referred to Committee for Courts of Justice

01/30/17 Senate: Reported from Courts of Justice (15-Y 0-N)

01/31/17 Senate: Constitutional reading dispensed (40-Y 0-N)

02/01/17 Senate: Read second time and engrossed

02/02/17 Senate: Read third time and passed Senate (40-Y 0-N)

### **[SB 1340 Towing; regulations.](#)**

*Chief patron:* Surovell

A BILL to amend and reenact § 59.1-200 of the Code of Virginia, relating to the regulation of tow truck drivers and towing and recovery operators.

17100606D

*Summary as introduced:*

**Regulation of towing.** Includes as violations of the Virginia Consumer Protection Act prohibited acts by tow truck drivers and towing and recovery operators, violations of police towing, and violations of local ordinances regulating police towing, price, and trespass towing.

01/10/17 Senate: Prefiled and ordered printed; offered 01/11/17 17100606D

01/10/17 Senate: Referred to Committee on Transportation

01/23/17 Senate: Impact statement from DPB (SB1340)

01/25/17 Senate: Failed to report (defeated) in Transportation (6-Y 7-N)

### **[SB 1468 Tow truck drivers and towing and recovery operators; civil penalty for improper towing.](#)**

*Chief patron:* Marsden

A BILL to amend and reenact §§ 46.2-1231, 46.2-1232, and 46.2-1233.2 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 46.2-1233.3, relating to tow truck drivers and towing and recovery operators; requirements; civil penalties.

17104656D

*Summary as introduced:*

**Tow truck drivers and towing and recovery operators; requirements; penalties.** Creates a civil penalty of \$100 to be paid into the Literary Fund for any tow truck driver or towing and recovery operator convicted of improperly towing. The bill exempts Planning District 8 (Northern Virginia) from any requirement by a towing advisory board

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for written authorization in addition to a written contract in the event that a vehicle is being removed from private property. The bill requires that a tow truck driver immediately notify the animal control office in the locality from which the vehicle is being towed if the vehicle is occupied by a companion animal. The bill raises the hookup and initial towing fee in Planning District 8 (Northern Virginia) from \$135 to \$150. The bill requires the chairman of any towing advisory board within Planning District 8 (Northern Virginia) to be a representative of a licensed towing and recovery operator and limits the membership of such boards to only representatives of local law-enforcement agencies, representatives of licensed towing and recovery operators, and one member of the general public. The bill adds improper towing as a prohibited act under the Virginia Consumer Protection Act (§ 59.1-196 et seq.).

01/31/17 Senate: Reconsideration of passage agreed to by Senate (40-Y 0-N)

01/31/17 Senate: Defeated by Senate (20-Y 20-N)

01/31/17 Senate: Chair votes No

01/31/17 Senate: Reconsideration of defeated action rejected by Senate (32-Y 7-N)

01/31/17 Senate: Requires 40 affirmative votes for reconsideration of defeated action

**Counts:** HB: 14 SB: 12

### **[HB 1597](#) Stormwater management utility, local; waiver of charges when stormwater retained on site.**

*Chief patron:* Webert

A BILL to amend and reenact § 15.2-2114 of the Code of Virginia, relating to locality; stormwater management program; fee waiver where no runoff.

17102615D

*Summary as introduced:*

**Local stormwater management utility; waiver of charges; stormwater retained on site.** Requires any locality establishing a stormwater management utility to waive charges for a person whose approved stormwater management plan indicates that the stormwater produced by his property is retained and treated on site.

01/31/17 House: Committee amendments agreed to

01/31/17 House: Engrossed by House as amended HB1597E

01/31/17 House: Printed as engrossed 17102615D-E

02/01/17 House: Read third time and passed House (93-Y 4-N 1-A)

02/01/17 House: VOTE: PASSAGE (93-Y 4-N 1-A)

### **[HB 2384](#) Drinking water; lead levels.**

*Chief patron:* Lopez

A BILL to amend and reenact § 32.1-169 of the Code of Virginia, relating to drinking water; lead levels.

17103773D

*Summary as introduced:*

**Drinking water; lead levels.** Directs the State Board of Health to adopt regulations establishing the action level for lead in drinking water as 10 parts per billion beginning January 1, 2018, and as five parts per billion beginning January 1, 2022. The bill authorizes the Board to establish lower action levels for lead in drinking water.

01/17/17 House: Presented and ordered printed 17103773D

01/17/17 House: Referred to Committee on Health, Welfare and Institutions

01/23/17 House: Assigned HWI sub: Subcommittee #3

01/24/17 House: Impact statement from VDH (HB2384)

01/31/17 House: Subcommittee recommends laying on the table

### **[SB 819](#) Alexandria, City of; Combined Sewer Overflow (CSO) system permit, Potomac River outfall.**

*Chief patron:* Ebbin

A BILL to require the City of Alexandria to assess Combined Sewer Overflow discharges into the Potomac River.

17101094D

*Summary as introduced:*

**City of Alexandria; Combined Sewer Overflow (CSO) system permit; Potomac River outfall.** Directs the State Water Control Board to include in the next renewal of the Virginia Pollutant Discharge Elimination System permit

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for the Combined Sewer Overflow (CSO) system of the City of Alexandria (City) a requirement that the City complete by January 1, 2029, an assessment of the discharges from Combined Sewer Outfall Number 001 into the Potomac River. The bill requires the assessment to incorporate any improvements meant to address discharges from any part of the City's CSO system and to determine what control technologies may be required to meet applicable regulations.

11/04/16 Senate: Prefiled and ordered printed; offered 01/11/17 17101094D

11/04/16 Senate: Referred to Committee on Agriculture, Conservation and Natural Resources

01/04/17 Senate: Impact statement from DHCD (SB819)

01/12/17 Senate: Committee amendments

01/12/17 Senate: Stricken from docket by Agriculture, Conservation and Natural Resources (13-Y 0-N)

**Counts:** HB: 2 SB: 1

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