

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a title numbered 30.1, containing a subtitle numbered I,*  
 3 *consisting of chapters numbered 1 and 2, containing sections numbered 30.1-100 through 30.1-237, a*  
 4 *subtitle numbered II, consisting of chapters numbered 3 through 10, containing sections numbered*  
 5 *30.1-300 through 30.1-1012, and a subtitle numbered III, consisting of chapters numbered 11 through 16,*  
 6 *containing sections numbered 30.1-1100 through 30.1-1613, and to repeal Title 30 (§§ 30-1 through*  
 7 *30-453) of the Code of Virginia, relating to the General Assembly and members thereof, the legislative*  
 8 *branch of government, and legislative commissions, councils, committees, and other legislative entities.*

9 [H 932]

10 Approved

11 **Be it enacted by the General Assembly of Virginia:**

12 **1. That the Code of Virginia is amended by adding a title numbered 30.1, containing a subtitle**  
 13 **numbered I, consisting of chapters numbered 1 and 2, containing sections numbered 30.1-100 through**  
 14 **30.1-237, a subtitle numbered II, consisting of chapters numbered 3 through 10, containing sections**  
 15 **numbered 30.1-300 through 30.1-1012, and a subtitle numbered III, consisting of chapters numbered**  
 16 **11 through 16, containing sections numbered 30.1-1100 through 30.1-1613, as follows:**

17 *TITLE 30.1.*18 *GENERAL ASSEMBLY.*19 *SUBTITLE I.*20 *THE GENERAL ASSEMBLY AND MEMBERS THEREOF.*21 *CHAPTER 1.*22 *MEMBERS OF THE GENERAL ASSEMBLY.*23 *Article I.*24 *Privileges and Duties of Members.*25 **§ 30.1-100. Time and place of meeting of General Assembly; special sessions.**

26 *A. The General Assembly shall meet in regular session on the second Wednesday in January of each year.*  
 27 *It shall sit at the Capitol in the City of Richmond but may adjourn to any other place.*

28 *The General Assembly may, by joint resolution, direct the holding of such session in the restored Capitol*  
 29 *at Williamsburg, Virginia, as may seem proper.*

30 *B. In the event the General Assembly cannot safely meet at the Capitol or at the place to which it has*  
 31 *adjourned because of a public enemy, a dangerous contagious disease, or any other cause, each house may*  
 32 *meet at such other place as each house so determines.*

33 *C. The Governor shall promptly convene a special session upon the application of two-thirds of the*  
 34 *members elected to each house at such time and place as designated by the application or, if the time and*  
 35 *place are not designated, at such convenient and reasonable time and place as the Governor appoints.*

36 **§ 30.1-101. Privilege of members from arrest; exception for criminal offenses.**

37 *During any session of the General Assembly, and for five days before and after the session, members of*  
 38 *the General Assembly shall be privileged from being taken into custody or imprisoned and no member of the*  
 39 *General Assembly shall be compelled as a witness in any case.*

40 *However, any member of the General Assembly who is alleged to have committed a criminal offense shall*  
 41 *be subject at any time to be charged, arrested, prosecuted, and imprisoned for such offense.*

42 **§ 30.1-102. Privilege of members for words spoken or written.**

43 *No member or former member of the General Assembly shall be arrested or imprisoned for or on account*  
 44 *of any words spoken or written or any proceedings had in either house, but nothing shall restrict the power*  
 45 *that each house of the General Assembly has over its respective members.*

46 **§ 30.1-103. Writs of habeas corpus.**

47 *Any court awarding a writ of habeas corpus in which a member of the General Assembly is named shall*  
 48 *have power to compel obedience to such writ.*

49 **§ 30.1-104. Civil proceedings for or against members during session.**

50 *A. During any session of the General Assembly, any civil action in which a member of the General*  
 51 *Assembly is a party may be commenced but shall not be tried without such member's consent.*

52 *B. During the period beginning 15 days prior to the commencement of any session and ending 15 days*  
 53 *after the adjournment of such session, no member of the General Assembly shall be compelled in any civil*  
 54 *action to appear or file a responsive pleading, nor shall any such person be held in contempt.*

55 **§ 30.1-105. Continuance or time for filing pleading, etc., where party or attorney is member of the**  
 56 **General Assembly.**

57 A. During the period beginning 30 days prior to the commencement of any session and ending 30 days  
 58 after the adjournment of such session, any party to an action or proceeding in any court of the  
 59 Commonwealth, including any commission or other tribunal having judicial or quasi-judicial powers or  
 60 jurisdiction, who is a member or member-elect of the General Assembly or who has, prior to or during the  
 61 session of the General Assembly, employed or retained an attorney who is or becomes a member or member-  
 62 elect of the General Assembly to represent him in such action or proceeding shall be entitled to a  
 63 continuance as a matter of right.

64 B. During the period beginning one day prior to the meeting date of any reconvened session or of any  
 65 legislative commission, council, committee, subcommittee, or other entity established by the General  
 66 Assembly that such member or member-elect of the General Assembly is scheduled to attend and ending one  
 67 day after the adjournment of such meeting, the court shall grant a continuance upon a motion of any such  
 68 member or member-elect, provided that such motion is made in writing and filed with the court at least three  
 69 days prior to the date of the scheduled proceeding. The requesting party, when practicable, shall strive to  
 70 notify all other parties to the proceeding of such request.

71 C. Any pleading required to be filed by any statute or rule during the period beginning 30 days prior to  
 72 the commencement of any session and ending 30 days after the adjournment of such session shall be extended  
 73 until not less than 30 days after any such session.

74 D. The failure of any court, commission, or other tribunal to comply with the provisions of this section  
 75 shall constitute reversible error, provided that this section shall not prevent the granting of temporary  
 76 injunctive relief or the dissolution or extension of a temporary injunction.

77 **§ 30.1-106. Inspection of state facilities or orientation sessions for members of the forthcoming**  
 78 **General Assembly.**

79 A. The Governor may arrange for an inspection of the grounds, buildings, or other physical facilities of  
 80 state agencies and state-supported institutions in each year preceding the regular session of the General  
 81 Assembly for the members of the forthcoming General Assembly. Such inspections shall be provided at state  
 82 expense for each member of the forthcoming General Assembly.

83 B. Transportation, meals, lodging, and other necessary accommodations for an inspection pursuant to  
 84 subsection A shall be provided from funds appropriated to the General Assembly. Travel shall be arranged  
 85 by motor bus or other convenient method of transportation from some central point to the several state  
 86 agencies and state-supported institutions for such inspection. The Governor shall notify the members of the  
 87 forthcoming General Assembly of the place and time of origin from which such travel shall begin and when it  
 88 is expected to end and shall make necessary accommodations for the members desiring to make such  
 89 inspection.

90 C. The members making an inspection pursuant to subsection A shall be allowed their reasonable  
 91 expenses in going to and from their homes to the point of origin of travel. Compensation shall be paid as  
 92 provided in §§ 30.1-109 and 30.1-110.

93 D. Nothing in this section shall be construed to restrict the right of any member of the General Assembly  
 94 to visit at his expense any state agency or state-supported institution at any time.

95 E. The Governor may arrange for orientation sessions on the organization, programs, operations, and  
 96 procedures of the executive branch of state government in lieu of inspections of state facilities in each year  
 97 preceding the regular session of the General Assembly for members of the forthcoming General Assembly.

98 **§ 30.1-107. Sexual harassment training required biennially.**

99 A. For purposes of this section:

100 "Sexual harassment" means unwelcome sexual advances, requests for sexual favors, and other verbal or  
 101 physical conduct of a sexual nature when such conduct explicitly or implicitly affects an individual's  
 102 employment, unreasonably interferes with an individual's work performance, or creates an intimidating,  
 103 hostile, or offensive work environment.

104 "Sexual harassment training course" means the sexual harassment training courses developed and  
 105 provided by either the Clerk of the House of Delegates or the Clerk of the Senate pursuant to § 30.1-305.

106 B. All members of the General Assembly shall complete a sexual harassment training course once every  
 107 two calendar years. Members elected to the House of Delegates shall complete the sexual harassment  
 108 training course provided by the Clerk of the House of Delegates. Members elected to the Senate shall  
 109 complete the sexual harassment training course provided by the Clerk of the Senate.

110 C. All members and members-elect of the General Assembly shall complete the sexual harassment  
 111 training course within 90 days of their election to either house of the General Assembly, except that no  
 112 member or member-elect shall be required to complete such training course more than once in a 12-month  
 113 period. A member or member-elect who is elected to either house of the General Assembly having  
 114 successfully completed the sexual harassment training course in the immediately preceding 12 months shall  
 115 complete such course again within one calendar year of their election and thereafter once every two calendar  
 116 years.

117

118

Article 2.

Salaries and Expenses of Members.

119 **§ 30.1-108. Salaries and expenses of members of the General Assembly.**  
120 A. Each member of the General Assembly shall receive an annual salary as set forth in the general  
121 appropriation act. Such salaries shall be payable not more often than biweekly.

122 B. During any regular or special session of the General Assembly or extension of such session, each  
123 member of the General Assembly shall receive for each day as allowances for expenses such sum as set forth  
124 in the general appropriation act and mileage allowance at the rate provided in § 2.2-2823 or actual expenses  
125 for all official travel. Such mileage or travel reimbursement shall be allowed for only one round trip each  
126 week between the City of Richmond and such member's home.

127 C. Each member of the General Assembly shall receive as an allowance for office expenses and supplies  
128 such sum as set forth in the general appropriation act.

129 Notwithstanding any other provision of law, all such payments to members of the General Assembly shall  
130 be subject to such taxes and tax withholding as applicable to other nonvouchered allowances, except for any  
131 member of the General Assembly who has established an individual "accountable plan" as defined in  
132 § 1.62-2(c)(2) of the Internal Revenue Code.

133 **§ 30.1-109. Compensation of members of the General Assembly for certain legislative services.**

134 A. For purposes of this section:

135 "Active session" means (i) any day during any regular session of the General Assembly or the first  
136 extension of such session, (ii) any day that a roll call vote is taken in the member's house during any second  
137 or subsequent extension of a regular session that is not a pro forma session, or (iii) any day that a roll call  
138 vote is taken in the member's house during any special session of the General Assembly that is not a pro  
139 forma session.

140 "Capitol Square" means the grounds and all buildings in the City of Richmond bounded by Bank,  
141 Governor, Broad, and Ninth Streets.

142 "Legislative entity" means any board, commission, council, advisory body, committee, or subcommittee  
143 created by the General Assembly within the legislative branch.

144 "Pro forma session" means a session that is announced as a pro forma session by the presiding officer  
145 and in which no business is scheduled to be conducted.

146 B. Except as provided in subsections C through F, members of the General Assembly of all legislative  
147 entities established by the General Assembly and all committees and subcommittees of any legislative entity  
148 shall receive compensation as provided for in § 2.2-2813. Any other member of the General Assembly whose  
149 attendance is required by the chair of such legislative entity at a sitting of such entity is also entitled to  
150 compensation at the same rate.

151 C. No legislative member is entitled to compensation pursuant to this section for (i) any services  
152 performed on any day that the member's house is in active session or (ii) legislative services performed on  
153 Capitol Square on any day that the member's house has a pro forma session.

154 D. Full-time employees of the Commonwealth or of any of its political subdivisions are not entitled to  
155 compensation pursuant to this section.

156 E. No person shall receive a total of more than one day's compensation pursuant to this section for  
157 services performed on any one day. Whenever a member attends two or more meetings for which  
158 compensation is authorized in a single day, such one day's compensation shall be prorated from among the  
159 activities served.

160 F. Compensation of members of the General Assembly provided for in this section shall be paid by the  
161 offices of the Clerk of the House of Delegates or Clerk of the Senate as appropriate and such funds  
162 transferred from the appropriate activity.

163 **§ 30.1-110. Travel reimbursement for members on official business of the Commonwealth.**

164 A. The members, officers, and employees of the General Assembly and members of legislative committees  
165 that may sit during any recess of the General Assembly who are traveling on official business of the  
166 Commonwealth shall be entitled to receive for their mileage such reimbursement as prescribed in § 2.2-2823  
167 for every mile of actual travel.

168 B. For the purpose of this article, Chapter 1 (§ 2.2-100 et seq.) of Title 2.2, and §§ 2.2-2813 and 2.2-2814  
169 only, the distance of the City of Richmond from any place in any locality other than the courthouse of such  
170 locality shall be ascertained by adding to or deducting from the number of miles between the City of  
171 Richmond and such courthouse, as declared by law, the number of miles as such place may be farther from  
172 or nearer to the City of Richmond than such courthouse may be.

173 **§ 30.1-111. Secretaries and administrative assistants for members.**

174 The General Assembly shall provide for the employment of secretaries and administrative assistants for  
175 the Speaker of the House of Delegates, the President pro tempore of the Senate, the Majority and Minority  
176 Floor Leaders of the House of Delegates and Senate, and members of the General Assembly to aid in the  
177 performance of duties incidental to the legislative process. Allowances for such secretaries and  
178 administrative assistants shall be provided as set forth in the general appropriation act. Such allowances  
179 shall not be utilized for political purposes and shall be further conditioned upon such limitations and  
180 restrictions as set forth in the general appropriation act. The session day per diem for each secretary and

181 administrative assistant shall equal the amount authorized for members of the General Assembly as set forth  
182 in the general appropriation act.

183 No member of the immediate family of a member of the General Assembly shall be eligible to receive any  
184 sum authorized under the provisions of this section. For the purpose of this section, the spouse, parent, child,  
185 or sibling of the member shall be considered a member of the immediate family.

186 Article 3.

187 *Legislator Compensation Commission.*

188 **§ 30.1-112. Legislator Compensation Commission; purpose.**

189 The Legislator Compensation Commission (the Commission) is established in the legislative branch of  
190 state government. The purpose of the Commission is to review the salaries, expense allowances, retirement  
191 benefits, and other emoluments received by members of the General Assembly and make recommendations  
192 for any adjustments to such salaries or allowance amounts.

193 **§ 30.1-113. Membership; terms.**

194 A. The Commission shall have a total membership of nine members. Members shall be appointed as  
195 follows:

196 1. Two former members of the House of Delegates, with equal representation given to each of the political  
197 parties having the highest and next highest number of members in the House of Delegates, to be appointed by  
198 the Joint Rules Committee;

199 2. Two former members of the Senate, with equal representation given to each of the political parties  
200 having the highest and next highest number of members in the Senate, to be appointed by the Joint Rules  
201 Committee; and

202 3. Five nonlegislative citizen members, of whom one shall be appointed by the Governor, one shall be  
203 appointed by the Speaker of the House of Delegates, one shall be appointed by the House Minority Leader,  
204 one shall be appointed by the Senate Majority Leader, and one shall be appointed by the Senate Minority  
205 Leader.

206 B. Appointments of Commission members shall be made no later than July 1 of the year in which a  
207 gubernatorial election is scheduled. Members shall serve until the submission of the report required pursuant  
208 to subsection B of § 30.1-116 and may be reappointed to any subsequent convening of the Commission.  
209 Vacancies shall be filled in the same manner as the original appointments.

210 **§ 30.1-114. Compensation; expenses.**

211 Commission members shall serve without compensation but shall be reimbursed as provided in  
212 §§ 2.2-2813 and 2.2-2825 for reasonable and necessary expenses that are incurred in the performance of  
213 their duties pursuant to this article.

214 **§ 30.1-115. Chair and vice-chair; quorum; meetings.**

215 The Commission shall elect a chair and vice-chair from among its membership. A majority of the  
216 members shall constitute a quorum. The meetings of the Commission shall be held at the call of the chair or  
217 whenever the majority of the members so request.

218 **§ 30.1-116. Powers and duties of the Commission.**

219 A. The Commission shall convene every four years in the year in which a gubernatorial election is  
220 scheduled to accomplish the purpose of this article. The Commission shall have the following powers and  
221 duties:

222 1. Review the current salaries, expense allowances, retirement benefits, and any other emoluments for  
223 members of the General Assembly;

224 2. Examine the Commonwealth's history of legislative compensation;

225 3. Gather information regarding the compensation, expenses, and benefits for legislative service in other  
226 states;

227 4. Assess various state methodologies for determining reasonable legislative compensation, including  
228 tying salaries to certain indexes or economic indicators; and

229 5. Seek assistance and input of legislators and other citizens by conducting surveys or holding public  
230 hearings as may be appropriate.

231 B. The Commission shall determine whether any adjustments to the salaries, expense allowances,  
232 retirement benefits, or other emoluments are indicated and shall submit its findings and recommendations in  
233 a report to the Governor and the General Assembly on or before October 1 of the year following a  
234 gubernatorial election.

235 C. Any adjustments made to the salaries, expense allowances, or other emoluments or benefits that are  
236 recommended by the Commission and included in a budget bill that is subsequently adopted by the General  
237 Assembly shall not be effective until January 1 of the year immediately following the general election for all  
238 members of the General Assembly.

239 **§ 30.1-117. Staffing; cooperation and assistance.**

240 The Office of the Clerk of the House of Delegates and the Office of the Clerk of the Senate shall jointly  
241 provide administrative staff support to the Commission. The staffs of the House Committee on Appropriations  
242 and the Senate Committee on Finance and Appropriations shall provide additional assistance. All agencies of

243 *the Commonwealth shall provide assistance to the Commission upon request.*

244 **CHAPTER 2.**

245 **GENERAL ASSEMBLY CONFLICT OF INTERESTS ACT.**

246 **Article 1.**

247 **General Provisions.**

248 **§ 30.1-200. Policy; application; construction.**

249 *A. The General Assembly, recognizing that our system of representative government is dependent in part*  
 250 *upon (i) citizen legislative members representing fully the public in the legislative process and (ii) its citizens*  
 251 *maintaining the highest trust in their public officers, finds and declares that the citizens are entitled to be*  
 252 *assured that the judgment of the members of the General Assembly will be guided by a law that defines and*  
 253 *prohibits inappropriate conflicts and requires disclosure of economic interests.*

254 *The provisions of this chapter do not preclude prosecution for any violation of any criminal law of the*  
 255 *Commonwealth, including Articles 2 (§ 18.2-438 et seq.) and 3 (§ 18.2-446 et seq.) of Chapter 10 of Title*  
 256 *18.2, and do not constitute a defense to any prosecution for such a violation.*

257 *B. This chapter shall apply to the members of the General Assembly.*

258 *C. This chapter shall be liberally construed to accomplish its purpose.*

259 **§ 30.1-201. Definitions.**

260 *As used in this chapter, unless the context requires a different meaning:*

261 *"Advisory agency" means any board, commission, committee, or post that does not exercise any sovereign*  
 262 *power or duty but is appointed by a governmental agency or officer or is created by law for the purpose of*  
 263 *making studies or recommendations, or advising or consulting with a governmental agency.*

264 *"Business" means a corporation, a partnership, a sole proprietorship, a firm, an enterprise, a franchise,*  
 265 *an association, a trust, or a foundation, or any other individual or entity carrying on a business or*  
 266 *profession, whether or not for profit.*

267 *"Candidate" means a person who seeks or campaigns for election to the General Assembly in a general,*  
 268 *primary, or special election and who is qualified to have his name placed on the ballot for the office. A*  
 269 *candidate shall become subject to the provisions of this chapter upon the filing of a statement of qualification*  
 270 *pursuant to § 24.2-501. The State Board of Elections shall notify each such candidate of the provisions of this*  
 271 *chapter.*

272 *"Contract" means any agreement to which a governmental agency is a party or any agreement on behalf*  
 273 *of a governmental agency that involves the payment of money appropriated by the General Assembly or a*  
 274 *political subdivision, whether or not such agreement is executed in the name of the Commonwealth or some*  
 275 *political subdivision of the Commonwealth. "Contract" includes a subcontract only when the contract of*  
 276 *which it is a part is with the legislator's own governmental agency.*

277 *"Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in § 30.1-1254.*

278 *"Financial institution" means any bank, trust company, savings institution, industrial loan association,*  
 279 *consumer finance company, credit union, broker-dealer as defined in subsection A of § 13.1-501, or*  
 280 *investment company or advisor registered under the federal Investment Advisers Act of 1940, 15 U.S.C. §*  
 281 *80b-1 et seq., or the federal Investment Company Act of 1940, 15 U.S.C. § 80a-1 et seq.*

282 *"Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item*  
 283 *having monetary value. "Gift" includes services as well as gifts of transportation, lodgings, and meals,*  
 284 *whether provided in-kind, by purchase of a ticket, by payment in advance, or by reimbursement after the*  
 285 *expense has been incurred. "Gift" does not include (i) any offer of a ticket, a coupon, or any other admission*  
 286 *or pass unless the ticket, coupon, admission, or pass is used; (ii) honorary degrees; (iii) any athletic, merit,*  
 287 *or need-based scholarship or any other financial aid awarded by a public or private school, institution of*  
 288 *higher education, or other educational program pursuant to such school, institution, or program's financial*  
 289 *aid standards and procedures applicable to the general public; (iv) a campaign contribution properly*  
 290 *received and reported pursuant to the Campaign Finance Disclosure Act of 2006 (§ 24.2-945 et seq.); (v) any*  
 291 *gift related to the private profession or occupation or volunteer service of a legislator or of a member of his*  
 292 *immediate family; (vi) food or beverages consumed while attending an event at which the legislator is*  
 293 *performing official duties related to his public service; (vii) food and beverages received at or registration or*  
 294 *attendance fees waived for any event at which the legislator is a featured speaker, presenter, or lecturer;*  
 295 *(viii) unsolicited awards of appreciation or recognition in the form of a plaque, trophy, wall memento, or*  
 296 *similar item that is given in recognition of public, civic, charitable, or professional service; (ix) a devise or*  
 297 *inheritance; (x) travel disclosed pursuant to the Campaign Finance Disclosure Act of 2006 (§ 24.2-945 et*  
 298 *seq.); (xi) travel paid for or provided by the government of the United States, any of its territories, or any*  
 299 *state or any political subdivision of such state; (xii) travel provided to facilitate attendance by a legislator at*  
 300 *a regular or special session of the General Assembly, a meeting of a legislative committee or commission, or*  
 301 *a national conference where attendance is approved by the House Committee on Rules or its Chair or the*  
 302 *Senate Committee on Rules or its Chair; (xiii) travel related to an official meeting of, or any meal provided*  
 303 *for attendance at such meeting by, the Commonwealth, its political subdivisions, or any board, commission,*  
 304 *authority, or other entity, or any charitable organization established pursuant to § 501(c)(3) of the Internal*

305 Revenue Code affiliated with such entity, to which such person has been appointed or elected or is a member  
 306 by virtue of his office or employment; (xiv) gifts with a value of less than \$20; (xv) attendance at a reception  
 307 or similar function where food, such as hors d'oeuvres, and beverages that can be conveniently consumed by  
 308 a person while standing or walking are offered; or (xvi) gifts from relatives or personal friends. For the  
 309 purpose of this definition, "relative" means the donee's spouse, child, parent's sibling, sibling's child, or first  
 310 cousin; a person to whom the donee is engaged to be married; the donee's or his spouse's parent,  
 311 grandparent, grandchild, sibling, stepparent, step-grandparent, step-grandchild, or stepsibling; or the  
 312 donee's sibling's spouse or the donee's child-in-law. For the purpose of this definition, "personal friend" does  
 313 not include any person that the legislator knows or has reason to know is (a) a lobbyist registered pursuant to  
 314 Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 or (b) a lobbyist's principal as defined in § 2.2-419.

315 "Governmental agency" means each component part of the legislative, executive, or judicial branch of  
 316 state and local government, including each office, department, authority, post, commission, committee, and  
 317 institution or board created by law to exercise some regulatory or sovereign power or duty as distinguished  
 318 from purely advisory powers or duties.

319 "Immediate family" means (i) a spouse and (ii) any other person who resides in the same household as the  
 320 legislator and who is a dependent of the legislator.

321 "Legislator" means a member of the General Assembly.

322 "Personal interest" means a financial benefit or liability accruing to a legislator or to a member of his  
 323 immediate family. A "personal interest" exists by reason of (i) ownership in a business if the ownership  
 324 interest exceeds three percent of the total equity of the business; (ii) annual income that exceeds, or may  
 325 reasonably be anticipated to exceed, \$5,000 from ownership in real or personal property or a business; (iii)  
 326 salary, other compensation, fringe benefits, or benefits from the use of property, or any combination thereof,  
 327 paid or provided by a business or governmental agency that exceeds, or may reasonably be anticipated to  
 328 exceed, \$5,000 annually; (iv) ownership of real or personal property if the interest exceeds \$5,000 in value  
 329 and excluding ownership in a business, income, salary, other compensation, fringe benefits, or benefits from  
 330 the use of property; (v) personal liability incurred or assumed on behalf of a business if the liability exceeds  
 331 three percent of the asset value of the business; or (vi) an option for ownership of a business or real or  
 332 personal property if the ownership interest will consist of clause (i) or (iv).

333 "Personal interest in a contract" means a personal interest that a legislator has in a contract with a  
 334 governmental agency, whether due to his being a party to the contract or due to a personal interest in a  
 335 business that is a party to the contract.

336 "Personal interest in a transaction" means a personal interest of a legislator in any matter considered by  
 337 the General Assembly. A "personal interest in a transaction" exists when a legislator or a member of his  
 338 immediate family has a personal interest in property or a business, or represents or provides services to any  
 339 individual or business, and such property, business, or represented or served individual or business (i) is the  
 340 subject of the transaction or (ii) may realize a reasonably foreseeable direct or indirect benefit or detriment  
 341 as a result of the action of the agency considering the transaction. A "personal interest in a transaction"  
 342 exists only if the legislator or member of his immediate family or an individual or business represented or  
 343 served by the legislator is affected in a way that is substantially different from the general public or from  
 344 persons comprising a profession, occupation, trade, business, or other comparable and generally  
 345 recognizable class or group of which he or the individual or business he represents or serves is a member.

346 "Transaction" means any matter considered by the General Assembly, whether in a committee,  
 347 subcommittee, or other entity of the General Assembly or before the General Assembly itself, on which  
 348 official action is taken or contemplated.

349 Article 2.  
 350 Generally Prohibited and Unlawful Conduct.

351 **§ 30.1-202. Application.**

352 This article applies to generally prohibited conduct that is unlawful and to legislators.

353 **§ 30.1-203. Prohibited conduct.**

354 No legislator shall:

355 1. Solicit or accept money or other thing of value for services performed within the scope of his official  
 356 duties, except the compensation, expenses, or other remuneration paid to him by the General Assembly. This  
 357 prohibition shall not apply to the acceptance of special benefits that may be authorized by law;

358 2. Offer or accept any money or other thing of value for or in consideration of obtaining employment,  
 359 appointment, or promotion of any person with any governmental or advisory agency;

360 3. Offer or accept any money or other thing of value for or in consideration of the use of his public  
 361 position to obtain a contract for any person or business with any governmental or advisory agency;

362 4. Use for his own economic benefit or that of another party confidential information that he has acquired  
 363 by reason of his public position and that is not available to the public;

364 5. Accept any money, loan, gift, favor, service, or business or professional opportunity that reasonably  
 365 tends to influence him in the performance of his official duties. This prohibition shall not apply to any  
 366 political contribution actually used for political campaign or constituent service purposes and reported as

367 required by the Campaign Finance Disclosure Act of 2006 (§ 24.2-945 et seq.);

368 6. Accept any business or professional opportunity when he knows that there is a reasonable likelihood  
369 that the opportunity is being afforded him to influence him in the performance of his official duties;

370 7. During the one-year period after the termination of his service as a legislator, represent a client or act  
371 in a representative capacity on behalf of any person or group, for compensation, on any matter before the  
372 General Assembly or any agency of the legislative branch of government. This prohibition shall apply only to  
373 persons engaged in activities that would require registration as a lobbyist under § 2.2-422. Any person  
374 subject to the provisions of this subdivision may apply to the Council, as provided in § 30.1-1256, or the  
375 Attorney General, as provided in § 30.1-227, for an advisory opinion as to the application of this prohibition  
376 on any post-public employment position or opportunity;

377 8. Accept any honoraria for any appearance, speech, or article in which the legislator provides expertise  
378 or opinions related to the performance of his official duties. The term "honoraria" does not include any  
379 payment for or reimbursement to such legislator for his actual travel, lodging, or subsistence expenses  
380 incurred in connection with such appearance, speech, or article or, in the alternative, a payment of money or  
381 anything of value not in excess of the per diem deduction allowable under § 162 of the Internal Revenue  
382 Code, as amended;

383 9. Accept appointment to serve on a body or board of any corporation, company, or other legal entity that  
384 is vested with the management of the corporation, company, or legal entity, and on which two other  
385 legislators already serve, that is operated for profit and regulated by the State Corporation Commission as  
386 (i) a financial institution, (ii) a mortgage lender or broker, (iii) any business under the Securities Act  
387 (§ 13.1-501 et seq.), (iv) any business under Title 38.2, or (v) any business under Title 56;

388 10. Accept a gift from a person who has interests that may be substantially affected by the performance of  
389 the legislator's official duties under circumstances where the timing and nature of the gift would cause a  
390 reasonable person to question the legislator's impartiality in the matter affecting the donor. Violations of this  
391 subdivision shall not be subject to criminal law penalties; or

392 11. Accept gifts from sources on a basis so frequent as to raise an appearance of the use of his public  
393 office for private gain. Violations of this subdivision shall not be subject to criminal law penalties.

394 **§ 30.1-204. Certain gifts prohibited.**

395 A. For purposes of this section:

396 "Foreign country of concern" means the same as that term is defined in § 2.2-3103.1.

397 "Widely attended event" means an event that at least 25 persons have been invited to attend or for which  
398 there is a reasonable expectation that at least 25 persons will attend and that is open to individuals (i) who  
399 are members of a public, civic, charitable, or professional organization; (ii) who are from a particular  
400 industry or profession; or (iii) who represent persons interested in a particular issue.

401 B. No legislator or candidate for the General Assembly required to file the disclosure form prescribed in  
402 § 30.1-214 or a member of his immediate family shall solicit, accept, or receive any single gift for himself or  
403 a member of his immediate family with a value in excess of \$100 or any combination of gifts with an  
404 aggregate value in excess of \$100 within any calendar year for himself or a member of his immediate family  
405 from any person that he or a member of his immediate family knows or has reason to know is (i) a lobbyist  
406 registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 or (ii) a lobbyist's principal as  
407 defined in § 2.2-419. Gifts with a value of less than \$20 are not subject to aggregation for purposes of this  
408 prohibition.

409 C. Notwithstanding the provisions of subsection B, a legislator or candidate for the General Assembly or  
410 a member of his immediate family may accept or receive a gift of food and beverages, entertainment, or the  
411 cost of admission with a value in excess of \$100 when such gift is accepted or received while in attendance at  
412 a widely attended event and is associated with the event. Such gifts shall be reported on the disclosure form  
413 prescribed in § 30.1-214.

414 D. Notwithstanding the provisions of subsection B, a legislator or a member of his immediate family may  
415 accept or receive a gift from a foreign dignitary with a value exceeding \$100 for which the fair market value  
416 or a gift of greater or equal value has not been provided or exchanged so long as such foreign dignitary is  
417 not a representative of a foreign country of concern. Such gift shall be accepted on behalf of the  
418 Commonwealth and archived in accordance with guidelines established by The Library of Virginia. Such gift  
419 shall be disclosed as having been accepted on behalf of the Commonwealth, but the value of such gift shall  
420 not be required to be disclosed.

421 E. Notwithstanding the provisions of subsection B, a legislator or candidate for the General Assembly or  
422 a member of his immediate family may accept or receive certain gifts with a value in excess of \$100 from a  
423 person listed in subsection B if such gift was provided to the legislator or candidate or a member of his  
424 immediate family on the basis of a personal friendship. Notwithstanding any other provision of law, a person  
425 listed in subsection B may be a personal friend of the legislator or candidate or his immediate family member  
426 for purposes of this subsection. In determining whether a person listed in subsection B is a personal friend,  
427 the following factors shall be considered: (i) the circumstances under which the gift was offered; (ii) the  
428 history of the relationship between the person and the donor, including the nature and length of the

429 *friendship and any previous exchange of gifts between them; (iii) to the extent known to the person, whether*  
 430 *the donor personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and*  
 431 *(iv) whether the donor has given the same or similar gifts to other persons required to file the disclosure form*  
 432 *prescribed in § 2.2-3117 or 30.1-214.*

433 *F. Notwithstanding the provisions of subsection B, a legislator or candidate for the General Assembly or*  
 434 *a member of his immediate family may accept or receive gifts of travel, including travel-related*  
 435 *transportation, lodging, hospitality, food or beverages, or other thing of value, with a value in excess of \$100*  
 436 *that is paid for or provided by a person listed in subsection B when the legislator or candidate has submitted*  
 437 *a request for approval of such travel to the Council and has received the approval of the Council pursuant to*  
 438 *§ 30.1-1257. Such gifts shall be reported on the disclosure form prescribed in § 30.1-214.*

439 *G. The \$100 limitation imposed in accordance with this section shall be adjusted by the Council every five*  
 440 *years, as of January 1 of that year, in an amount equal to the annual increases for that five-year period in the*  
 441 *United States Average Consumer Price Index for all items, all urban consumers (CPI-U), as published by the*  
 442 *Bureau of Labor Statistics of the U.S. Department of Labor, rounded to the nearest whole dollar.*

443 **§ 30.1-205. Return of gifts.**

444 *No person shall be in violation of any provision of this chapter prohibiting the acceptance of a gift if (i)*  
 445 *the gift is not used by such person and the gift or its equivalent in money is returned to the donor or delivered*  
 446 *to a charitable organization within a reasonable period of time upon the discovery of the value of the gift and*  
 447 *is not claimed as a charitable contribution for federal income tax purposes or (ii) consideration is given by*  
 448 *the donee to the donor for the value of the gift within a reasonable period of time upon the discovery of the*  
 449 *value of the gift, provided that such consideration reduces the value of the gift to an amount not in excess of*  
 450 *\$100 as provided in subsection B of § 30.1-204.*

451

**Article 3.**

452

**Prohibited Conduct Relating to Contracts.**

453

**§ 30.1-206. Application.**

454 *This article proscribes certain conduct by legislators relating to contracts.*

455

**§ 30.1-207. Prohibited contracts by legislators.**

456

*A. No legislator shall have a personal interest in a contract with the legislative branch of state*  
 457 *government.*

458

*B. No legislator shall have a personal interest in a contract with any governmental agency of the*  
 459 *executive or judicial branches of state government, other than in a contract of regular employment, unless*  
 460 *such contract is awarded as a result of competitive sealed bidding or competitive negotiation as set forth in*  
 461 *§ 2.2-4302.1 or 2.2-4302.2 or is exempted from competitive sealed bidding or competitive negotiation*  
 462 *pursuant to § 2.2-4344.*

463

*C. No legislator shall have a personal interest in a contract with any governmental agency of local*  
 464 *government, other than in a contract of regular employment, unless such contract is (i) awarded as a result*  
 465 *of competitive sealed bidding or competitive negotiation as set forth in § 2.2-4302.1 or 2.2-4302.2 or is*  
 466 *awarded as a result of a procedure embodying competitive principles as authorized by subdivision A 10 or 11*  
 467 *of § 2.2-4343; (ii) exempted from competitive sealed bidding, competitive negotiation, or a procedure*  
 468 *embodying competitive principles pursuant to § 2.2-4344; or (iii) awarded after a finding, in writing, by the*  
 469 *administrative head of the local governmental agency that competitive bidding or negotiation is contrary to*  
 470 *the best interest of the public.*

471

*D. The provisions of this section shall not apply to contracts for the sale by a governmental agency of*  
 472 *services or goods at uniform prices available to the general public.*

473

*E. The provisions of this section shall not apply to a legislator's personal interest in a contract between a*  
 474 *public institution of higher education in the Commonwealth and a publisher or wholesaler of textbooks or*  
 475 *other educational materials for students that accrues to him solely because he has authored or otherwise*  
 476 *created such textbooks or materials.*

477

**§ 30.1-208. Further exceptions.**

478

*A. The provisions of § 30.1-207 shall not apply to:*

479

*1. The sale, lease, or exchange of real property between a legislator and a governmental agency, provided*  
 480 *that the legislator does not participate in any way as a legislator in such sale, lease, or exchange and this*  
 481 *fact is set forth as a matter of public record by the governing body of the governmental agency or by the*  
 482 *administrative head of such agency. The legislator shall disclose any lease with a state governmental agency*  
 483 *in his statement of economic interests as provided in § 30.1-214;*

484

*2. The publication of official notices;*

485

*3. A legislator whose sole personal interest in a contract with a governmental agency of the legislative*  
 486 *branch is by reason of income from the contracting firm or General Assembly in excess of \$5,000 per year,*  
 487 *provided that the legislator or member of his immediate family does not participate and has no authority to*  
 488 *participate in the procurement or letting of such contract on behalf of the contracting firm and the legislator*  
 489 *either does not have authority to participate in the procurement or letting of such contract on behalf of such*  
 490 *governmental agency or he disqualifies himself as a matter of public record and does not participate on*

491 *behalf of such governmental agency in negotiating or approving such contract;*

492 4. *Contracts between a legislator's governmental agency and a public service corporation, financial*  
 493 *institution, or company furnishing public utilities in which the legislator has a personal interest, provided*  
 494 *that he disqualifies himself as a matter of public record and does not participate on behalf of his*  
 495 *governmental agency in negotiating the contract or in approving the contract;*

496 5. *Contracts for the purchase of goods or services when the contract does not exceed \$500; or*

497 6. *Grants or other payments under any program wherein uniform rates for, or the amounts paid to, all*  
 498 *qualified applicants are established solely by the administering governmental agency.*

499 B. *Neither the provisions of this chapter nor, unless expressly provided otherwise, any amendments to it*  
 500 *shall apply to those employment contracts or renewals or to any other contracts entered into prior to August*  
 501 *1, 1987, that were in compliance with either the former Virginia Conflict of Interests Act, Chapter 22*  
 502 *(§ 2.1-347 et seq.) of Title 2.1, or the former Comprehensive Conflict of Interests Act, Chapter 40 (§ 2.1-599*  
 503 *et seq.) of Title 2.1, at the time of their formation and thereafter. Those contracts shall continue to be*  
 504 *governed by the provisions of the appropriate prior Act. Notwithstanding the provisions of subdivision (f)(4)*  
 505 *of former § 2.1-348 of Chapter 22 of Title 2.1 in effect prior to July 1, 1983, the employment by the same*  
 506 *governmental agency of a legislator and a member of his immediate family shall not be deemed to create a*  
 507 *material financial interest except when one of such persons is employed in a direct supervisory or*  
 508 *administrative position, or both, with respect to such member of his immediate family, and the annual salary*  
 509 *of such subordinate is \$15,000 or more.*

#### 510 Article 4.

#### 511 Prohibited Conduct Relating to Transactions.

##### 512 § 30.1-209. Application.

513 *This article proscribes certain conduct by legislators having a personal interest in a transaction.*

##### 514 § 30.1-210. Prohibited conduct concerning personal interest in a transaction.

515 *A legislator who has a personal interest in a transaction shall disqualify himself from participating in the*  
 516 *transaction.*

517 *Unless otherwise prohibited by the rules of his house, the disqualification requirement of this section shall*  
 518 *not prevent any legislator from participating in discussions and debates, provided that (i) he verbally*  
 519 *discloses the fact of his personal interest in the transaction at the outset of the discussion or debate or as*  
 520 *soon as practicable thereafter and (ii) he does not vote on the transaction in which he has a personal interest.*

#### 521 Article 5.

#### 522 Disclosure Statements Required to Be Filed.

##### 523 § 30.1-211. Application.

524 *This article requires disclosure of certain personal and financial interests by legislators and legislators-*  
 525 *elect.*

##### 526 § 30.1-212. Disclosure.

527 A. *In accordance with the requirements set forth in § 30.1-215, every legislator and legislator-elect shall*  
 528 *file, as a condition to assuming office, a disclosure statement of his personal interests and such other*  
 529 *information as is required on the form prescribed by the Council pursuant to § 30.1-214 and thereafter shall*  
 530 *file such a statement annually on or before February 1. Disclosure forms shall be made available by the*  
 531 *Council at least 30 days prior to the filing deadline. Disclosure forms shall be filed electronically with the*  
 532 *Council in accordance with the standards approved by it pursuant to § 30.1-1256. All disclosure forms shall*  
 533 *be maintained as public records for five years in the office of the Council. Such forms shall be made public*  
 534 *no later than six weeks after the filing deadline.*

535 B. *Candidates for the General Assembly shall file a disclosure statement of their personal interests as*  
 536 *required by §§ 24.2-500 through 24.2-503.*

537 C. *Any legislator who has a personal interest in any transaction pending before the General Assembly*  
 538 *and who is disqualified from participating in that transaction pursuant to § 30.1-210 and the rules of his*  
 539 *house shall disclose his interest in accordance with the applicable rule of his house.*

##### 540 § 30.1-213. Report of gifts.

541 *Every legislator shall file, on or before May 1, a report of gifts accepted or received by him or a member*  
 542 *of his immediate family during the period beginning on January 1 complete through adjournment sine die of*  
 543 *the regular session of the General Assembly. The gift report shall be on a form prescribed by the Council and*  
 544 *shall be filed electronically with the Council in accordance with the standards approved by it pursuant to*  
 545 *§ 30.1-1256. For purposes of this section, "adjournment sine die" means adjournment on the last legislative*  
 546 *day of the regular session and does not include the ensuing reconvened session. Any gifts reported pursuant*  
 547 *to this section shall not be listed on the annual disclosure form prescribed by the Council pursuant to*  
 548 *§ 30.1-214.*

##### 549 § 30.1-214. Disclosure form; penalty.

550 A. *The disclosure form to be used for filings required by subsections A and B of § 30.1-212 shall be*  
 551 *prescribed by the Council. All completed forms shall be filed electronically with the Council in accordance*  
 552 *with the standards approved by it pursuant to § 30.1-1256.*

553 B. Any legislator who knowingly and intentionally makes a false statement of a material fact on the  
 554 General Assembly Statement of Economic Interests (the Statement) is guilty of a Class 5 felony and shall be  
 555 subject to disciplinary action for such violations by the house in which the legislator sits.

556 C. The Council shall review all Statements filed by legislators pursuant to subsection A. If a legislator's  
 557 Statement is found by the Council to be inadequate as filed, the legislator shall be notified in writing and  
 558 directed to file an amended Statement correcting the indicated deficiencies, and a time shall be set within  
 559 which such amendment shall be filed. If the Statement, in either its original or amended form, is found to be  
 560 adequate as filed, the legislator's filing shall be deemed in full compliance with this section as to the  
 561 information disclosed thereon.

562 D. Ten percent of the membership of a house, on the basis of newly discovered facts, may in writing  
 563 request the house in which those members sit, in accordance with the rules of that house, to review the  
 564 Statement of another member of that house in order to determine the adequacy of his filing. In accordance  
 565 with the rules of each house, each Statement shall be promptly reviewed, the adequacy of the filing  
 566 determined, and notice given in writing to the legislator whose Statement is in issue. Should it be determined  
 567 that the Statement requires correction, augmentation, or revision, the legislator involved shall be directed to  
 568 make the changes required within such time as shall be set under the rules of each house.

569 If a legislator, after having been notified in writing in accordance with the rules of the house in which he  
 570 sits that his Statement is inadequate as filed, fails to amend his Statement so as to come into compliance  
 571 within the time limit set, he shall be subject to disciplinary action by the house in which he sits. No legislator  
 572 shall vote on any question relating to his own Statement.

573 **§ 30.1-215. Disclosure form; filing requirements.**

574 A. A legislator or legislator-elect required to file an annual disclosure on or before February 1 pursuant  
 575 to this article shall disclose his personal interests and other information as required on the form prescribed  
 576 by the Council for the preceding calendar year complete through December 31. A legislator or legislator-  
 577 elect required to file a disclosure as a condition to assuming office shall file such disclosure on or before the  
 578 day such office is assumed and disclose his personal interests and other information as required on the form  
 579 prescribed by the Council for the preceding 12-month period complete through the last day of the month  
 580 immediately preceding the month in which the office is assumed; however, any legislator or legislator-elect  
 581 who assumes office in January shall be required to only file an annual disclosure on or before February 1 for  
 582 the preceding calendar year complete through December 31.

583 B. When the deadline for filing any disclosure pursuant to this article falls on a Saturday, Sunday, or  
 584 legal holiday, the deadline for filing shall be the next day that is not a Saturday, Sunday, or legal holiday.

585 Article 6.  
 586 Penalties and Remedies.

587 **§ 30.1-216. Senate and House Ethics Advisory Panels; membership; terms; quorum; compensation and**  
 588 **expenses.**

589 A. The Senate Ethics Advisory Panel and the House Ethics Advisory Panel are established in the  
 590 legislative branch of state government. The provisions of §§ 30.1-216 through 30.1-224 shall be applicable to  
 591 each panel.

592 B. The Senate Ethics Advisory Panel shall be composed of five members as follows: three former members  
 593 of the Senate and two nonlegislative citizen members who have not previously held such office. All members  
 594 of the Senate Ethics Advisory Panel shall be citizens of the Commonwealth. No member shall engage in  
 595 activities requiring him to register as a lobbyist under § 2.2-422 during his tenure on the Senate Ethics  
 596 Advisory Panel.

597 The members shall be nominated by the Senate Committee on Rules and confirmed by the Senate by a  
 598 majority vote of (i) the members present of the majority party and (ii) the members present of the minority  
 599 party. After initial appointments, all appointments shall be for terms of four years each except for unexpired  
 600 terms. Nominations shall be made so as to assure bipartisan representation on the Senate Ethics Advisory  
 601 Panel.

602 C. The House Ethics Advisory Panel shall be composed of five members as follows: one retired justice or  
 603 judge of a court of record, two former members of the House of Delegates, and two nonlegislative citizen  
 604 members, at least one of whom shall not have previously held such office. All members of the House Ethics  
 605 Advisory Panel shall be citizens of the Commonwealth. No member shall engage in activities requiring him to  
 606 register as a lobbyist under § 2.2-422 during his tenure on the House Ethics Advisory Panel.

607 The members shall be nominated by the Speaker of the House of Delegates and confirmed by the House of  
 608 Delegates by a majority vote of (i) the members present of the majority party and (ii) the members present of  
 609 the minority party. After initial appointments, all appointments shall be for terms of four years each except  
 610 for unexpired terms. Nominations shall be made so as to assure bipartisan representation on the House  
 611 Ethics Advisory Panel.

612 D. Each panel shall elect its own chair and vice-chair from among its membership.

613 E. No member shall serve more than three successive four-year terms. Vacancies shall be filled only for  
 614 the unexpired term. Vacancies shall be filled in the same manner as the original appointments. The

615 remainder of any term to which a member is appointed to fill a vacancy shall not constitute a term in  
616 determining the member's eligibility for reappointment.

617 F. Three members shall constitute a quorum on each panel. A vacancy shall not impair the right of the  
618 remaining members to exercise all powers of each panel. Meetings of each panel shall be held at the call of  
619 the chair or whenever the majority of the members so request.

620 G. The members of each panel, while conducting the business of each panel, are performing legislative  
621 duties and shall be entitled to the compensation and reimbursement of expenses to which legislators are  
622 entitled when performing legislative duties pursuant to §§ 2.2-2813, 2.2-2825, and 30.1-109. The funding for  
623 the cost of compensation and expenses of the members of the Senate Ethics Advisory Panel shall be provided  
624 by the Office of the Clerk of the Senate, and the funding for the cost of compensation and expenses of the  
625 House Ethics Advisory Panel shall be provided by the Office of the Clerk of the House of Delegates.

626 **§ 30.1-217. Powers and duties of Senate and House Ethics Advisory Panels.**

627 The powers and duties of the Senate Ethics Advisory Panel and the House Ethics Advisory Panel shall be  
628 applied and used only in relation to members of the respective house of the General Assembly for which each  
629 panel is created. Each panel shall establish its rules of procedure, including rules for the conduct of open  
630 meetings and hearings.

631 **§ 30.1-218. Records of Senate and House Ethics Advisory Panels.**

632 If a complaint is dismissed during the preliminary investigation, such records shall remain confidential  
633 and be retained for a period of five years and then destroyed. Records related to a complaint that has  
634 proceeded to an inquiry beyond a preliminary investigation shall be made available to the public and  
635 retained in a manner prescribed by the Virginia Public Records Act (§ 42.1-76 et seq.).

636 **§ 30.1-219. Filing of complaints; procedures; disposition by Senate and House Ethics Advisory Panels.**

637 A. In response to the signed and sworn complaint of any citizen of the Commonwealth, which is  
638 subscribed by the maker as true under penalty of perjury, submitted to the Senate Ethics Advisory Panel or  
639 the House Ethics Advisory Panel, the respective panel shall inquire into any alleged violation of Articles 2  
640 through 5 (§ 30.1-202 et seq.) by any legislator of the respective house of the General Assembly in his current  
641 term or his immediate prior term. Complaints shall be filed with the Council, which shall promptly (i) submit  
642 the complaint to the chair of the appropriate panel and (ii) forward a copy of the complaint to the legislator  
643 named in the complaint. The chair shall promptly notify the appropriate panel of the complaint. No complaint  
644 shall be filed with either panel 60 or fewer days before a primary election or other nominating event or  
645 before a general election in which the cited legislator is running for office, and neither panel shall accept nor  
646 act on any complaint received during this period.

647 B. Each panel shall determine, during its preliminary investigation, whether the facts stated in the  
648 complaint taken as true are sufficient to show a violation of Articles 2 through 5 (§ 30.1-202 et seq.). If the  
649 facts, as stated in the complaint, fail to give rise to such a violation, then the panel shall dismiss the  
650 complaint. If the facts, as stated in the complaint, give rise to such a violation, then the panel shall request  
651 that the complainant appear and testify under oath as to the complaint and the allegations therein. After  
652 hearing the testimony and reviewing any other evidence provided by the complainant, the panel shall dismiss  
653 the complaint if it fails to find by a preponderance of the evidence that such violation has occurred. If the  
654 panel finds otherwise, it shall proceed with the inquiry.

655 C. If, after such preliminary investigation, the panel determines to proceed with an inquiry into the  
656 conduct of any legislator, the panel (i) shall immediately notify in writing the individual who filed the  
657 complaint and the cited legislator as to the fact of the inquiry and the charges against the legislator and (ii)  
658 shall schedule one or more hearings on the matter. The legislator shall have the right to present evidence,  
659 cross-examine witnesses, face and examine the accuser, and be represented by counsel at any hearings. In its  
660 discretion, the panel may grant the legislator any other rights or privileges not specifically enumerated in  
661 this subsection. Once the panel has determined to proceed with an inquiry, its meetings and hearings shall be  
662 open to the public.

663 D. Once the panel determines to proceed with an inquiry into the conduct of any legislator, the panel shall  
664 complete its investigations and dispose of the matter as provided in § 30.1-221 notwithstanding the  
665 resignation of the legislator during the course of the panel's proceedings.

666 **§ 30.1-220. Subpoenas of Senate and House Ethics Advisory Panels.**

667 Each panel may issue subpoenas to compel the attendance of witnesses or the production of documents,  
668 books, or other records. Each panel may apply to the Circuit Court of the City of Richmond to compel  
669 obedience to the subpoenas of the panel. Notwithstanding any other provisions of law, every state and local  
670 governmental agency and units and subdivisions of each such agency shall make available to the panel any  
671 documents, records, data, statements, or other information, except tax returns or information relating to tax  
672 returns, that the panel designates as being necessary for the exercise of its powers and duties.

673 **§ 30.1-221. Disposition of cases before Senate and House Ethics Advisory Panels.**

674 A. Within 120 days of the chair's forwarding the signed and sworn complaint to it, the panel or a majority  
675 of its members acting in its name shall dispose of the matter in one of the following ways:

676 1. a. If the panel determines in its preliminary investigation that the complaint is without merit, the panel

677 shall dismiss the complaint, notify the complainant and legislator, and take no further action. In such case,  
 678 the panel shall retain its records and findings in confidence unless the legislator under inquiry requests in  
 679 writing that the records and findings be made public.

680 b. If the panel determines in the course of its proceedings that the facts and evidence show that the  
 681 complaint is without merit, the panel shall dismiss the complaint, so advise the complainant and legislator,  
 682 and report its action to the Clerk of the appropriate house for the information of the House of Delegates or  
 683 Senate.

684 2. If the panel determines that there is a reasonable basis to conclude that the legislator has violated the  
 685 provisions of this chapter but that the violation was not made knowingly, the panel shall refer the matter by a  
 686 written report setting forth its findings and the reasons therefor to the appropriate house of the General  
 687 Assembly for appropriate action. All panel reports are advisory only and shall be delivered to the Clerk of  
 688 the appropriate house, who shall refer the report to the appropriate Committee on Privileges and Elections in  
 689 accordance with the rules of the appropriate house. The appropriate Committee on Privileges and Elections  
 690 shall in all cases report, after due hearings and consideration, its determination of the matter and its  
 691 recommendations and reasons for its resolves to the appropriate house. If the appropriate Committee on  
 692 Privileges and Elections deems that disciplinary action is warranted, it shall report a resolution to express  
 693 such action. The appropriate house as a whole shall then consider the resolution, and if it finds the legislator  
 694 in violation of any provision of this chapter, it may by recorded vote take such disciplinary action as it deems  
 695 warranted.

696 3. If the panel determines that there is a reasonable basis to conclude that the legislator knowingly  
 697 violated any provision of Articles 2 through 5 (§ 30.1-202 et seq.), except § 30.1-210 or subsection C of  
 698 § 30.1-212, it shall refer the matter by a written report setting forth its findings and the reasons therefor to  
 699 the Attorney General for such action as he deems appropriate. The panel shall also file its report with the  
 700 Clerk of the appropriate house, who shall refer the report in accordance with the rules of his house. In the  
 701 event the Attorney General determines not to prosecute the alleged violation, he shall notify the Clerk of the  
 702 appropriate house of his determination, and the Clerk shall send the report to the appropriate Committee on  
 703 Privileges and Elections. The matter shall thereafter be handled in accordance with the provisions of  
 704 subdivision 2.

705 4. If the panel determines that there is a reasonable basis to conclude that the legislator has violated  
 706 § 30.1-210 or subsection C of § 30.1-212, it shall refer the matter by a written report to the appropriate  
 707 house pursuant to subdivision 2. As its first order of business other than organizational matters and  
 708 committee work, the house in which the legislator sits shall immediately upon the convening of the next  
 709 regular or special session take up and dispose of the matter by taking one or more of the following actions:  
 710 (i) dismiss the complaint; (ii) sustain the complaint and reprimand the legislator; (iii) sustain the complaint,  
 711 censure the legislator, and strip the legislator of his seniority; (iv) sustain the complaint and expel the  
 712 legislator by a two-thirds vote of the elected legislators of the respective house; or (v) in the event the house  
 713 finds a knowing violation, refer the matter to the Attorney General pursuant to subdivision 3.

714 B. The panel shall make public any report that it makes pursuant to the provisions of subdivision A 1 b, 2,  
 715 3, or 4 on the date it refers its report.

716 **§ 30.1-222. Confidentiality of proceedings before Senate and House Ethics Advisory Panels.**

717 All proceedings conducted during the investigation of any complaint by each panel shall be confidential.  
 718 This rule of confidentiality shall apply to panel members and their staff, the appropriate Committee on  
 719 Privileges and Elections and its staff, and the Council.

720 **§ 30.1-223. Staff for Senate and House Ethics Advisory Panels.**

721 Each panel may hire staff and outside counsel to assist the panel and to conduct examinations of  
 722 witnesses, subject to the approval of the President pro tempore of the Senate for the Senate Ethics Advisory  
 723 Panel and subject to the approval of the Speaker of the House of Delegates for the House Ethics Advisory  
 724 Panel.

725 **§ 30.1-224. Jurisdiction of Senate and House Ethics Advisory Panels.**

726 Each panel shall have jurisdiction over any complaint alleging a violation of Articles 2 through 5  
 727 (§ 30.1-202 et seq.) that occurs on or after August 1, 1987, and over any complaint alleging a violation of the  
 728 former Comprehensive Conflict of Interests Act, Chapter 40 (§ 2.1-599 et seq.) of Title 2.1, occurring after  
 729 July 1, 1984, and prior to August 1, 1987.

730 **§ 30.1-225. Senate and House Committees on Standards of Conduct.**

731 Either house of the General Assembly may establish, in its rules, a Committee on Standards of Conduct to  
 732 be appointed as provided in its rules and consisting of three legislative members, one of whom shall be a  
 733 member of the minority party. The Committee on Standards of Conduct shall consider any request by a  
 734 legislator of its house for an advisory opinion as to whether the facts in a particular case would constitute a  
 735 violation of the provisions of this chapter and may consider other matters assigned to it pursuant to the rules  
 736 of its house.

737 **§ 30.1-226. Adoption of rules governing procedures and disciplinary sanctions.**

738 Each house of the General Assembly shall adopt rules governing procedures and disciplinary sanctions

739 for legislators who have committed alleged violations of this chapter.

740 **§ 30.1-227. Enforcement.**

741 The provisions of this chapter shall be enforced by the Attorney General. In addition to any other powers  
742 and duties prescribed by law, the Attorney General shall have the following powers and duties:

743 1. If he determines that any legislator has knowingly violated any provision of this chapter, he shall  
744 designate an attorney for the Commonwealth who shall have complete and independent discretion in the  
745 prosecution of the legislator; and

746 2. He shall render advisory opinions to any legislator who seeks advice as to whether the facts in a  
747 particular case would constitute a violation of the provisions of this chapter. He shall determine which of his  
748 opinions or portions thereof are of general interest to the public and may, from time to time, be published.

749 Irrespective of whether an opinion of the Attorney General has been requested and rendered, any  
750 legislator has the right to seek a declaratory judgment or other judicial relief as provided by law.

751 **§ 30.1-228. Knowing violation of chapter a misdemeanor.**

752 Any legislator who knowingly violates any of the provisions of Articles 2 through 5 (§ 30.1-202 et seq.) is  
753 guilty of a Class 1 misdemeanor. A knowing violation under this section is one in which the legislator  
754 engages in conduct, performs an act, or refuses to perform an act when he knows that the conduct is  
755 prohibited or required by this chapter. There shall be no prosecution for a violation of § 30.1-210 or  
756 subsection C of § 30.1-212 unless the house in which the legislator sits has referred the matter to the  
757 Attorney General as provided in subdivision A 4 of § 30.1-221.

758 **§ 30.1-229. Advisory opinions.**

759 A legislator shall not be prosecuted or disciplined for a violation of this chapter if the alleged violation  
760 resulted from his good faith reliance on a written opinion of the applicable Committee on Standards of  
761 Conduct established pursuant to § 30.1-225, an opinion of the Attorney General as provided in § 30.1-227, or  
762 a formal opinion or written informal advice of the Council established pursuant to § 30.1-1254, and such  
763 opinion or advice was made after a full disclosure of the facts regardless of whether such opinion or advice is  
764 later withdrawn and provided that the alleged violation occurred prior to the withdrawal of such opinion or  
765 advice.

766 **§ 30.1-230. Invalidation of contract; rescission of sales.**

767 A. Any contract made in violation of § 30.1-203 or 30.1-207 may be declared void and may be rescinded  
768 by the contracting or selling governmental agency within five years of the date of such contract. In cases in  
769 which the contract is invalidated, the contractor shall retain or receive only the reasonable value, with no  
770 increment for profit or commission, of the property or services furnished prior to the date of receiving notice  
771 that the contract has been voided. In cases of rescission of a contract of sale, any refund or restitution shall be  
772 made to the contracting or selling governmental agency.

773 B. Any purchase by a legislator made in violation of § 30.1-203 or 30.1-207 may be rescinded by the  
774 contracting or selling governmental agency within five years of the date of such purchase.

775 **§ 30.1-231. Civil penalty from violation of this chapter.**

776 A. In addition to any other fine or penalty provided by law, any money or other thing of value derived by a  
777 legislator from a violation of §§ 30.1-203 through 30.1-210 shall be forfeited, and a legislator who knowingly  
778 violates such a provision may be subject to a civil penalty in an amount equal to the amount of money or  
779 thing of value forfeited to the Commonwealth. If the thing of value received by the legislator in violation of  
780 this chapter increases in value between the time of the violation and the time of discovery of the violation, the  
781 greater value shall determine the amount of the civil penalty.

782 B. A legislator required to file the disclosure form prescribed by § 30.1-214 who fails to file such form  
783 within the time period prescribed shall be assessed a civil penalty in an amount equal to \$250. The Council  
784 shall notify the Attorney General of any legislator's failure to file the required form within 30 days of the  
785 deadline for filing, and the Attorney General shall assess and collect the civil penalty. All civil penalties  
786 collected pursuant to this subsection shall be deposited into the general fund and used exclusively to fund the  
787 Council.

788 **§ 30.1-232. Criminal prosecutions.**

789 A. Violations of this chapter may be prosecuted notwithstanding the jurisdiction of, or any pending  
790 proceeding before, the Senate Ethics Advisory Panel or House Ethics Advisory Panel.

791 B. Nothing in this chapter shall limit or affect the application of other criminal statutes and penalties as  
792 provided in the Code of Virginia, including bribery, embezzlement, perjury, conspiracy, fraud, and violations  
793 of the Campaign Finance Disclosure Act of 2006 (§ 24.2-945 et seq.).

794 **§ 30.1-233. Limitation of actions.**

795 The statute of limitations for the criminal prosecution of a legislator for violation of any provision of this  
796 chapter shall be one year from the time the Attorney General has actual knowledge of the violation or five  
797 years from the date of the violation, whichever event occurs first.

798 **§ 30.1-234. Venue.**

799 Any prosecution for a violation of this chapter shall be brought in the circuit court of the jurisdiction in  
800 which the legislator resides or the jurisdiction in which he resided at the time of the alleged violation if he is

801 no longer a resident of the Commonwealth.

802 Article 7.

803 Ethics Orientation Sessions.

804 **§ 30.1-235. Orientation sessions on ethics and conflicts of interests.**

805 The Council shall conduct an orientation session on ethics and conflicts of interests (i) for new and  
806 returning legislators preceding each even-numbered year regular session and (ii) for any new legislator who  
807 is elected in a special election and whose term commences after the date of the orientation session provided  
808 for in clause (i) and at least six months before the date of the next such orientation session within three  
809 months of his election. Attendance at the full orientation session shall be mandatory for newly elected  
810 legislators. Attendance at a refresher session shall be mandatory for returning legislators and may be  
811 accomplished by online participation. There shall be no penalty for the failure of a legislator to attend the  
812 full or refresher orientation session, but each legislator must disclose his attendance pursuant to § 30.1-214.

813 **§ 30.1-236. Content of orientation sessions.**

814 The orientation session shall provide information and training for legislators on ethics and conflicts of  
815 interests, the provisions of this chapter, the provisions of relevant federal law, and related issues involving  
816 lobbying. Refresher orientation sessions may be offered online.

817 **§ 30.1-237. Orientation session preparations.**

818 Those conducting the orientation sessions may call on other governmental agencies in the legislative or  
819 executive branch for assistance, may invite experts to assist in the orientation sessions, and shall, upon  
820 request of a legislator who holds a professional license or certification, apply for continuing education  
821 credits with the appropriate licensing or certifying entity for the orientation sessions.

822 SUBTITLE II.

823 THE LEGISLATIVE BRANCH OF GOVERNMENT.

824 CHAPTER 3.

825 OFFICERS OF THE GENERAL ASSEMBLY.

826 Article 1.

827 The Clerks of the General Assembly.

828 **§ 30.1-300. Duties of the Clerks of each house; operation of the General Assembly.**

829 A. The Clerks of each house of the General Assembly shall perform such duties as shall be required of  
830 them by their respective houses and shall each receive such salaries as shall be fixed from time to time by the  
831 general appropriation act.

832 B. The Clerks of each house are authorized to employ such personnel as may be deemed necessary for the  
833 efficient operation of the General Assembly, including each of its standing committees approved by the  
834 Committee on Rules of the appropriate house, as prescribed by the rules or resolutions of the respective  
835 houses. The compensation of such personnel shall be set by resolution, and such personnel shall be paid from  
836 the contingent fund of each house.

837 C. The maintenance, operation, upkeep, upgrades, and construction of the General Assembly Building  
838 and other legislative spaces shall be overseen and directed by the Clerks of each house acting jointly, except  
839 that the Clerks shall be responsible for their respective spaces in the General Assembly Building or any other  
840 legislative space.

841 D. The Clerks of each house shall jointly administer the Capitol Guides program.

842 E. Executive orders or other directives issued by the Governor or other executive branch agency that  
843 relate to purchasing, finance, or information technology are not applicable to the legislature, as a separate  
844 and distinct branch of government, except in the event that the Clerks of the House of Delegates and the  
845 Senate jointly determine, subject to the agreement of the Speaker of the House of Delegates and the Chair of  
846 the Senate Committee on Rules, that compliance with such order or directive is in the best interest of the  
847 legislature.

848 F. The Clerks of each house are authorized to agree to or enter into any memorandum of understanding  
849 or other agreement with any executive branch agency or private vendor for any services.

850 **§ 30.1-301. Clerk of the House of Delegates to be Keeper of the Rolls of the Commonwealth;  
851 certification of acts and other records.**

852 A. The Clerk of the House of Delegates shall be the Keeper of the Rolls of the Commonwealth. He shall,  
853 by such permanent and substantial method as he may deem proper, enroll all of the acts of the General  
854 Assembly and joint resolutions proposing amendments to the Constitution and shall reenroll all bills that  
855 have been amended in accordance with the recommendation of the Governor. He shall have the enrolled acts  
856 bound for publication after they have been signed by the Speaker of the House of Delegates and the President  
857 of the Senate.

858 B. The Clerk of the House of Delegates shall have custody of the acts and joint resolutions of the General  
859 Assembly and the records of the House of Delegates. He shall, upon request, provide a copy of an act of  
860 assembly or a record made in the performance of his official duties, and such copy shall be as admissible into  
861 evidence as the original, provided that such copy is certified by him as a true copy of such act or record.

862 The Clerk shall charge a reasonable fee for certifying a copy of an act of assembly.

863 If an act or part of an act of the General Assembly has been codified and assigned a section number  
864 within the Code of Virginia by the Virginia Code Commission pursuant to § 30.1-812, the Clerk may also  
865 certify that fact.

866 C. The Clerk of the House of Delegates shall, as soon as practicable after every act is enacted, prepare  
867 the acts for publication with a notation of the day upon which every act was approved by the Governor or  
868 became law without his approval. He shall furnish to the Director of the Division of Legislative Automated  
869 Systems an electronic copy of all acts of the General Assembly and joint resolutions proposing amendments  
870 to the Constitution and joint resolutions providing for studies for legislation, properly arranged for  
871 publication. As soon as practicable after the adjournment of the General Assembly, he shall furnish the index  
872 and the tables required by law and the date of adjournment of the session and shall oversee the publication of  
873 such acts, joint resolutions, resolutions, date of adjournment, tables, and index in connection with the  
874 Director of the Division of Legislative Automated Systems.

875 D. The Clerk of the House of Delegates, as Keeper of the Rolls of the Commonwealth, may appoint deputy  
876 clerks who shall, during the absence of such Clerk or after his death, resignation, or retirement, furnish  
877 copies of acts and resolutions of the General Assembly and records and papers of the House of Delegates,  
878 which when certified by any such deputy clerk shall be evidence for any purpose for which the original would  
879 be received, and with as much effect. The Clerk of the House of Delegates shall certify the appointment of any  
880 such deputy clerk to the Secretary of the Commonwealth. Any deputy clerk so appointed shall, before  
881 entering upon the duties of such office, take and subscribe the oath of office and file the same with the  
882 Secretary of the Commonwealth. Any deputy clerk may be removed from office by the Clerk, who shall  
883 provide written notice of such removal to the Secretary of the Commonwealth.

884 **§ 30.1-302. Clerk of the Senate of Virginia; certification of records.**

885 The Clerk of the Senate of Virginia may appoint deputy clerks who shall, during the absence of such Clerk  
886 or after his death, resignation, or retirement, perform the duties of such Clerk, including signing originals of  
887 records and papers of the Senate or furnishing copies of such records and papers, which when certified by  
888 any such deputy clerk, shall be evidence for any purpose for which the original would be received, and with  
889 as much effect. The Clerk of the Senate shall certify the appointment of any such deputy clerk to the Secretary  
890 of the Commonwealth. Any deputy clerk so appointed shall, before entering upon the duties of such office,  
891 take and subscribe the oath of office and file the same with the Secretary of the Commonwealth. Any deputy  
892 clerk may be removed from office by the Clerk of the Senate, who shall provide written notice of such  
893 removal to the Secretary of the Commonwealth.

894 **§ 30.1-303. Clerks as custodians of original bills and committee reference materials.**

895 It shall be the duty of the Clerks of each house to take charge of and keep, during the recess of the  
896 General Assembly, all the books and maps belonging to the several standing committees of their respective  
897 houses and to deliver the same at the commencement of each session to the clerks or chairs of such  
898 committees, who shall return them to the respective Clerk at the end of the session. All original bills and  
899 resolutions that are offered in either house shall be maintained by the respective Clerk until the close of the  
900 session of the General Assembly next succeeding the session at which they were offered, at which time they  
901 shall be transferred to The Library of Virginia for archival deposit.

902 **§ 30.1-304. Use of Senate armorial bearings; penalties.**

903 A. Only current and former members of the Senate of Virginia and the Clerk of the Senate shall have the  
904 authority to utilize the official armorial bearings adopted by the Senate of Virginia or any facsimile or  
905 representations of the armorial bearings. Use by any other person is punishable as a Class 3 misdemeanor.

906 B. Representations of such armorial bearings used by former members of the Senate shall be colored blue.  
907 Use of any other color is punishable as a Class 4 misdemeanor.

908 C. No person shall use the Senate armorial bearings, or any facsimile or representation of such, for any  
909 commercial purpose. A violation of this subsection is punishable as a Class 4 misdemeanor.

910 **§ 30.1-305. Sexual harassment training course; recordkeeping.**

911 A. As used in this section "sexual harassment" means unwelcome sexual advances, requests for sexual  
912 favors, and other verbal or physical conduct of a sexual nature when such conduct explicitly or implicitly  
913 affects an individual's employment, unreasonably interferes with an individual's work performance, or  
914 creates an intimidating, hostile, or offensive work environment.

915 B. The Clerk of the House of Delegates and the Clerk of the Senate shall develop and provide a sexual  
916 harassment training course for members of their respective body and other employees of the legislative  
917 branch. The sexual harassment training course shall be (i) provided online; (ii) available 24 hours per day,  
918 seven days per week; and (iii) substantially similar to any sexual harassment training course offered through  
919 the Commonwealth of Virginia Learning Center administered by the Department of Human Resource  
920 Management.

921 The content of the sexual harassment training course provided by the Clerks of each house shall be  
922 substantially similar.

923 C. The Clerks of each house shall each ensure that the sexual harassment training course developed and  
924 provided by their office has the means by which a person successfully completing the training course may

925 print a certificate of course completion that includes the person's name, the name of the state agency  
 926 employing the person, the date on which the training was successfully completed, the name of the training  
 927 course, and a unique serial number or other unique identifying information for each certificate.

928 D. The Clerks of each house shall maintain records of course completion for the members and members-  
 929 elect elected to their respective body. Each record at a minimum shall include the name of the General  
 930 Assembly member or member-elect completing the training, the date on which the training was successfully  
 931 completed, and the name of the training course. Such records shall be maintained by the Clerks for at least  
 932 five years for public inspection.

#### 933 Article 2.

##### 934 Officers and Employees of the Legislative Branch.

#### 935 § 30.1-306. Privileges of officers and employees of the General Assembly.

936 The officers and employees of the General Assembly, including the Clerks of each house and their deputy  
 937 clerks and full-time assistant clerks, the sergeant-at-arms of each house, and the Lieutenant Governor, shall  
 938 be entitled to those rights and privileges granted to members and members-elect of the General Assembly  
 939 pursuant to §§ 30.1-101, 30.1-104, and 30.1-105.

#### 940 § 30.1-307. Sexual harassment training required biennially.

941 A. As used in this section, unless the context requires a different meaning:

942 "Legislative branch employee" means any full-time employee of the General Assembly or other legislative  
 943 branch agency of the Commonwealth and includes persons working full-time for a member of the General  
 944 Assembly who are compensated in whole or in part with state appropriations.

945 "Sexual harassment" means unwelcome sexual advances, requests for sexual favors, and other verbal or  
 946 physical conduct of a sexual nature when such conduct explicitly or implicitly affects an individual's  
 947 employment, unreasonably interferes with an individual's work performance, or creates an intimidating,  
 948 hostile, or offensive work environment.

949 "Sexual harassment training course" means the sexual harassment training courses developed and  
 950 provided by either the Clerk of the House of Delegates or the Clerk of the Senate pursuant to § 30.1-305.

951 B. All legislative branch employees shall complete a sexual harassment training course once every two  
 952 calendar years. Legislative branch employees who are officers or employees of the Office of the Clerk of the  
 953 House of Delegates or who work for a member of the House of Delegates shall complete the sexual  
 954 harassment training course provided by the Clerk of the House of Delegates. Legislative branch employees  
 955 who are officers or employees of the Office of the Clerk of the Senate or who work for a member of the Senate  
 956 shall complete the sexual harassment training course provided by the Clerk of the Senate. All other  
 957 legislative branch employees shall complete the sexual harassment training course provided by either the  
 958 Clerk of the House of Delegates or the Clerk of the Senate.

959 C. A legislative branch employee shall complete the sexual harassment training course within 90 days of  
 960 commencing employment, except that no employee shall be required to complete such training course more  
 961 than once in a 12-month period. A legislative branch employee who commences employment having  
 962 successfully completed the sexual harassment training course in the immediately preceding 12 months shall  
 963 complete such training course within one calendar year and thereafter once every two calendar years.

964 D. The director or head of each agency in the legislative branch shall be responsible for ensuring that  
 965 each employee of such agency complies with the requirements of this section.

#### 966 Article 3.

##### 967 Virginia Commission on Intergovernmental Cooperation.

#### 968 § 30.1-308. Virginia Commission on Intergovernmental Cooperation; membership; staff; compensation 969 and expenses; quorum.

970 A. The Virginia Commission on Intergovernmental Cooperation (the Commission) is established in the  
 971 legislative branch of state government. The Commission shall have a total membership of 14 members that  
 972 shall include 12 legislative members and two ex officio members. Members shall be appointed as follows:

973 1. Six members of the Commission on Interstate Cooperation of the Senate to be appointed by the Senate  
 974 Committee on Rules; and

975 2. Six members of the Commission on Interstate Cooperation of the House of Delegates to be appointed by  
 976 the Speaker of the House of Delegates.

977 The Clerk of the House of Delegates and the Clerk of the Senate shall serve ex officio with nonvoting  
 978 privileges.

979 B. The chair and vice-chair of the Commission shall serve for a period of two years, and the roles of chair  
 980 and vice-chair shall alternate between the chair of the House Commission on Interstate Cooperation and the  
 981 chair of the Senate Commission on Interstate Cooperation.

982 C. The Commission shall select such officials of state government as it deems proper to serve ex officio  
 983 with nonvoting privileges for terms of four years each.

984 D. The Division of Legislative Services shall furnish upon request such staff assistance and services to the  
 985 Commission and its committees as may be required by the Commission.

986 E. Members of the Commission shall receive such compensation as provided in § 30.1-109 and shall be

987 reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided  
 988 in §§ 2.2-2813 and 2.2-2825. Funding for the costs of compensation and expenses of the members shall be  
 989 provided from existing appropriations to the Commission.

990 F. A majority of the members of the Commission shall constitute a quorum. Meetings of the Commission  
 991 shall be held at the call of the chair or whenever the majority of the members so request.

992 **§ 30.1-309. Powers and duties of Commission.**

993 The Commission shall have the following powers and duties:

994 1. Encourage and arrange conferences with officials of other states and other units of government;  
 995 2. Carry forward the participation of the Commonwealth as a member of the Council of State  
 996 Governments, both regionally and nationally;

997 3. Formulate proposals for cooperation between the Commonwealth and other states;

998 4. Establish such committees as it deems advisable to conduct conferences and formulate proposals  
 999 concerning subjects of interstate cooperation;

1000 5. Monitor and evaluate the Commonwealth's participation in interstate compacts;

1001 6. Review, evaluate, and recommend suggested uniform state legislation;

1002 7. Require, at its discretion, from any appointee representing the Commonwealth on any interstate  
 1003 compact, commission, committee, or board, a report on that organization's work and accomplishments;

1004 8. Review, evaluate, and make recommendations concerning federal policies that are of concern to the  
 1005 Commonwealth;

1006 9. Establish such committees as deemed advisable and designate the members of every such committee.  
 1007 State officials who are not members of the Commission may be appointed as members of any such committee,  
 1008 but at least one member of the Commission shall be a member of every such committee; and

1009 10. Appoint persons drawn from the membership of the Senate, the membership of the House of  
 1010 Delegates, and officials of state and local government to serve on those intergovernmental boards,  
 1011 committees, and commissions to which the Commonwealth is entitled to such appointment, or is invited to  
 1012 make such appointment, provided that members of the General Assembly shall be appointed as follows:

1013 a. If an appointment is made from the membership of the Senate, such an appointment shall be made by  
 1014 the Commission on Interstate Cooperation of the Senate and shall be approved by the Chair of the Senate  
 1015 Committee on Rules; and

1016 b. If an appointment is made from the membership of the House of Delegates, such appointment shall be  
 1017 made by the Speaker of the House of Delegates in accordance with the principles of proportional  
 1018 representation contained in the Rules of the House of Delegates.

1019 The Commission may provide such rules as it considers appropriate concerning the membership and the  
 1020 functioning of any committee established.

1021 **§ 30.1-310. Senate and House Commissions on Interstate Cooperation; membership; compensation  
 1022 and expenses; quorum.**

1023 A. There is established a Commission on Interstate Cooperation of the Senate (the Senate Commission) in  
 1024 the legislative branch of state government, to consist of six senators as follows: the Chair of the Senate  
 1025 Committee on Rules, who shall serve as chair of the Senate Commission, and five members appointed by the  
 1026 Senate Committee on Rules.

1027 B. There is established a Commission on Interstate Cooperation of the House of Delegates (the House  
 1028 Commission) in the legislative branch of state government, to consist of six members. The members shall be  
 1029 appointed and the chair of the House Commission shall be designated from among the membership of the  
 1030 House Commission by the Speaker of the House of Delegates in accordance with the principles of  
 1031 proportional representation as contained in the Rules of the House of Delegates.

1032 C. The Senate and House Commissions shall function during the regular sessions of the General Assembly  
 1033 and also during the interim periods between such sessions. Members appointed and designated shall serve  
 1034 terms coincident with their terms of office.

1035 D. Members of the Senate and House Commissions shall receive such compensation as provided in  
 1036 § 30.1-109 and shall be reimbursed for all reasonable and necessary expenses incurred in the performance of  
 1037 their duties pursuant to § 30.1308 and this section as provided in §§ 2.2-2813 and 2.2-2825. Funding for the  
 1038 costs of compensation and expenses of the members shall be provided from existing appropriations to the  
 1039 Virginia Commission on Intergovernmental Cooperation.

1040 E. A majority of the members shall constitute a quorum on each commission. Meetings of each  
 1041 commission shall be held at the call of the chair or whenever a majority of the members so request.

1042 **CHAPTER 4.**

1043 **LEGISLATIVE PROCESS AND PROCEDURES.**

1044 **Article 1.**

1045 **Procedures of the Legislative Session.**

1046 **§ 30.1-400. Deadline for requesting bills and resolutions.**

1047 A. The deadline for submitting drafting requests to the Division of Legislative Services for a bill or  
 1048 resolution to be prefiled and the deadline for prefiling a bill or resolution with the appropriate Clerk shall be

1049 established by the procedural resolution adopted by the General Assembly or, in default thereof, adopted by  
1050 the Joint Rules Committee.

1051 B. All drafting requests from the Governor, a Governor's Secretary, the Lieutenant Governor, the  
1052 Attorney General, or the head of any judicial, legislative, or independent agency shall be submitted to the  
1053 Division of Legislative Services on or before the same deadline for submitting drafting requests applicable to  
1054 members of the General Assembly established pursuant to this section. Requests from the Governor may also  
1055 be submitted in accordance with the procedures established by the Joint Rules Committee for the conduct of  
1056 business during a legislative session.

1057 **§ 30.1-401. Prefiling of bills and resolutions.**

1058 A. 1. Any member or member-elect of the next regular session of the General Assembly may prefile bills  
1059 and resolutions for even-numbered-year regular sessions beginning the third Monday in November of the  
1060 preceding year with the Clerk of the House of Delegates or the Clerk of the Senate as appropriate.

1061 2. Any member or member-elect of the General Assembly may prefile bills and resolutions for odd-  
1062 numbered-year regular sessions beginning the third Monday in July of the preceding year with the Clerk of  
1063 the House of Delegates or the Clerk of the Senate as appropriate.

1064 B. In the event of the convening of a special session of the General Assembly, only bills relating to the  
1065 stated purpose of such special session and resolutions affecting the rules of procedure or schedule of  
1066 business of the General Assembly may be prefiled as provided in subsection A. Such prefiling may begin on  
1067 the day on which either (i) the Governor announces the date on which such special session is to convene or  
1068 (ii) two-thirds of the members elected to each house of the General Assembly make application to the  
1069 Governor for the convening of such special session.

1070 C. The Clerk of the House of Delegates and the Clerk of the Senate shall assign numbers to prefiled bills  
1071 and resolutions in the order of their receipt, refer them to the appropriate committee with the advice of the  
1072 Speaker of the House of Delegates, in the case of House bills, and in accordance with the Rules of the Senate,  
1073 in the case of Senate bills, and have a sufficient number of such bills and resolutions printed for circulation.

1074 **§ 30.1-402. Electronic filing of floor substitute bills, conference committee reports, and substitute bills  
1075 accompanying such reports; access.**

1076 Copies of all floor substitute bills, conference committee reports, and substitute bills accompanying a  
1077 conference committee report shall be placed in a secure electronic file immediately following the final  
1078 drafting of such bills and reports. The Clerk of the House of Delegates or the Clerk of the Senate or their  
1079 employee designees may access such files after such bills or reports are offered for introduction in either  
1080 house.

1081 **§ 30.1-403. Keeper of the Rolls may correct typographical errors, misspellings, and other unmistakable  
1082 errors in bills and resolutions; notice to Virginia Code Commission.**

1083 A. The Keeper of the Rolls of the Commonwealth is authorized to correct typographical errors,  
1084 misspellings, and other unmistakable errors contained in bills and resolutions in the form that they are  
1085 offered, printed, engrossed, enrolled, or printed after passage, provided that the corrections do not in any  
1086 way alter the substantive legal meaning or effect of the bill or resolution. Such determination shall be made  
1087 in consultation with the Director of the Division of Legislative Services or his designee, who shall also be an  
1088 experienced lawyer and member of the bar of the Commonwealth.

1089 B. Any correction made in a bill or resolution to existing language in the Code of Virginia that is not  
1090 being amended or added to the Code of Virginia shall be communicated to the Virginia Code Commission  
1091 immediately following each regular session of the General Assembly to ensure such corrections are  
1092 incorporated into the Code of Virginia as part of the Virginia Code Commission's duty to codify session laws  
1093 pursuant to § 30.1-812.

1094 **§ 30.1-404. Alteration, secretion, or destruction of bills or resolutions; penalty.**

1095 Any person who fraudulently erases, alters, secretes, or destroys any bill, resolution, or amendment after  
1096 its introduction or endeavors to influence any officer or employee of the General Assembly to do the same  
1097 shall be punished by a term of imprisonment of not less than one year nor more than five years.

1098 **§ 30.1-405. Amendments to the Constitution.**

1099 Any amendment to the Constitution may be proposed in the House of Delegates or the Senate by  
1100 resolution, which shall contain such proposed amendment prepared in the form prescribed by the rules of the  
1101 House of Delegates and the Senate for deletions and additions of language and shall be presented in full in  
1102 the journal of the house in which it is offered. If it is agreed to by a majority of the members elected to such  
1103 house with ayes and noes taken, it shall be communicated to the other house where it shall be dealt with in  
1104 like manner. When so agreed to by both houses, it shall be enrolled as provided by law and signed by the  
1105 Speaker of the House of Delegates and the President of the Senate. Such amendment shall then stand referred  
1106 to the General Assembly at its first regular session held after the next general election of members of the  
1107 House of Delegates. If at such regular session the proposed amendment is agreed to by a majority vote of all  
1108 the members elected to each house, the same shall be submitted to voters, not sooner than 90 days after final  
1109 passage, by a bill or resolution introduced for such purpose. Such amendment shall become a part of the  
1110 Constitution if approved and ratified by a majority of qualified voters.

1111 **§ 30.1-406. Attendance of witnesses; production of evidence; administration of oaths to witnesses.**

1112 A. When the House of Delegates, the Senate, or a joint committee or commission thereof, or any  
1113 committee of either house authorized to send for witnesses and evidence, orders the attendance of a witness  
1114 or the production of evidence, a summons shall be issued accordingly by the Clerk of the appropriate house  
1115 to the sheriff or other officer of any county or city, or the chief officer of the Division of Capitol Police, or his  
1116 designee. Such summons may be enforced by attachment, fine, and imprisonment in jail at the discretion of  
1117 the house or the committee that caused the summons to issue, or in the case of a joint committee or  
1118 commission, at the discretion of such joint committee or commission or as the two houses may determine by  
1119 joint resolution.

1120 B. The oaths to be taken by any witness examined pursuant to this section may be administered by the  
1121 Clerk or presiding officer of the appropriate house.

1122 Article 2.

1123 *Impact Statements and Other Legislative Requirements.*

1124 **§ 30.1-407. Expiration provisions for bills creating advisory collegial bodies.**

1125 All bills creating an advisory board, council, commission, or other collegial body in the legislative or  
1126 executive branch of state government shall contain a provision requiring the expiration of such body three  
1127 years after its creation.

1128 **§ 30.1-408. Expiration date for bills that add or renew a state tax credit.**

1129 Any bill proposing to add a new state tax credit or renew an existing state tax credit shall contain an  
1130 expiration date of not longer than five years from the effective date of the new or renewed state tax credit.

1131 **§ 30.1-409. Impact statements for bills related to unemployment compensation and affecting net  
1132 revenues of the Commonwealth.**

1133 A. For purposes of this section, a bill that "enhances the benefits payable to an individual" includes any  
1134 bill that would facilitate the receipt of, or increase the amount of, unemployment compensation benefits that  
1135 an otherwise qualified claimant is eligible to receive on an annual basis.

1136 B. The Virginia Employment Commission, in consultation with the Department of Planning and Budget,  
1137 shall prepare a statement reflecting the projected impact on the solvency level of the unemployment trust fund  
1138 and the average increase in state unemployment tax liability of employers on a per-employee basis over the  
1139 ensuing eight years that would result from the enactment of any bill that enhances the benefits payable to an  
1140 individual pursuant to Title 60.2.

1141 C. Any bill enhancing the benefits payable to an individual pursuant to Title 60.2 shall contain a  
1142 statement prepared in accordance with subsection B as an enactment clause in the bill.

1143 **§ 30.1-410. Evaluations for bills increasing or beginning regulation of an occupation.**

1144 A. For purposes of this section, "regulation" means any statement of general application that has the  
1145 force of law, affects the rights or conduct of any person, and is adopted by an agency in accordance with the  
1146 authority conferred on it by the Constitution and applicable statutes of the Commonwealth.

1147 B. When any bill requiring the Department of Professional and Occupational Regulation to increase or  
1148 begin regulation of an occupation is filed during any session of the General Assembly, the chair of the  
1149 committee having jurisdiction over the proposed bill shall request that the Board for Professional and  
1150 Occupational Regulation prepare an evaluation of the bill using the criteria outlined in § 54.1-311.

1151 C. Upon receipt of such a request, the Board for Professional and Occupational Regulation shall prepare  
1152 the evaluation and forward copies of such evaluation to the Clerk of the House of Delegates for House bills  
1153 and to the Clerk of the Senate for Senate bills no later than November 1 of the same year for requests  
1154 received during a regular session of the General Assembly or as soon as practicable for requests received  
1155 during a special session of the General Assembly for transmittal to each patron of the bill and to the chair of  
1156 each committee of the General Assembly that will consider the bill.

1157 D. All departments, all agencies of government, and the Division of Legislative Services shall make  
1158 available such information and assistance as the Board for Professional and Occupational Regulation may  
1159 request in preparing the evaluations required by this section.

1160 **§ 30.1-411. Impact statements for bills related to the Virginia Retirement System.**

1161 In accordance with a joint resolution that establishes a schedule for the conduct of business coming  
1162 before a regular session of the General Assembly, for any proposed bill related to the Virginia Retirement  
1163 System the Board of Trustees of the Virginia Retirement System shall investigate, prepare, and submit to the  
1164 Clerk of the House of Delegates, the Clerk of the Senate, the Commission on Local Government, the House  
1165 Committee on Appropriations, and the Senate Committee on Finance and Appropriations a statement of (i)  
1166 the financial impact of such proposed bill upon the general fund and the various local governments that have  
1167 elected to become part of the Virginia Retirement System pursuant to § 51.1-800 and (ii) the policy  
1168 implications that such proposed bill will have on the various systems administered by the Board of Trustees  
1169 of the Virginia Retirement System. The Board of Trustees of the Virginia Retirement System shall note in such  
1170 statement the potential impact any introduced bill will have on local government independent retirement  
1171 systems.

1172 **§ 30.1-412. Estimates for bills affecting local government expenditures and revenues.**

1173 A. For purposes of this section:

1174 "Net additional expenditure" means the cost anticipated to be incurred annually, less any revenues  
 1175 receivable on account of the program or service from fees charged to recipients of the program or service,  
 1176 state or federal aid paid specifically and categorically in connection with the program or service, new or  
 1177 increased local sources of revenue authorized and designated specifically to offset the cost of the program or  
 1178 service, and any offsetting savings resulting from the reduction or elimination of any program or service  
 1179 directly attributable to the performance of the required program or service.

1180 "Net reduction of revenues" means the reduction anticipated in local revenues, including general levies,  
 1181 special levies, revenues received pursuant to §§ 58.1-605 and 58.1-606, and administrative and user fees, to  
 1182 be incurred annually, less any new local revenues receivable and any offsetting savings resulting from the  
 1183 reduction of local revenues, caused by the classification or exclusion being proposed.

1184 B. Whenever any bill requiring a net additional expenditure by any county, city, or town, or whenever any  
 1185 bill requiring a net reduction of revenues by any county, city, or town, is filed during any session of the  
 1186 General Assembly, the Commission on Local Government shall investigate and prepare an estimate setting  
 1187 forth, to the extent practicable, the additional expenditures or reduction of revenues, if any, to be required of  
 1188 the affected localities in event of enactment of such bill.

1189 1. A bill shall be deemed to require an expenditure if it has the effect of requiring any county, city, or town  
 1190 to (i) perform or administer a new or expanded program or service, (ii) maintain an existing program or  
 1191 service at a specified level of spending or delivery, (iii) assume or incur administrative costs in support of a  
 1192 state or state-related program, or (iv) furnish capital facilities for state or state-related activities.

1193 2. A bill shall be deemed to require a net reduction of revenues if it has the effect of requiring any county,  
 1194 city, or town to (i) relinquish an existing or potential source of local revenue by classification or exclusion or  
 1195 (ii) diminish an existing or potential source of revenue by classification or exclusion.

1196 C. This section shall not apply to a reduction in local revenues that is required by or arises from a court  
 1197 order or judgment, nor to a revenue reduction that is adopted at the option of any county, city, or town under  
 1198 a law that is permissive rather than mandatory, nor to a revenue reduction that is the result of a measure  
 1199 providing tax relief on a statewide basis.

1200 D. The Division of Legislative Services shall examine all bills and joint resolutions filed during any  
 1201 legislative session for the purpose of identifying and forwarding to the Commission on Local Government  
 1202 those bills requiring the preparation of fiscal estimates pursuant to this section and those joint resolutions  
 1203 calling for a study of local government revenues or expenditures. The Department of Planning and Budget  
 1204 and the Department of Taxation are authorized to submit bills to the Commission on Local Government to  
 1205 prepare local fiscal estimates.

1206 As soon as practicable, the Commission on Local Government shall forward copies of such estimates to  
 1207 the Clerk of the House of Delegates for House bills and the Clerk of the Senate for Senate bills for transmittal  
 1208 to each patron of the bill and to the chair of each committee of the General Assembly that will consider the  
 1209 bill.

1210 E. All departments, all agencies of government, the Division of Legislative Services, and all local  
 1211 governmental units of the Commonwealth shall make available such information and assistance as the  
 1212 Commission on Local Government may request in preparing the estimates required by this section.

1213 **§ 30.1-413. Fiscal impact statements for bills increasing imprisonment or commitment; appropriations**  
 1214 **for operating costs.**

1215 A. For purposes of this section, "operating costs" means all costs other than capital outlay costs.

1216 B. The Virginia Criminal Sentencing Commission shall prepare a fiscal impact statement reflecting the  
 1217 operating costs attributable to and necessary appropriations for any bill that would result in a net increase in  
 1218 periods of imprisonment in state adult correctional facilities. The Department of Planning and Budget shall  
 1219 annually provide the Virginia Criminal Sentencing Commission with the operating cost per inmate.

1220 C. The Department of Planning and Budget, in conjunction with the Department of Juvenile Justice, shall  
 1221 prepare a fiscal impact statement reflecting the operating costs attributable to and necessary appropriations  
 1222 for any bill that would result in a net increase in periods of commitment to the custody of the Department of  
 1223 Juvenile Justice.

1224 D. The requirement for a fiscal impact statement includes those bills that add new crimes for which  
 1225 imprisonment or commitment is authorized, increase the periods of imprisonment or commitment authorized  
 1226 for existing crimes, impose minimum or mandatory minimum terms of imprisonment or commitment, or  
 1227 modify the law governing release of prisoners or juveniles in such a way that the time served in prison, or the  
 1228 time committed to the custody of the Department of Juvenile Justice, will increase.

1229 E. The fiscal impact statement of any bill that would result in a net increase in periods of imprisonment in  
 1230 state correctional facilities or periods of commitment to the custody of the Department of Juvenile Justice  
 1231 shall include an analysis of the fiscal impact on local and regional jails, state and local pretrial and  
 1232 community-based probation services agencies, and juvenile detention facilities.

1233 F. The amount of the estimated appropriation reflected in the fiscal impact statement shall be printed on  
 1234 the face of each such bill but shall not be codified. If the agency responsible for preparing the fiscal impact

1235 *statement does not have sufficient information to project the impact, the fiscal impact statement shall state*  
 1236 *this, and the words "cannot be determined" shall be printed on the face of each such bill.*

1237 *G. The fiscal impact statement shall include details as to any increase or decrease in the offender*  
 1238 *population. Statements prepared by the Virginia Criminal Sentencing Commission shall detail any necessary*  
 1239 *adjustments in guideline midpoints for the crime affected by the bill as well as adjustments in guideline*  
 1240 *midpoints for other crimes affected by the implementation of the bill that, in the opinion of the Commission,*  
 1241 *are necessary and appropriate.*

1242 *H. The agency preparing the fiscal impact statement shall forward copies of such impact statements to the*  
 1243 *Clerk of the House of Delegates for House bills and the Clerk of the Senate for Senate bills for transmittal to*  
 1244 *each patron of the bill and to the chair of each committee of the General Assembly that will consider the bill.*

1245 *I. For each law enacted that results in a net increase in periods of imprisonment in state correctional*  
 1246 *facilities or a net increase in periods of commitment or the time committed to the custody of the Department*  
 1247 *of Juvenile Justice, a one-year appropriation shall be made from the general fund equal to the estimated*  
 1248 *increase in operating costs of such law, in current dollars, of the highest of the next six fiscal years following*  
 1249 *the effective date of the law.*

1250 *J. The Corrections Special Reserve Fund (the Fund) is hereby established as a nonreverting special fund*  
 1251 *on the books of the Comptroller. The Fund shall consist of all moneys appropriated by the General Assembly*  
 1252 *under the provisions of this section and all interest thereon. Any moneys deposited in the Fund shall remain*  
 1253 *in the Fund at the end of the biennium. Moneys in the Fund shall be expended solely for capital expenses,*  
 1254 *including the cost of planning or preplanning studies that may be required to initiate capital outlay projects.*

1255 **§ 30.1-414. Racial and ethnic impact statements for criminal justice bills.**

1256 *A. As used in this section:*

1257 *"Disparities" means the difference in criminal justice outcomes for a racial or ethnic subgroup compared*  
 1258 *to their share of the state population.*

1259 *"Racial and ethnic impact statement" means a statement created using available data to outline the*  
 1260 *potential impact of a criminal justice bill on racial and ethnic disparities within the Commonwealth.*

1261 *B. At the request of the Chair of the House Committee for Courts of Justice or the Chair of the Senate*  
 1262 *Committee for Courts of Justice, the Joint Legislative Audit and Review Commission shall review and*  
 1263 *prepare a racial and ethnic impact statement for a proposed criminal justice bill.*

1264 *C. The Joint Legislative Audit and Review Commission shall forward copies of the racial and ethnic*  
 1265 *impact statement prepared pursuant to this section to the patron of the bill and the Chair of the House*  
 1266 *Committee for Courts of Justice or the Chair of the Senate Committee for Courts of Justice, as appropriate.*

1267 *D. The Chair of the House Committee for Courts of Justice and the Chair of the Senate Committee for*  
 1268 *Courts of Justice may each request up to three racial and ethnic impact statements for completion during a*  
 1269 *single regular session of the General Assembly.*

1270 *E. Upon the request of the Joint Legislative Audit and Review Commission, the Office of the Executive*  
 1271 *Secretary of the Supreme Court, Virginia State Police, Virginia Criminal Sentencing Commission,*  
 1272 *Department of Corrections, and all other state agencies shall provide necessary data and assistance for the*  
 1273 *preparation of racial and ethnic impact statements.*

1274 **§ 30.1-415. Distribution of information on proposed constitutional amendments to be submitted to**  
 1275 **voters.**

1276 *A. For purposes of this section, "plain English" means written in nontechnical, readily understandable*  
 1277 *language using words of common everyday usage and avoiding legal terms and phrases or other terms and*  
 1278 *words of art whose usage or special meaning is primarily limited to a particular field or profession.*

1279 *B. When a proposed amendment is to be submitted to voters qualified to vote in elections by the people for*  
 1280 *their approval and ratification pursuant to Article XII, Section 1 of the Constitution of Virginia and*  
 1281 *§ 30.1-405, the Department of Elections shall cause to be printed and distributed to the general registrar of*  
 1282 *each county and city, not less than 90 days prior to the election, copies of an explanation of such amendment*  
 1283 *to be placed at each registration site in sufficient number to provide a copy to any interested person and to be*  
 1284 *provided to election officials to be posted at the polling places on the day of the election. The Department of*  
 1285 *Elections shall post the explanation on its website and shall cause such explanation to be published by paid*  
 1286 *advertisement in each daily newspaper published in the Commonwealth or in a contiguous state or district*  
 1287 *with an average daily circulation of more than 50,000 in the Commonwealth once during the week preceding*  
 1288 *the final day for registration and once during the week preceding the election at which the proposed*  
 1289 *amendment is to be presented to voters.*

1290 *C. The explanation required by subsection B shall contain the ballot question, the full text of the proposed*  
 1291 *constitutional amendment, and a statement of not more than 500 words on such amendment. Such*  
 1292 *explanation shall be presented in plain English, shall be limited to a neutral explanation, which may include*  
 1293 *a brief statement on the effect of a "yes" and "no" vote on the question but shall not include arguments*  
 1294 *submitted by either proponents or opponents of the proposed constitutional amendment.*

1295 *D. The Division of Legislative Services, in consultation with such agencies of state government as may be*  
 1296 *appropriate, including the Office of the Attorney General, shall prepare an explanation for any such*

1297 *proposed constitutional amendment that is approved by the General Assembly on second reference. The*  
 1298 *explanation shall be approved for distribution as to form and content by the Committee on Privileges and*  
 1299 *Elections of the first house of introduction of the resolution proposing the amendment as soon as practicable*  
 1300 *after enactment of the ballot question.*

1301 *E. Any failure to comply with the provisions of this section shall not affect the validity of the constitutional*  
 1302 *amendment.*

1303 **§ 30.1-416. Distribution of information on proposed questions to be submitted to voters.**

1304 *A. For purposes of this section, "plain English" means the same as that term is defined in § 30.1-415.*

1305 *B. Whenever a statewide referendum on a matter other than a constitutional amendment is submitted to*  
 1306 *qualified voters by the General Assembly, the Department of Elections shall cause to be printed and*  
 1307 *distributed to the general registrar of each county and city, not less than 90 days prior to the election, copies*  
 1308 *of information about the referendum to be placed at each registration site in sufficient number to provide a*  
 1309 *copy to any interested person and to be provided to election officials to be posted at the polling places on the*  
 1310 *day of the election. The Department of Elections also shall cause the information to be published by paid*  
 1311 *advertisement in each daily newspaper published in the Commonwealth or in a contiguous state or district*  
 1312 *with an average daily circulation of more than 50,000 in the Commonwealth once during the week preceding*  
 1313 *the final day for registration and once during the week preceding the referendum.*

1314 *C. The information required pursuant to subsection B shall contain the proposed ballot question and*  
 1315 *either (i) a neutral explanation of not more than 500 words on such question or (ii) for any bond referendum,*  
 1316 *a fiscal impact statement. The neutral explanation or the fiscal impact statement shall be presented in plain*  
 1317 *English and shall not present arguments by either proponents or opponents of the proposal. The fiscal impact*  
 1318 *statement shall include descriptions of the need for and anticipated uses of the bond proceeds.*

1319 *D. The Division of Legislative Services, in consultation with such agencies of state government as may be*  
 1320 *appropriate, including the Office of the Attorney General, shall prepare the neutral explanation pursuant to*  
 1321 *clause (i) of subsection C as part of the bill or resolution authorizing the referendum. The staff of the House*  
 1322 *Committee on Appropriations and the Senate Committee on Finance and Appropriations shall each prepare*  
 1323 *a fiscal impact statement pursuant to clause (ii) of subsection C for any bond referendum and assist the*  
 1324 *Division of Legislative Services in preparing the neutral explanation as part of the bill or resolution*  
 1325 *authorizing the referendum.*

1326 *E. Any failure to comply with the provisions of this section shall not affect the validity of the statewide*  
 1327 *referendum.*

## 1328 CHAPTER 5.

### 1329 AUDITOR OF PUBLIC ACCOUNTS.

1330 **§ 30.1-500. Auditor of Public Accounts; election, term, and compensation; vacancy.**

1331 *The two houses of the General Assembly shall, by joint vote, elect the Auditor of Public Accounts for the*  
 1332 *term of four years, as provided in Article IV, Section 18 of the Constitution of Virginia, and he shall be*  
 1333 *compensated as provided in the general appropriation act. In the event that the position of Auditor of Public*  
 1334 *Accounts becomes vacant while the General Assembly is not in session, the Joint Legislative Audit and*  
 1335 *Review Commission shall appoint a successor to serve until 30 days after the commencement of the next*  
 1336 *regular session of the General Assembly.*

1337 **§ 30.1-501. Official bonds.**

1338 *The Auditor of Public Accounts and his employees shall be bonded in accordance with § 2.2-1840,*  
 1339 *conditioned upon the faithful discharge of their duties.*

1340 **§ 30.1-502. Employment of staff; location of offices.**

1341 *A. The Auditor of Public Accounts may employ, with the approval of the Joint Legislative Audit and*  
 1342 *Review Commission, the necessary staff to enable him to carry out the provisions of this chapter.*

1343 *B. The Office of the Auditor of Public Accounts shall be located in the City of Richmond and shall be*  
 1344 *provided with suitable offices as are necessary to carry out the provisions of this chapter.*

1345 **§ 30.1-503. Powers and duties generally.**

1346 *A. The Auditor of Public Accounts shall audit all the accounts of every state department, officer, board,*  
 1347 *commission, institution, or other agency handling any state funds as determined necessary by the Auditor of*  
 1348 *Public Accounts. In the performance of such duties and the exercise of such powers, he may employ the*  
 1349 *services of certified public accountants, provided the cost of such employment shall not exceed such sums as*  
 1350 *may be available from the general appropriation act for the conduct of his office.*

1351 *B. If, at any time, the Auditor of Public Accounts discovers any unauthorized, illegal, irregular, or unsafe*  
 1352 *handling or expenditure of state funds, or if it comes to his attention that any such handling or expenditure of*  
 1353 *state funds is contemplated but not consummated, he shall promptly report such finding to the Governor, the*  
 1354 *Joint Legislative Audit and Review Commission, and the Comptroller. In the event that there is any*  
 1355 *irregularity in the accounts of the Comptroller, the Auditor of Public Accounts shall report such finding to*  
 1356 *the Governor and the General Assembly.*

1357 *C. The Auditor of Public Accounts shall review (i) the information required in § 2.2-1501 to determine*  
 1358 *that state agencies are providing and reporting appropriate information on program and financial*

1359 performance measures and (ii) the accuracy of the management systems used to accumulate and report the  
 1360 results. The Auditor of Public Accounts shall report to the General Assembly the results of such audits and  
 1361 make recommendations, if indicated, for new or revised accountability or performance measures to be  
 1362 implemented for the agencies audited.

1363 D. The Auditor of Public Accounts shall prepare, by November 1, a summary of the results of all of the  
 1364 audits and other oversight responsibilities performed for the most recently ended fiscal year. The Auditor of  
 1365 Public Accounts shall present this summary to the House Committee on Appropriations, the House  
 1366 Committee on Finance, and the Senate Committee on Finance and Appropriations on the day the Governor  
 1367 presents to the General Assembly the Executive Budget in accordance with §§ 2.2-1508 and 2.2-1509 or at  
 1368 the direction of the respective Chair of the House Committee on Appropriations, the House Committee on  
 1369 Finance, or the Senate Committee on Finance and Appropriations at one of their committee meetings prior to  
 1370 the meeting above.

1371 E. As part of his normal oversight responsibilities, the Auditor of Public Accounts shall incorporate into  
 1372 his audit procedures and processes a review process to ensure that the Commonwealth's payments to  
 1373 counties, cities, and towns under Chapter 35.1 (§ 58.1-3523 et seq.) of Title 58.1 are consistent with the  
 1374 provisions of § 58.1-3524. The Auditor of Public Accounts shall report to the Governor and the Chairs of the  
 1375 House Committee on Appropriations and the Senate Committee on Finance and Appropriations annually any  
 1376 material failure by a locality or the Commonwealth to comply with the provisions of Chapter 35.1 of Title  
 1377 58.1.

1378 F. The Auditor of Public Accounts when called upon by the Governor shall examine the accounts of any  
 1379 institution maintained in whole or in part by the Commonwealth; upon the direction of the Comptroller, the  
 1380 Auditor of Public Accounts shall examine the accounts of any officer required to settle his accounts with the  
 1381 Comptroller; and upon the direction of any other state officer at the seat of government, the Auditor of Public  
 1382 Accounts shall examine the accounts of any person required to settle his accounts with such officer.

1383 G. Upon the written request of any member of the General Assembly, the Auditor of Public Accounts shall  
 1384 furnish the requested information and provide technical assistance upon any matter requested by such  
 1385 member.

1386 H. In compliance with the provisions of the federal Single Audit Act Amendments of 1996, P.L. 104-156,  
 1387 the Joint Legislative Audit and Review Commission may authorize the Auditor of Public Accounts to audit  
 1388 annually the accounts pertaining to federal funds received by state departments, officers, boards,  
 1389 commissions, institutions, or other agencies.

1390 I. As part of the audits conducted pursuant to this section, the Auditor of Public Accounts shall review  
 1391 compliance with requirements established pursuant to the provisions of § 2.2-519 and the requirements of the  
 1392 Virginia Debt Collection Act (§ 2.2-4800 et seq.).

1393 **§ 30.1-504. Online database required.**

1394 A. The Office of the Auditor of Public Accounts shall compile and maintain on its website a database  
 1395 providing certain state expenditure, revenue, and demographic information as described in this section. In  
 1396 maintaining the database, the Auditor of Public Accounts shall work with and coordinate his efforts with the  
 1397 Joint Legislative Audit and Review Commission in obtaining, summarizing, and compiling the information to  
 1398 avoid duplication of efforts. By October 15 of each year, the Auditor of Public Accounts shall (i) update the  
 1399 database to provide the information required in this section for the 10 most recently ended fiscal years of the  
 1400 Commonwealth and (ii) distribute the website address of the database to newspapers of general circulation in  
 1401 the Commonwealth.

1402 B. The database shall be made available to citizens of the Commonwealth to allow public access to  
 1403 historical revenue collections and appropriations with related demographic information, to the extent that  
 1404 the information is available and provided to the Auditor of Public Accounts. All state departments, courts  
 1405 officers, boards, commissions, institutions, or other agencies of the Commonwealth shall furnish all  
 1406 information requested by the Auditor of Public Accounts and shall cooperate with him to the fullest extent.

1407 C. For purposes of reporting information and implementing the database pursuant to this section, the  
 1408 Auditor of Public Accounts shall include all appropriated funds and other sources under the control of public  
 1409 institutions of higher education, except for the activity of private gifts, including endowment funds and  
 1410 unrestricted gifts referenced in § 23.1-101. The exclusion of this activity does not affect the public access to  
 1411 these records unless otherwise specifically exempted by law.

1412 D. The database shall contain the following for each of the 10 most recently ended fiscal years of the  
 1413 Commonwealth:

1414 1. Major categories of spending by each secretariat and each agency and institution, including each  
 1415 independent agency, and including within each major category a register of all funds expended, showing  
 1416 vendor name, date of payment, amount, and a description of the type of expense, including credit card  
 1417 purchases with the same information to the extent that the information exists. The database shall include the  
 1418 name, phone number, and email address for a contact at the agency or institution who may be contacted for  
 1419 additional information;

1420 2. The number of full-time state employees for whom the annual rate of pay is more than \$10,000, an

1421 identifier associated with each such employee, and the actual salary, bonuses, and total compensation paid  
1422 during the fiscal year to the employee associated with each identifier, organized by agency;

1423 3. Total fiscal year revenues from all sources broken down by funding source and computed on a per  
1424 capita basis and as a percentage of personal income in the Commonwealth;

1425 4. Total fiscal year spending from federal sources broken down by major category;

1426 5. Population estimates for the Commonwealth by locality;

1427 6. Student enrollment in grades K through 12 by locality;

1428 7. Enrollment in public institutions of higher education of the Commonwealth by institution;

1429 8. Enrollment in private institutions of higher education in the Commonwealth by institution;

1430 9. The annual prison population;

1431 10. Virginia adjusted gross income and Virginia taxable income by locality;

1432 11. The number of citizens in the Commonwealth receiving benefits from the Supplemental Nutrition  
1433 Assistance Program;

1434 12. The number of driver's licenses issued;

1435 13. The number of registered motor vehicles;

1436 14. The number of full-time private sector employees;

1437 15. The number of prepaid tuition contracts outstanding pursuant to Chapter 7 (§ 23.1-700 et seq.) of  
1438 Title 23.1 and the estimated total liability under such contracts;

1439 16. Any state audit or report relating to the programs or activities of an agency;

1440 17. Information on capital outlay payments, including project title, funding date, completion date,  
1441 appropriations, year-to-date expenditures, and unexpended appropriations;

1442 18. Annual bonded indebtedness that shall include the amount of the total original obligation stated in  
1443 terms of principal and interest, the term of the obligation, the amounts of principal and interest previously  
1444 paid to reduce the obligation, the balance remaining of the obligation, and any refinancing of the obligation;  
1445 and

1446 19. Other data as the Auditor of Public Accounts deems appropriate relating to the Commonwealth.

1447 E. The Auditor of Public Accounts shall incorporate into the database the following additional elements  
1448 as they become available through improved enterprise applications or other systems:

1449 1. Commodities, including line item expenditures;

1450 2. The descriptive purpose for a funding action or expenditure;

1451 3. The statute or act of the General Assembly authorizing the issuance of bonds; and

1452 4. Copies of actual grants and contracts.

1453 F. The Auditor of Public Accounts shall incorporate into the database the following enhancements:

1454 1. Graphs, charts, or other visual displays of aggregated data showing (i) current state spending by  
1455 expense category, (ii) year-to-year state spending, and (iii) other data deemed appropriate by the Auditor of  
1456 Public Accounts, including the display of available line item expenditures; and

1457 2. Frequently asked questions and their responses.

1458 **§ 30.1-505. Additional certifications for public institutions of higher education.**

1459 A. For purposes of this section, "public institution of higher education" means the same as that term is  
1460 defined in § 23.1-100.

1461 B. In addition to all other responsibilities and duties required under law, the Auditor of Public Accounts  
1462 shall promptly upon completion of the annual audit for each public institution of higher education certify in  
1463 writing to the rector or chair of the board of visitors or other governing body of the institution, the  
1464 Secretaries of Administration, Education, and Finance, and the Chairs of the House Committee on  
1465 Appropriations, the House Committee on Finance, and the Senate Committee on Finance and Appropriations  
1466 whether or not the institution meets all of the financial and administrative management standards currently  
1467 in effect for public institutions of higher education pursuant to § 23.1-1001 and as may be included in the  
1468 general appropriation act currently in effect. In addition, for any public institution of higher education  
1469 required to develop and implement a plan of corrective action under § 23.1-1001, the Auditor of Public  
1470 Accounts shall at the time of making the certification provide a written evaluation of the institution's progress  
1471 in implementation of the plan and in meeting all of the financial and administrative management standards  
1472 currently in effect.

1473 **§ 30.1-506. Annual review of the collection and distribution of retail sales and use taxes.**

1474 As part of the annual audit of the Department of Taxation, the Auditor of Public Accounts shall perform a  
1475 review of the collection and distribution of the Retail Sales and Use Tax (§ 58.1-600 et seq.), with an  
1476 important focus being the collection and distribution of local retail sales and use taxes. In addition to all  
1477 other responsibilities and duties required under law, the Auditor of Public Accounts shall promptly upon  
1478 completion of the annual review issue a report to the Chairs of the House Committee on Appropriations, the  
1479 House Committee on Finance, and the Senate Committee on Finance and Appropriations and the Tax  
1480 Commissioner of the Department of Taxation. All actions or requests for tax information by the Office of the  
1481 Auditor of Public Accounts for the purpose of conducting the review shall be deemed to be performed in the  
1482 line of duty for purposes of § 58.1-3.

1483 **§ 30.1-507. Audit of accounts of city and county officers handling state funds; audit report;**  
1484 **reimbursement of expenses.**

1485 A. At least once every two years, the Auditor of Public Accounts, either in person or through his staff,  
1486 shall audit all accounts and records of every city and county official and agency in the Commonwealth  
1487 handling state funds, making a detailed written report of any such audit to the Governor, the Joint Legislative  
1488 Audit and Review Commission, and appropriate local officials within 30 days after each audit. Such reports  
1489 shall be public records.

1490 B. Every city and county, the accounts and records of whose officials or agencies are audited in  
1491 accordance with subsection A, shall reimburse the Commonwealth to the extent of one-half of the expense  
1492 connected with the audit, to be paid into the state treasury by the Auditor of Public Accounts. All such sums  
1493 shall be placed by the Comptroller to the credit of the current appropriation made to the Auditor of Public  
1494 Accounts and may be used by him for the purpose of carrying out the provisions of subsection A.

1495 **§ 30.1-508. Inspection of accounts and vouchers; penalty.**

1496 A. The Auditor of Public Accounts or his deputy shall from time to time inspect and scrutinize the  
1497 accounts and vouchers of all state officers referred to in § 2.2-803.

1498 B. The Auditor of Public Accounts shall have access to records of all state institutions, departments, and  
1499 agencies and they shall furnish all information requested by the Auditor of Public Accounts and shall  
1500 cooperate with him to the fullest extent.

1501 C. Every inspection authorized by this section may be made without notice to the official whose accounts  
1502 are to be inspected. It shall be the duty of the official whose books and accounts and vouchers are being  
1503 inspected to produce such records and give the Auditor of Public Accounts or his deputy all necessary aid in  
1504 making the inspection. If any official fails to comply with the requirements of this subsection, he is guilty of a  
1505 Class 1 misdemeanor.

1506 **§ 30.1-509. Power as to witnesses; perjury.**

1507 The Auditor of Public Accounts or his deputy, while conducting any examination authorized by this  
1508 chapter, shall have power to (i) administer an oath to any person whose testimony may be required in any  
1509 such examination, (ii) compel the appearance and attendance of such person for the purpose of any such  
1510 examination and investigation, and (iii) call for any books and records necessary for such examination. If  
1511 any person willfully swears falsely in such examination, he is guilty of perjury.

1512 **§ 30.1-510. State agencies, courts, and local constitutional officers to report certain fraudulent**  
1513 **transactions; penalty.**

1514 A. For purposes of this section, "state government entity" means any state department, court, officer,  
1515 board, commission, institution, or other agency of the Commonwealth, including local constitutional officers  
1516 and appointed officials exercising the powers of elected constitutional officers.

1517 B. Upon the discovery of circumstances suggesting a reasonable possibility that a fraudulent transaction  
1518 has occurred involving funds or property under the control of any state government entity, as to which one or  
1519 more officers or employees of state or local government may be a party, the state agency head, court clerk, or  
1520 local official in charge of such entity shall promptly report such information to the Auditor of Public  
1521 Accounts, the State Inspector General, and the Superintendent of State Police (the Superintendent).

1522 C. The Auditor of Public Accounts, the State Inspector General, or the Superintendent shall review the  
1523 information reported pursuant to subsection B and individually determine the most appropriate method to  
1524 investigate the information. In the event that the Auditor of Public Accounts, the State Inspector General, or  
1525 the Superintendent determines to conduct an investigation, he shall notify the others of the commencement of  
1526 the investigation as soon as practicable, unless the information involves the Auditor of Public Accounts, the  
1527 State Inspector General, or the Superintendent.

1528 D. No state government entity shall employ or contract with any person, firm, corporation, or other legal  
1529 entity to conduct an investigation or audit of information reported pursuant to subsection B without obtaining  
1530 prior written approval from the Auditor of Public Accounts and the Superintendent. Pending  
1531 acknowledgement of the report and receipt of such written approval, the state government entity may use its  
1532 employees to audit the circumstances reported in subsection B to prevent the loss of assets.

1533 E. All state government entities shall cooperate to the fullest extent in any investigation or audit that may  
1534 occur at the direction of the Auditor of Public Accounts or the Superintendent or both as a result of  
1535 information reported pursuant to subsection B.

1536 F. If any person willfully fails to make a report as required by this section, he is guilty of a Class 3  
1537 misdemeanor.

1538 G. Nothing herein shall affect the requirements of § 52-8.2.

1539 **§ 30.1-511. Certain political subdivisions to file report of audit.**

1540 A. For purposes of this section, "financial transactions" does not include financial transactions involving  
1541 notes, bonds, or other evidences of indebtedness of an entity, the proceeds of which are held or advanced by  
1542 a corporate trustee or other financial institution and not received or disbursed directly by such entity.

1543 B. Each authority, commission, district, or other political subdivision the members of whose governing  
1544 body are not elected by popular vote shall annually, within five months after the end of its fiscal year, have

1545 *an audit performed covering its financial transactions for such fiscal year according to the specifications of*  
 1546 *the Auditor of Public Accounts and file with the Auditor of Public Accounts a copy of the report, unless*  
 1547 *exempted in accordance with subsection D.*

1548 *C. Each authority, commission, district, or other political subdivision the members of whose governing*  
 1549 *body are not elected by popular vote and that is reported in the Commonwealth's Annual Comprehensive*  
 1550 *Financial Report as determined by the Comptroller and the Auditor of Public Accounts shall annually, within*  
 1551 *three months after the end of its fiscal year, have an audit performed covering its financial transactions for*  
 1552 *such fiscal year according to the specifications of the Auditor of Public Accounts and file with the Auditor of*  
 1553 *Public Accounts a copy of the report, unless exempted in accordance with subsection D.*

1554 *The Auditor of Public Accounts shall keep such records as public for a period of 10 years from their*  
 1555 *receipt.*

1556 *D. No audit shall be required for an entity as described in subsections B and C during any fiscal year*  
 1557 *during which such entity's financial transactions did not exceed the sum of \$25,000.*

1558 *In the event that an audit is not required, the entity shall file a statement under oath certifying that the*  
 1559 *transactions did not exceed such sum and, as to all transactions involving notes, bonds, or other evidences of*  
 1560 *indebtedness that are exempted, the statement shall be accompanied by an affidavit from the trustee or*  
 1561 *financial institution certifying that it has performed the duties required under the agreement governing such*  
 1562 *transactions. The Auditor of Public Accounts may require an audit if he deems it to be necessary to determine*  
 1563 *the propriety of the entity's financial transactions.*

1564 *E. In the case of a water and sewer authority required by a governing body to have an audit conducted as*  
 1565 *specified in § 15.2-5145, the authority shall file the certified audit with the Auditor of Public Accounts.*

1566 *F. At the time the report required by this section is filed with the Auditor of Public Accounts, every such*  
 1567 *authority, commission, district, or other political subdivision, except those exempted from the audit report*  
 1568 *requirement, shall publish in a newspaper of general circulation in the county, city, or town where such*  
 1569 *entity is located a reference to where a detailed statement reflecting the financial condition of such entity may*  
 1570 *be found.*

1571 *G. Any provision of law, general or special, that by its terms requires an audit that is not required by this*  
 1572 *section shall be repealed to the extent of any conflict.*

1573 **§ 30.1-512. Annual report required.**

1574 *The Auditor of Public Accounts shall make an annual report of the activities of his Office to the Governor*  
 1575 *and the General Assembly.*

1576 **§ 30.1-513. Performance of duties by Joint Legislative Audit and Review Commission upon failure of**  
 1577 **Auditor of Public Accounts to perform duties; procedure.**

1578 *A. Whenever the General Assembly is not in session, the Joint Legislative Audit and Review Commission*  
 1579 *may perform any of the duties of the Auditor of Public Accounts upon its determination that the Auditor of*  
 1580 *Public Accounts is unable or unwilling to perform any of his duties by reason of incapacity, malfeasance in*  
 1581 *office, neglect of duty, conflict of interest, or criminal activity relating to the performance of his duties. Such*  
 1582 *action shall, after notice to the Auditor of Public Accounts and an opportunity to be heard, require a three-*  
 1583 *fifths vote of all members of the Joint Legislative Audit and Review Commission.*

1584 *B. The Joint Legislative Audit and Review Commission's performance of such duties shall be effective*  
 1585 *until the House of Delegates, acting at the next regular or special session of the General Assembly,*  
 1586 *determines whether to institute impeachment proceedings against the Auditor of Public Accounts, as*  
 1587 *provided in Article IV, Section 17 of the Constitution of Virginia, or until the Joint Legislative Audit and*  
 1588 *Review Commission, by a majority vote of its membership, determines that the Auditor of Public Accounts*  
 1589 *can resume the performance of his duties. Upon institution of impeachment proceedings by the House of*  
 1590 *Delegates, the Joint Legislative Audit and Review Commission may continue to perform such duties until the*  
 1591 *conclusion of impeachment proceedings.*

1592 **CHAPTER 6.**

1593 **DIVISION OF CAPITOL POLICE.**

1594 **§ 30.1-600. Division of Capitol Police; powers, duties, and functions.**

1595 *A. The Division of Capitol Police (the Division) may exercise within the limits of Capitol Square; when*  
 1596 *assigned to any other property owned, leased, or controlled by the Commonwealth or any agency,*  
 1597 *department, institution, or commission thereof; and on property pursuant to the provisions of §§ 15.2-1724,*  
 1598 *15.2-1726, and 15.2-1728 all the powers, duties, and functions that are exercised by the law-enforcement*  
 1599 *officers of the locality in which such property is located.*

1600 *B. The jurisdiction of the Division shall further extend 300 feet beyond the boundary of any property its*  
 1601 *officers are required to protect and shall be concurrent with that of the law-enforcement officers of the*  
 1602 *locality in which such property is located.*

1603 *C. The Division shall also have concurrent jurisdiction with the law-enforcement officers of the City of*  
 1604 *Richmond. In addition, a Capitol Police officer who is a detector canine handler shall have concurrent*  
 1605 *jurisdiction with the law-enforcement officers of any locality that has requested the assistance of the Division*  
 1606 *in the detection of firearms, ammunition, explosives, propellants, or incendiaries.*

1607 *D. In any case involving the theft or misappropriation of personal property of any member or employee of*  
 1608 *the General Assembly, the Division shall have concurrent jurisdiction with the law-enforcement officers of*  
 1609 *any county contiguous to the City of Richmond. When assigned to accompany the Governor or Governor-*  
 1610 *elect, members of the Governor's family, the Lieutenant Governor or Lieutenant Governor-elect, the Attorney*  
 1611 *General or Attorney General-elect, members of the General Assembly, or members of the Supreme Court or*  
 1612 *Court of Appeals of Virginia, or when directed to serve a summons issued by the Clerk of the Senate or the*  
 1613 *Clerk of the House of Delegates, a joint committee or commission of the Senate and the House of Delegates,*  
 1614 *or any committee of either house, a Capitol Police officer shall be vested with all the powers and authority of*  
 1615 *a law-enforcement officer of any locality in which the Capitol Police officer is required to be. All members of*  
 1616 *the Division shall be subject to the provisions of § 2.2-1202.1 and Chapter 5 (§ 9.1-500 et seq.) of Title 9.1.*

1617 *E. The assignment of jurisdiction to any property pursuant to this section shall be made in consultation*  
 1618 *with the Clerk of the House of Delegates and the Clerk of the Senate and the Chairs of the House Committee*  
 1619 *on Rules and the Senate Committee on Rules.*

1620 *F. The Division shall have the authority to enter into contracts or agreements necessary or incidental to*  
 1621 *the performance of its duties.*

1622 **§ 30.1-601. Disposal of unclaimed firearms, other weapons, and unclaimed personal property in**  
 1623 **possession of the Division.**

1624 *A. As used in this section:*

1625 *"Unclaimed firearms and other weapons" means any firearm or other weapon belonging to another that*  
 1626 *has been acquired by a law-enforcement officer pursuant to his duties and that (i) is not needed in any*  
 1627 *criminal prosecution; (ii) has not been claimed by its rightful owner; and (iii) will be declined, as indicated*  
 1628 *by the State Treasurer, if remitted under the Virginia Disposition of Unclaimed Property Act (§ 55.1-2500 et*  
 1629 *seq.).*

1630 *"Unclaimed personal property" means any personal property belonging to another that has been acquired*  
 1631 *by a law-enforcement officer pursuant to his duties and that (i) is not needed in any criminal prosecution; (ii)*  
 1632 *has not been claimed by its rightful owner; and (iii) will be declined, as indicated by the State Treasurer, if*  
 1633 *remitted under the Virginia Disposition of Unclaimed Property Act (§ 55.1-2500 et seq.).*

1634 *B. The Division may destroy, subject to the provisions of § 19.2-386.29, unclaimed firearms and other*  
 1635 *weapons and may lawfully dispose of unclaimed personal property when any such item has been in the*  
 1636 *possession of the Division for a period of more than 120 days.*

1637 *C. Destruction or disposal of items pursuant to subsection B shall be at the discretion of the chief of*  
 1638 *police or his designee. The Division may destroy unclaimed firearms and other weapons by any means that*  
 1639 *renders such firearms or weapons permanently inoperable. Prior to the destruction of unclaimed firearms*  
 1640 *and other weapons or disposal of unclaimed personal property, the chief of police or his designee shall (i)*  
 1641 *make reasonable attempts to notify by mail the rightful owner of any such item pursuant to subsection B and*  
 1642 *(ii) obtain a written statement from the attorney for the Commonwealth of the jurisdiction from which the*  
 1643 *unclaimed item came into the possession of the Division advising that the item is not needed in any criminal*  
 1644 *prosecution.*

1645 *D. The Division may dispose of an unclaimed bicycle, electric personal assistive mobility device, electric*  
 1646 *power-assisted bicycle, or moped in accordance with the provisions of § 15.2-1720.*

1647 *E. In lieu of destroying an unclaimed firearm and upon agreement of the Department of Forensic Science,*  
 1648 *the chief of police or his designee may donate the unclaimed firearm to the Department of Forensic Science.*

#### CHAPTER 7.

#### DIVISION OF LEGISLATIVE AUTOMATED SYSTEMS.

1650 **§ 30.1-700. Division of Legislative Automated Systems; supervisory control of Division; appointment of**  
 1651 **Director.**

1652 *A. There shall be a legislative agency known and designated as the Division of Legislative Automated*  
 1653 *Systems (the Division). Supervisory control of the Division shall be vested in the Joint Rules Committee. The*  
 1654 *Joint Rules Committee shall appoint a Director, subject to confirmation by the General Assembly, who shall*  
 1655 *serve at the pleasure of the Joint Rules Committee.*

1656 *In addition to those duties required of the Director by law, he shall perform such other duties as may be*  
 1657 *required of him by the Joint Rules Committee.*

1658 *B. The Director of the Division shall employ such personnel as may be required to carry out the purposes*  
 1659 *of this chapter.*

1660 **§ 30.1-701. Powers and duties of the Division.**

1661 *A. The Division shall have the following powers and duties:*

1662 *1. Operate an automated data processing center and perform computing and programming services for*  
 1663 *the House of Delegates, the Senate of Virginia, and the Division of Legislative Services.*

1664 *2. Establish and maintain an electronic legislative information system that includes the status of bills and*  
 1665 *resolutions active within the legislative process and related information. Electronic access to this information*  
 1666 *shall be made available to all agencies of the Commonwealth and its political subdivisions and conditionally*  
 1667 *available to the public as resources permit.*  
 1668

1669 3. Supervise the printing and distribution of bills, resolutions, joint resolutions, House documents, Senate  
 1670 documents, and other matters directed to be printed for use of the House of Delegates or the Senate of  
 1671 Virginia and intended for temporary use, as well as the printing and distribution of House Journals, Senate  
 1672 Journals, and the Acts of Assembly.

1673 4. Provide technical assistance to the General Assembly of Virginia and to the agencies that directly serve  
 1674 the General Assembly of Virginia.

1675 5. Prepare and publish annually, as soon as practicable after January 1, a listing of designated  
 1676 spokespersons or information officers for each department, agency, board, or commission of state  
 1677 government, as shall be designated by the head of each such entity. Such spokespersons or information  
 1678 officers shall (i) serve as a legislative liaison between any such department, agency, board, or commission  
 1679 and the General Assembly; (ii) act as the official spokesperson representing such department, agency, board,  
 1680 or commission; and (iii) be at all times available to assist members of the General Assembly in seeking  
 1681 solutions to problems of citizens of the Commonwealth.

1682 6. Prepare and publish annually, as soon as practicable after January 1, a report, indexed according to  
 1683 standing committee jurisdiction, on the status of all reports, actions, or data collection that is required by  
 1684 legislation enacted by the General Assembly or otherwise requested by the General Assembly of agencies and  
 1685 collegial bodies of state government. The report for the most recently completed calendar year shall be  
 1686 submitted to the General Assembly and the Governor and made available on the electronic legislative  
 1687 information system.

1688 7. Make and enter into all contracts and agreements necessary or incidental to the performance of its  
 1689 duties and the execution of its powers under this chapter, including contracts with the United States, any  
 1690 other state or territory, or any agency or governmental subdivision of the Commonwealth. The Division shall  
 1691 represent the interests of the General Assembly in activities involving obtaining and maintaining data  
 1692 processing services, electronic components, and other related items.

1693 8. Perform other duties as directed by the Joint Rules Committee.

1694 B. Every document or file maintained or stored on equipment of the Division shall be considered the  
 1695 property of the person for whom the document or file is maintained or stored. Neither the Director of the  
 1696 Division nor any employee of the Division shall reveal any of this property to any person outside of the  
 1697 Division, except with the consent of the owner of the property.

1698 **§ 30.1-702. Electronic legislative information system; access and fees.**

1699 A. The Division shall maintain on the electronic legislative information system the text of the Code of  
 1700 Virginia, the Virginia Administrative Code, and the Virginia Register of Regulations subject to such  
 1701 conditions and restrictions as may be established by the Virginia Code Commission in accordance with its  
 1702 responsibilities for publishing and maintaining the Codes and Register as set forth in § 30.1-810. Copyright  
 1703 interests of the Code publisher, which include case annotations, cross-reference notes, editor's notes,  
 1704 collateral reference notes, and effect of amendment notes, shall not be violated.

1705 B. For the services rendered in providing access to the electronic legislative information system, the  
 1706 Division may charge and collect a fee for each inquiry as determined by the Director of the Division to be a  
 1707 reasonable and sufficient proportion of the costs for maintaining the system and furnishing access. No fee,  
 1708 however, shall be charged to any agency of the legislative branch of the Commonwealth, including individual  
 1709 legislators using the information exclusively for legislative purposes.

1710 Users located outside the geographical limits of the Commonwealth shall be charged an access fee double  
 1711 that referred to in the preceding paragraph.

1712 C. No person shall receive access from the electronic legislative information system for resale without  
 1713 first applying to the Director of the Division. Such application shall be approved only on the condition that a  
 1714 fee equal to 25 percent of the resale charge is paid, which shall be in addition to the other fees provided for  
 1715 in this section.

1716 **§ 30.1-703. Printing and distribution of bills and resolutions, legislative documents, and other state  
 1717 publications; fees.**

1718 A. The Division shall be responsible for printing sufficient copies of every bill, resolution, House  
 1719 document, Senate document, calendar of each house, or other matter directed to be printed for use of the  
 1720 House of Delegates or the Senate of Virginia and may furnish copies of such to any person, firm, or  
 1721 corporation as may apply therefor. The number of such copies furnished to any person, firm, or corporation  
 1722 may be limited by the Division.

1723 B. Within 45 days following the adjournment sine die of any session of the General Assembly, the Division  
 1724 shall distribute to each member of the General Assembly who so requests a copy of each Act of Assembly in  
 1725 the form in which it was signed by the Governor or otherwise enacted into law. Each act so sent shall be  
 1726 clearly denominated with the House of Delegates or Senate bill number assigned to it by the respective house  
 1727 of the General Assembly.

1728 C. Within a reasonable time after the close of each session of the General Assembly, the Division shall  
 1729 cause to be printed and bound the Journals of the House of Delegates and the Senate of Virginia, with an  
 1730 index for each such journal.

1731 *D. The Division shall distribute annually to each member of the General Assembly a request form*  
 1732 *containing a checklist for selection of the Acts of Assembly, the Journals of the House of Delegates and the*  
 1733 *Senate of Virginia, and reports submitted to the General Assembly or any committee, subcommittee,*  
 1734 *commission, agency, or other body within the legislative branch. It is the responsibility of the Division to*  
 1735 *notify each member of the General Assembly of the availability of the publications and that each will be*  
 1736 *forwarded to them by the appropriate entity upon written request. The Division shall forward requested*  
 1737 *reports of legislative entities and shall notify each agency, institution, collegial body, or other governmental*  
 1738 *entity outside of the legislative branch of the names of the members of the General Assembly requesting such*  
 1739 *entity's report.*

1740 *E. The Division may charge and collect in advance a fee determined by the Director of the Division to be*  
 1741 *reasonable and sufficient to cover the cost of printing, binding, and handling; in addition to each such fee,*  
 1742 *the Division shall also charge and collect an amount necessary to cover the cost of mailing if such bill,*  
 1743 *resolution, House document, Senate document, calendar of each house, or other matter directed to be printed*  
 1744 *is to be sent by mail.*

1745 **§ 30.1-704. Submission of reports and executive summaries to the legislative branch.**

1746 *A. Any report required or requested by law or resolution to be submitted to the General Assembly or to*  
 1747 *any committee, subcommittee, agency, or other body within the legislative branch, or the chair or agency*  
 1748 *head of such entity, shall be submitted to the Division in a written or electronic format as provided in the*  
 1749 *procedures for the processing of legislative documents and reports. Such submission shall satisfy the*  
 1750 *requirement for communication to the General Assembly.*

1751 *B. The reports submitted to the Division shall include an executive summary. The Division shall post the*  
 1752 *executive summary and the report on the electronic legislative information system and develop a notification*  
 1753 *process to inform interested persons of such postings. Any requirement for a separate executive summary*  
 1754 *may be satisfied by the submission of a report in a written or electronic format with an executive summary.*

1755 *C. The Director of the Division and the publishing authority may enter into agreements to provide*  
 1756 *equivalent access to the report or the information contained in the report, and such access shall satisfy the*  
 1757 *submission requirement of this section.*

1758 *D. Nothing in this section shall be construed to require the release of information otherwise held*  
 1759 *confidential by law.*

1760 **CHAPTER 8.**

1761 **DIVISION OF LEGISLATIVE SERVICES AND ASSOCIATED COMMISSIONS.**

1762 **Article 1.**

1763 **Division of Legislative Services.**

1764 **§ 30.1-800. Division of Legislative Services; supervisory control of Division; appointment, term, and**  
 1765 **qualifications of Director.**

1766 *A. There shall be a legislative agency known and designated as the Division of Legislative Services (the*  
 1767 *Division). Supervisory control of the Division shall be vested in the Joint Rules Committee.*

1768 *B. The Joint Rules Committee shall appoint a Director, subject to confirmation of the General Assembly,*  
 1769 *who shall serve at the pleasure of the Joint Rules Committee. In addition to those duties required of him by*  
 1770 *law, he shall perform such other duties as may be required of him by the Joint Rules Committee. The Director*  
 1771 *shall be an experienced lawyer and a member of the Virginia State Bar. He shall employ and fix the duties*  
 1772 *and compensation of legislative counsel and such other persons as he deems necessary to carry out the duties*  
 1773 *and responsibilities required by this chapter. All such persons shall be selected solely on the grounds of*  
 1774 *fitness for the performance of the duties assigned to them. Such compensation shall be paid out of*  
 1775 *appropriations made for the purpose.*

1776 **§ 30.1-801. Duties of Division.**

1777 *The Division shall have the following powers and duties:*

1778 *1. Maintain a reference library with a collection to support the work of the Division and the General*  
 1779 *Assembly and to provide general and specific reference services to members of the General Assembly;*

1780 *2. Maintain physical or electronic copies of all bills, resolutions, amendments, reports of committees, and*  
 1781 *other documents printed by order of either house of the General Assembly for any years preceding the*  
 1782 *publication of such documents on the electronic legislative information system;*

1783 *3. Carry out legal and legislative research and analysis for members of the General Assembly and its*  
 1784 *committees;*

1785 *4. Draft bills and resolutions for introduction by a member of the General Assembly, and prepare*  
 1786 *amendments to such bills and resolutions, upon the request of any member of the General Assembly, the*  
 1787 *Governor, any Governor's Secretary, or the head of any legislative, judicial, or independent agency; and*

1788 *5. Advise as to the constitutionality or probable legal effect of proposed legislation; prepare summaries of*  
 1789 *existing laws affected by proposed legislation, compilations of laws in other states relating to the subject*  
 1790 *matter of such legislation, and statements of the operation and effect of such laws; and conduct research as*  
 1791 *to any subject of proposed legislation.*

1792 **§ 30.1-802. Requests for drafting bills or resolutions; bills to conform to request; confidentiality.**

1793 A. All requests for the drafting of bills or resolutions by the Division shall be submitted to the Division in  
 1794 person, by voice transmission, or by electronic means. Each request shall contain sufficient information  
 1795 respecting the policies and purposes that the requester desires incorporated into and accomplished by the  
 1796 bill. Bills drafted by the Division shall conform to such request or any supplementary instructions submitted  
 1797 by the requester.

1798 B. The contents or nature of any request or related supplementary instructions shall not be revealed to  
 1799 any person outside of the Division without the consent of the requester, except such requests or  
 1800 supplementary instructions may be revealed to the Division of Legislative Automated Systems in fulfilling its  
 1801 duties as provided in § 30.1-701. However, and unless specifically directed otherwise, the Director or a  
 1802 Division employee may reveal the nature of a request when seeking information from any person to assist in  
 1803 drafting the bill, and whenever the Director or a Division employee receives a request that is substantially  
 1804 the same as one previously received, he may so inform the person submitting the similar request.

1805 C. All legislative drafting requests and accompanying documents shall be maintained by the Division as  
 1806 permanent records. Each of these separate files shall be considered the property of the requester and no one  
 1807 other than employees of the Division shall have access to any such file without the specific approval of the  
 1808 requester.

1809 **§ 30.1-803. Privileges of employees of the Division.**

1810 The employees of the Division shall be entitled to those rights and privileges granted to members and  
 1811 members-elect of the General Assembly pursuant to §§ 30.1-101, 30.1-104, and 30.1-105.

1812 **§ 30.1-804. Use of state libraries; withdrawal of books; charges.**

1813 A. The Director and all employees of the Division shall have access to the State Law Library and The  
 1814 Library of Virginia, with the right to withdraw any books, pamphlets, or printed data from either library, to  
 1815 support the performance of their duties, subject to the rules of the libraries as to time.

1816 B. Upon the request of the Division, the library of any public institution of higher education in the  
 1817 Commonwealth shall furnish to the Division photocopies of materials on file without any charge except the  
 1818 actual cost of photocopying. Such libraries shall not charge the Division for any library exchange services.

1819 Article 2.

1820 Virginia Code Commission.

1821 **§ 30.1-805. Virginia Code Commission; purpose.**

1822 The Virginia Code Commission (the Commission) is established in the legislative branch of state  
 1823 government. The purpose of the Commission is to arrange for and oversee the publication of the Code of  
 1824 Virginia, the Virginia Administrative Code, and the Virginia Register of Regulations as provided for in  
 1825 § 2.2-4031.

1826 **§ 30.1-806. Membership; terms.**

1827 A. The Commission shall have a total membership of 13 members that shall include four legislative  
 1828 members, six nonlegislative citizen members, and three ex officio members. Members shall be appointed as  
 1829 follows:

1830 1. Two members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 1831 accordance with the principles of proportional representation contained in the Rules of the House of  
 1832 Delegates for terms coincident with their terms as members of the House of Delegates;

1833 2. Two members of the Senate to be appointed by the Senate Committee on Rules for terms coincident with  
 1834 their terms as members of the Senate;

1835 3. Two circuit court judges, both of whom may be retired or inactive, one to be appointed by the Speaker  
 1836 of the House of Delegates and one to be appointed by the Senate Committee on Rules for terms of four years  
 1837 each;

1838 4. One former member of the House of Delegates to be appointed by the Speaker of the House of  
 1839 Delegates and one former member of the Senate to be appointed by the Senate Committee on Rules for terms  
 1840 of four years each who shall be entitled to all the rights granted under § 30.1-105; and

1841 5. One nonlegislative citizen member to be appointed by the Speaker of the House of Delegates and one  
 1842 nonlegislative citizen member to be appointed by the Senate Committee on Rules for terms of four years each.  
 1843 Such appointees may be recommended by the Commission and shall have demonstrated legal knowledge and  
 1844 experience in the codification of session laws and recodification of statutes. Vacancies shall be filled in the  
 1845 same manner as the original appointments. Each member approved pursuant to this subdivision shall be  
 1846 entitled to all the rights granted under § 30.1-105.

1847 The Governor, the Attorney General, and the Director of the Division of Legislative Services or their  
 1848 designees shall serve ex officio with nonvoting privileges.

1849 B. All members of the Commission shall serve until the expiration of their terms or until their successors  
 1850 qualify. Vacancies shall be filled for the unexpired terms in the manner of the original appointments.

1851 **§ 30.1-807. Compensation; expenses.**

1852 Current legislative members of the Commission shall receive compensation as provided in § 30.1-109.  
 1853 Other members of the Commission shall receive compensation as provided in § 2.2-2813 for their services.  
 1854 All members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of

1855 *their duties as provided in §§ 2.2-2813 and 2.2-2825. Funding for the costs of compensation and expenses of*  
 1856 *the members shall be provided from existing appropriations to the Commission.*

1857 **§ 30.1-808. Quorum; chair and vice-chair; meetings.**

1858 *A majority of the members of the Commission shall constitute a quorum. The Commission shall elect a*  
 1859 *chair and vice-chair from among its membership who shall be members of the General Assembly. Meetings of*  
 1860 *the Commission shall be held at the call of the chair or whenever the majority of the members so request.*

1861 **§ 30.1-809. Staffing.**

1862 *The Division of Legislative Services shall provide administrative staff support to the Commission. The*  
 1863 *Commission may also directly employ part-time or full-time personnel as necessary, including experts who*  
 1864 *have special knowledge of specific titles of the Code being revised.*

1865 **§ 30.1-810. Publication of Code of Virginia, Virginia Administrative Code, and Virginia Register of**  
 1866 **Regulations; authority regarding type and form.**

1867 *The Commission may arrange for the Code of Virginia, the Virginia Administrative Code, and the*  
 1868 *Virginia Register of Regulations to be (i) printed and published by or at the expense of the Commonwealth*  
 1869 *and sold and otherwise distributed by the Commonwealth or (ii) privately printed and published, under the*  
 1870 *direction and supervision of the Commission and upon such terms as the Commission may provide, and sold*  
 1871 *and distributed by the publisher upon such terms, including terms as to price, as the Commission may*  
 1872 *provide.*

1873 *The Commission shall have full discretion to arrange for the publication of annotated or unannotated*  
 1874 *copies of the Code of Virginia, the Virginia Administrative Code, and the Virginia Register of Regulations; to*  
 1875 *fix the number of volumes; and to decide all questions of form, makeup, and arrangement, including title*  
 1876 *pages, prefaces, annotations, indices, tables of contents and reference, appendices, paper, type, binding, and*  
 1877 *lettering. The Commission may arrange for the Code of Virginia and the Virginia Administrative Code to be*  
 1878 *made permanent editions and kept current by means of supplements and replacement volumes.*

1879 **§ 30.1-811. Contracting with publishers; property rights regarding Code of Virginia and Virginia**  
 1880 **Administrative Code material.**

1881 *A. The Commission may enter into contracts for such editorial work, printing, indexing, annotating, and*  
 1882 *other work as may be necessary. All parts of any code published or authorized to be published by the*  
 1883 *Commission, including statute text, regulation text, catchlines, historical citations, numbers of sections,*  
 1884 *articles, chapters and titles, frontal analyses, and revisor's notes, shall become and remain the exclusive*  
 1885 *property of the Commonwealth to be used only as the Commission may direct. However, the Commission*  
 1886 *shall acknowledge a property right in and the right to copyright materials prepared and added to any code*  
 1887 *by the person preparing it. Such materials may include case annotations, indices, various notes concerning*  
 1888 *sections, and reference tables.*

1889 *B. Trade secrets or proprietary information submitted by any person contracting or proposing to contract*  
 1890 *with the Commission in connection with the publication of (i) the Code of Virginia, (ii) the Virginia*  
 1891 *Administrative Code, or (iii) any other materials published by the Commission shall not be subject to public*  
 1892 *disclosure under the Virginia Freedom of Information Act (§ 2.2-3700 et seq.). However, the person shall*  
 1893 *invoke the protections of this subsection prior to or upon submission of the data or other materials to be*  
 1894 *protected and state the reasons why protection is necessary. The Commission may, in closed session, discuss,*  
 1895 *consider, review, or deliberate upon proposals that contain trade secrets or proprietary information*  
 1896 *submitted by any person contracting or proposing to contract with the Commission in connection with the*  
 1897 *publication of the Code of Virginia or the Virginia Administrative Code.*

1898 **§ 30.1-812. Codification of session laws.**

1899 *Immediately following each regular session of the General Assembly, the Commission shall arrange for*  
 1900 *the codification and incorporation into the Code of Virginia of all general and permanent statutes enacted at*  
 1901 *such regular session and at all special sessions that have occurred between that regular session and the*  
 1902 *immediately preceding regular session. The statutes may be incorporated by supplements to each volume,*  
 1903 *replacement of any volume, or a combination thereof.*

1904 *Unless prevented by unusual circumstances, this work and the distribution of each supplement and*  
 1905 *replacement volume shall be completed prior to the date when the statutes contained in each such supplement*  
 1906 *and replacement volume become effective.*

1907 **§ 30.1-813. Authority for minor changes to the Code of Virginia and Virginia Administrative Code.**

1908 *A. The Commission may correct unmistakable printer's errors, misspellings, and other unmistakable*  
 1909 *errors in (i) the statutes as incorporated into the Code of Virginia and (ii) the regulations as incorporated*  
 1910 *into the Virginia Administrative Code and may make consequential changes in the titles of officers and*  
 1911 *agencies or when otherwise made necessary by the use of titles, terminology and references, or other*  
 1912 *language no longer appropriate.*

1913 *B. The Commission may renumber, rename, and rearrange (i) any Code of Virginia titles, chapters,*  
 1914 *articles, and sections in the statutes adopted, and make corresponding changes in lists of chapter, article,*  
 1915 *and section headings, catchlines, and tables, and (ii) any Virginia Administrative Code titles, sections, or*  
 1916 *other divisions within the regulations that have been proposed or adopted or have become effective, and*

1917 *make corresponding changes in lists of subject and section headings, catchlines, and tables, when, in the*  
 1918 *judgment of the Commission, it is necessary because of any disturbance or interruption of orderly or*  
 1919 *consecutive arrangement.*

1920 *C. The Commission may correct unmistakable errors in cross-references to Code of Virginia or Virginia*  
 1921 *Administrative Code sections and may change cross-references to such sections that have become outdated*  
 1922 *or incorrect due to subsequent amendment to, revision of, or repeal of the sections to which reference is*  
 1923 *made.*

1924 *D. The Commission may omit from the statutes incorporated into the Code of Virginia and from the*  
 1925 *regulations incorporated into the Virginia Administrative Code those provisions that, in the judgment of the*  
 1926 *Commission, are inappropriate in a code, including effective date clauses, clauses providing for specific*  
 1927 *nonrecurring appropriations, and general repealing clauses.*

1928 **§ 30.1-814. Ongoing responsibility for repeal of obsolete statutes and Acts of Assembly.**

1929 *The Commission shall periodically review the Code of Virginia and uncodified provisions in the Acts of*  
 1930 *Assembly to identify obsolete chapters, articles, sections, or enactments and recommend to the General*  
 1931 *Assembly legislation amending or repealing such statutes or acts as the Commission deems appropriate.*

1932 **§ 30.1-815. Revision of the Code of Virginia; construction of statutes relating to titles amended.**

1933 *A. The Code of Virginia shall continue to be gradually revised by revising one title at a time. The*  
 1934 *Commission shall have the responsibility for drafting title revision and recodification bills for introduction*  
 1935 *into the General Assembly.*

1936 *B. During the recodification or title revision process, the Commission shall evaluate the need for and*  
 1937 *recommend the repeal of any section or provision relating to the revised title that has not been implemented*  
 1938 *during any of the previous five years because sufficient funds were not appropriated by the General*  
 1939 *Assembly. The House Committee on Appropriations and the Senate Committee on Finance and*  
 1940 *Appropriations shall assist the Commission in determining which sections and provisions of the Code of*  
 1941 *Virginia meet these conditions for repeal.*

1942 *C. In the revision of each title, all other sections of the Code of Virginia relating to the same subject*  
 1943 *matter shall be revised to the extent necessary. Whenever in a title revision or recodification bill an existing*  
 1944 *section of a title of the Code of Virginia is repealed and replaced with a renumbered section and that section*  
 1945 *so repealed was effective with an uncodified enactment, the repeal of that section, alone, shall not affect the*  
 1946 *uncodified enactment. The title revision or recodification bill shall expressly repeal the uncodified enactment*  
 1947 *in order for the enactment to be repealed.*

1948 *D. Whenever, during any session of the General Assembly, there shall have been enacted any statute*  
 1949 *purporting to revise, rearrange, amend, and recodify any title of the Code of Virginia, such statute shall be*  
 1950 *deemed to have been enacted prior to any other statute enacted at such session adding to, repealing, or*  
 1951 *amending and reenacting any portion of such title. Every such other statute shall be deemed to have so added*  
 1952 *to, repealed, or amended and reenacted, as the case may be, such title as so revised, rearranged, amended,*  
 1953 *and recodified. Effect shall be given to any such other, or subsequent, statute only to the extent of any*  
 1954 *apparent changes in the law as it existed prior to such session.*

1955 **§ 30.1-816. Publication of Virginia State Bar advisory opinions.**

1956 *The Commission, in conjunction with the Virginia State Bar, shall arrange for the incorporation of all*  
 1957 *advisory opinions issued by the Virginia State Bar's Standing Committee on Legal Ethics into the Code of*  
 1958 *Virginia. Such opinions, including appropriate indices, may be incorporated into the Code of Virginia by the*  
 1959 *addition of a volume to the Code and kept current by means of pocket parts or supplements and by*  
 1960 *replacement volumes.*

1961 **§ 30.1-817. Publication of Virginia compacts.**

1962 *The Commission shall annually arrange for the codification and incorporation into the Code of Virginia*  
 1963 *of all general, special, and limited compacts to which the Commonwealth is a party. Within the discretion of*  
 1964 *the Commission, such incorporation may be through insertion within the existing text and organization of the*  
 1965 *Code of Virginia or as a freestanding volume.*

1966 *The Commission shall, on or before July 1 of each year, transmit to the Secretary of the Commonwealth a*  
 1967 *copy of each new, amended, or repealed compact as it was adopted by the Commonwealth in accordance*  
 1968 *with § 2.2-403.*

1969 **§ 30.1-818. Responsibilities as to administrative law; appointment of Administrative Law Advisory**  
 1970 **Committee; staff.**

1971 *A. In conjunction with the responsibility granted to the Commission for publishing and maintaining the*  
 1972 *Virginia Administrative Code pursuant to § 30.1-810, the Commission shall continually monitor the*  
 1973 *operation of the Administrative Process Act (§ 2.2-4000 et seq.) and the Virginia Register Act (§ 2.2-4100 et*  
 1974 *seq.) to ensure that those laws provide administrative agencies of the Commonwealth with the most practical*  
 1975 *means for the promulgation, amendment, and repeal of administrative law within the powers granted to such*  
 1976 *agencies by the General Assembly, and to recommend periodically such changes as it deems appropriate.*

1977 *B. The Commission may appoint an Administrative Law Advisory Committee (the Advisory Committee) to*  
 1978 *assist the Commission in fulfilling its responsibilities under subsection A. The chair of the Advisory*

1979 Committee may be a member of and shall be appointed by the Commission.

1980 1. The Advisory Committee is a legislative branch agency and may consist of representatives from state  
1981 agencies, the Office of the Executive Secretary of the Supreme Court, the regulated communities, consumer  
1982 and other public interest groups, local governments, the bar, and the academic community. The number of  
1983 members shall be determined by the Commission but shall not exceed 12. Members shall serve two-year  
1984 terms and shall be reimbursed for their expenses incurred in attending meetings and other functions of the  
1985 Advisory Committee.

1986 2. The Advisory Committee shall submit an annual work plan and budget to the Commission for approval.  
1987 Funds necessary to support any such budget approved by the Commission shall be paid from sums  
1988 appropriated to the Commission. The Commission may authorize the Advisory Committee to undertake  
1989 research projects, hire consultants, sponsor conferences, hold public hearings, conduct surveys, and engage  
1990 in other efforts consistent with assisting the Commission in fulfilling its responsibilities under subsection A.  
1991 The Advisory Committee shall report its findings and recommendations annually to the Commission, and that  
1992 report shall be forwarded to the General Assembly and the Governor.

1993 3. The Division of Legislative Services shall provide administrative staff support to the Advisory  
1994 Committee.

### Article 3.

#### Joint Commission on Administrative Rules.

#### § 30.1-819. Definitions.

1998 As used in this article, unless the context requires a different meaning:

1999 "Agency" means any authority, commission, instrumentality, officer, board, or other unit of the state  
2000 government empowered by the basic laws to make regulations or decide cases.

2001 "Commission" means the Joint Commission on Administrative Rules.

2002 "Rule" or "regulation" means any statement of general application that has the force of law, affects the  
2003 rights or conduct of any person, and is adopted by an agency in accordance with the authority conferred on it  
2004 by applicable laws of the Commonwealth.

#### § 30.1-820. Joint Commission on Administrative Rules; purpose.

2006 The Joint Commission on Administrative Rules is established in the legislative branch of state  
2007 government. The purpose of the Commission is to (i) review existing agency rules, regulations, and practices;  
2008 (ii) review agency rules or regulations during the promulgation or final adoption process; and (iii) make  
2009 recommendations to the General Assembly and the Governor.

#### § 30.1-821. Membership; terms.

2011 A. The Commission shall have a total membership of 12 legislative members. Members shall be appointed  
2012 as follows:

2013 1. Seven members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
2014 accordance with the principles of proportional representation contained in the Rules of the House of  
2015 Delegates; and

2016 2. Five members of the Senate to be appointed by the Senate Committee on Rules.

2017 B. Members shall serve for terms coincident with their terms of office. Members may be reappointed.  
2018 Vacancies occurring other than by expiration of a term shall be filled for the unexpired term. Vacancies shall  
2019 be filled in the same manner as the original appointments.

#### § 30.1-822. Quorum; chair and vice-chair.

2021 Six members of the Commission shall constitute a quorum. The Commission shall elect a chair and vice-  
2022 chair from among its members.

#### § 30.1-823. Compensation; expenses.

2024 Members of the Commission shall receive compensation as provided in § 30.1-109 and shall be  
2025 reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided  
2026 in §§ 2.2-2813 and 2.2-2825. However, all such expense payments shall come from existing appropriations to  
2027 the Commission.

#### § 30.1-824. Powers and duties of the Commission.

2029 A. The Commission shall have the following powers and duties:

2030 1. Review proposed rules and regulations of any agency during the promulgation or final adoption  
2031 process and determine whether or not the rule or regulation (i) is authorized by statute; (ii) complies with  
2032 legislative intent; (iii) will cause a substantial reduction in private sector employment; and (iv) contains any  
2033 mandate that improperly burdens businesses or would impose a significant adverse economic impact on a  
2034 locality, business, or entity particularly affected as defined in § 2.2-4007.04;

2035 2. Review the effect of the rule or regulation on (i) the economy; (ii) the protection of the  
2036 Commonwealth's natural resources pursuant to Article XI, Section 1 of the Constitution of Virginia; (iii)  
2037 government operations of the Commonwealth and localities; and (iv) affected persons and businesses;

2038 3. File with the Registrar of Regulations and the agency promulgating the regulation an objection to a  
2039 proposed or final adopted regulation;

2040 4. Suspend the effective date of any portion or all of a final regulation with the concurrence of the

2041 Governor as provided in subsection B of § 2.2-4014;

2042 5. Make recommendations to the General Assembly and the Governor for action based on its review of  
2043 any proposed rule or regulation;

2044 6. Review any existing agency rule, regulation, or practice or the failure of an agency to adopt a rule and  
2045 recommend to the General Assembly and the Governor that a rule be modified, repealed, or adopted; and

2046 7. Conduct an ongoing review of the exemptions authorized by the Administrative Process Act (§ 2.2-4000  
2047 et seq.) in accordance with subsections B and D of § 2.2-4005 on a schedule established by the Commission.

2048 B. If the Commission finds that a rule or regulation improperly burdens businesses or would impose a  
2049 significant adverse economic impact on a locality, business, or entity particularly affected, it shall report  
2050 quarterly to the General Assembly and the Governor on any such regulation. The report shall contain a  
2051 statement of any position taken by the Commission on any such regulation.

2052 C. If the Commission decides to seek suspension of a final rule or regulation, it shall deliver a statement  
2053 to the Governor, signed by a majority of the members of the Commission, asking the Governor to concur in  
2054 delaying the effective date of a portion or all of the final regulation until the end of the next regular  
2055 legislative session as provided in §§ 2.2-4014 and 2.2-4015.

2056 D. Based upon its review of (i) any final rule or regulation during the promulgation or final adoption  
2057 process or (ii) any existing agency rule, regulation, or practice or failure of an agency to adopt a rule or  
2058 regulation, the Commission may prepare and arrange for the introduction of a bill to clarify the intent of the  
2059 General Assembly when the General Assembly has enacted a law or to correct any misapplication of a law by  
2060 an agency.

2061 **§ 30.1-825. Staffing; cooperation and assistance.**

2062 The Division of Legislative Services shall provide administrative staff support to the Commission. All  
2063 agencies, authorities, and institutions of the Commonwealth shall cooperate and provide such assistance to  
2064 the Commission as the Commission may request.

2065 Article 4.

2066 Commissioners for the Promotion of Uniformity of Legislation.

2067 **§ 30.1-826. Commissioners for the Promotion of Uniformity of Legislation; terms; expenses.**

2068 A. There shall be appointed by the Governor three Commissioners who, with the Director of the Division  
2069 of Legislative Services and any persons appointed as life members, are hereby constituted a board of  
2070 Commissioners for the Promotion of Uniformity of Legislation in the United States. The three Commissioners  
2071 appointed by the Governor shall serve for a term of four years, with each such term commencing on October  
2072 1. A Commissioner appointed by the Governor shall serve until his successor is appointed.

2073 B. Each of the appointed Commissioners shall hold office at the pleasure of the Governor, and except for  
2074 life members and the Director of the Division of Legislative Services, shall serve for a term of four years.  
2075 Vacancies shall be filled by the Governor for unexpired terms.

2076 C. The Commissioners shall receive no compensation for their services, but their necessary travel and  
2077 hotel expenses shall be reimbursed, subject to the approval of the Joint Rules Committee or to the joint  
2078 approval of the Speaker of the House of Delegates and the Chair of the Senate Committee on Rules, and shall  
2079 be paid out of any funds that may be appropriated for such purposes.

2080 **§ 30.1-827. Duties; staff.**

2081 A. It is the duty of the Commissioners to examine subjects on which uniformity is desirable, to ascertain  
2082 the best means to effect uniformity in the laws of the states, to represent the Commonwealth in conventions of  
2083 like Commissioners appointed by other states to consider and draft uniform laws to be submitted for adoption  
2084 by the several states, and to devise and recommend such other course of action as shall best accomplish the  
2085 purpose of this article.

2086 B. The Commissioners shall, on or before December 1 of each year, make a detailed report to the General  
2087 Assembly on their work and activities. The Division of Legislative Services shall provide administrative staff  
2088 support.

2089 CHAPTER 9.

2090 JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION.

2091 Article 1.

2092 Joint Legislative Audit and Review Commission.

2093 **§ 30.1-900. Joint Legislative Audit and Review Commission; purpose.**

2094 The Joint Legislative Audit and Review Commission (the Commission) is established in the legislative  
2095 branch of state government. The purpose of the Commission is to (i) review the operations of state agencies  
2096 and programs and (ii) study and report on such topics as requested by the General Assembly.

2097 **§ 30.1-901. Membership; terms; voting on recommendations.**

2098 A. The Commission shall have a total membership of 15 members that shall include 14 legislative  
2099 members and one ex officio member. Members shall be appointed as follows:

2100 1. Nine members of the House of Delegates to be appointed by the Speaker of the House of Delegates, of  
2101 whom at least five shall be members of the House Committee on Appropriations; and

2102 2. Five members of the Senate to be appointed by the Senate Committee on Rules, of whom at least two

2103 shall be members of the Senate Committee on Finance and Appropriations.

2104 The Auditor of Public Accounts shall serve *ex officio* with nonvoting privileges.

2105 B. Members shall serve terms coincident with their terms of office. Members may be reappointed for  
2106 successive terms.

2107 C. No recommendation of the Commission shall be adopted if a majority of the Senate members or a  
2108 majority of the House members appointed to the Commission (i) vote against the recommendation and (ii)  
2109 vote for the recommendation to fail notwithstanding the majority vote of the Commission.

2110 **§ 30.1-902. Compensation; expenses.**

2111 Members of the Commission shall receive such compensation as provided in § 30.1-109 and shall be  
2112 reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided  
2113 in §§ 2.2-2813 and 2.2-2825. Funding for the costs of compensation and expenses of the members shall be  
2114 provided from existing appropriations to the Commission. Adequate office space shall be provided by the  
2115 Commonwealth.

2116 **§ 30.1-903. Chair and vice-chair; quorum; meetings.**

2117 The Commission shall elect a chair and vice-chair from among its membership. A majority of the  
2118 members shall constitute a quorum. Meetings of the Commission shall be held upon the call of the chair or  
2119 whenever the majority of the members so request.

2120 **§ 30.1-904. Director, executive staff, and personnel.**

2121 The Commission shall appoint, subject to confirmation by a majority of the members of the General  
2122 Assembly, a Director and fix his duties and compensation. The Director may, with prior approval of the  
2123 Commission, employ and fix the duties and compensation of an adequate executive staff as may be required  
2124 to perform the studies, research, and budget analyses required by this article. The Director and the executive  
2125 staff shall be appointed for a term of six years and shall consist of professional persons having experience  
2126 and training in program and policy evaluation and management and cost analyses. The Director and any  
2127 executive staff member may be removed from office for cause by a majority vote of the Commission. Such  
2128 other professional personnel, consultants, and administrative employees may be hired or contracted by the  
2129 Commission on such terms and conditions as set forth by the Commission.

2130 **§ 30.1-905. Powers and duties of the Commission.**

2131 A. For the purposes of this section, "state agency" means all executive, judicial, and legislative entities of  
2132 the Commonwealth as well as all constitutionally or statutorily created state entities.

2133 B. The Commission shall have the following powers and duties:

2134 1. Make performance reviews of operations of state agencies and programs to ascertain that sums  
2135 appropriated have been or are being expended for the purposes for which such appropriations were made  
2136 and to evaluate the effectiveness of programs in accomplishing legislative intent;

2137 2. Conduct reviews and analyses of public policy topics as requested by the General Assembly;

2138 3. Make such special studies and reports of the operations and functions of state agencies and programs  
2139 as it deems appropriate and as may be requested by the General Assembly;

2140 4. Make such reports on its findings and recommendations at such time and in such manner as the  
2141 Commission deems proper and submit such reports to the concerned state agencies, the General Assembly,  
2142 and the Governor. Such reports shall relate to the following matters:

2143 a. Ways in which state agencies and programs may operate more economically and efficiently;

2144 b. Ways in which state agencies and programs can provide better services to the Commonwealth and to  
2145 the people; and

2146 c. Areas in which the functions of state agencies and programs are duplicative, overlapping, or failing to  
2147 accomplish legislative objectives or for any other reason should be redefined or redistributed; and

2148 5. At the request of the chair of a House or Senate standing committee where a bill resides, review the  
2149 fiscal impact statement associated with a bill after such statement is issued.

2150 C. The work of the Commission's staff shall be directed by statute, joint resolution approved by the House  
2151 of Delegates and the Senate, or resolution or other directive approved by the Commission.

2152 **§ 30.1-906. Supplementary reports.**

2153 The Commission shall prepare supplementary reports of the program reviews and evaluations called for  
2154 in § 30.1-905 in the following manner:

2155 1. At least once in each biennium and at such other times as the Commission deems necessary, a report  
2156 shall be made to the General Assembly that includes (i) annotations of reports previously issued, (ii) a  
2157 summary of significant actions taken by executive agencies in response to reports and recommendations  
2158 previously issued, and (iii) matters pertaining to the report topics that may require additional legislative  
2159 attention and consideration.

2160 2. State agencies involved in matters that have been studied under the provisions of § 30.1-905 may be  
2161 required to communicate to the Commission at a hearing called for such purpose or in writing the status of  
2162 actions completed or being taken in response to reports and recommendations previously issued.

2163 3. In the event a report of the Commission cites waste, extravagance, unauthorized activities, or other  
2164 significant deficiencies that result in the misuse of public funds, a supplementary report shall be made at such

2165 *time as the Commission deems appropriate, providing the General Assembly with (i) a review of the problem,*  
 2166 *(ii) recommendations made by the Commission or other legislative committee to correct the problem, (iii)*  
 2167 *actions taken or planned by the state agency to correct the problem, and (iv) such other matters as may*  
 2168 *require additional legislative attention to correct the problem.*

2169 *Supplementary reports published by the Commission shall be issued to the relevant state agencies,*  
 2170 *members of the General Assembly, and the Governor.*

2171 **§ 30.1-907. Annual report on state spending.**

2172 *A. No later than November 30 of each year, the Commission shall provide to the General Assembly and*  
 2173 *the Governor an annual report on state spending to be published as a state document that shall include (i) an*  
 2174 *identification and analysis of spending functions and programs that could be consolidated with other*  
 2175 *programs without diminishing the quality of the services provided to the citizens of the Commonwealth; (ii)*  
 2176 *an identification and analysis of those spending functions or programs that no longer have a distinct and*  
 2177 *discernible mission or are not performing their missions efficiently; (iii) an identification and analysis of the*  
 2178 *state programs that have had the largest impact on the growth of state spending over the prior five biennia in*  
 2179 *dollar terms; (iv) an identification and analysis of the state programs growing the fastest in percentage*  
 2180 *terms; (v) for the state programs identified as the largest or fastest growing, comparisons of the growth in*  
 2181 *spending on those programs to the rate of increase in inflation and the growth in populations served by those*  
 2182 *programs over a comparable time period; (vi) an analysis of the causes for the growth in spending on the*  
 2183 *largest and fastest-growing state programs and whether the growth in spending appears rationally related to*  
 2184 *the rates of increase in inflation, tax relief measures, mandated expenditures, populations served, or any*  
 2185 *other related matter; and (vii) such other related issues as it deems appropriate.*

2186 *B. All agencies of the Commonwealth shall provide assistance to the Commission in the preparation of*  
 2187 *this report upon request.*

2188 **§ 30.1-908. State agencies to furnish information and assistance.**

2189 *A. For the purposes of this section, "state agency" means all executive, judicial, and legislative entities of*  
 2190 *the Commonwealth as well as all constitutionally or statutorily created state entities.*

2191 *B. All state agencies and their staff and employees shall provide the Commission with the necessary*  
 2192 *information for the performance of its duties and to afford the Commission's staff ample opportunity to*  
 2193 *observe state agency operations.*

2194 *C. The clerk of each circuit court shall provide the Commission with all case data in an electronic format*  
 2195 *from such court's own case management system or the statewide Circuit Case Management System upon*  
 2196 *request of the Commission. If the statewide Circuit Case Management System is used by the clerk when*  
 2197 *requested by the Commission, the Executive Secretary of the Supreme Court shall provide for the transfer of*  
 2198 *such data to the Commission. The Commission may use such data for research, evaluation, or statistical*  
 2199 *purposes only and shall ensure the confidentiality and security of the data. The Commission shall only*  
 2200 *publish analyses based on such data as needed for its reports, fiscal impact reviews, or racial and ethnic*  
 2201 *impact statements as required by the General Assembly. The Commission shall not publish personal or case*  
 2202 *identifying information, including names, social security numbers, and dates of birth, that may be included in*  
 2203 *such data. Upon transfer to the Commission, such data shall not be subject to the Virginia Freedom of*  
 2204 *Information Act (§ 2.2-3700 et seq.). Except for the publishing of personal or case identifying information,*  
 2205 *including names, social security numbers, and dates of birth, the restrictions in this section shall not prohibit*  
 2206 *the Commission from sharing aggregate data in reports, fiscal impact reviews, or racial and ethnic impact*  
 2207 *statements.*

2208 **§ 30.1-909. Auditor of Public Accounts to render assistance upon request; relationship to Commission.**

2209 *The Commission may request and receive the assistance of the staff of the Auditor of Public Accounts in*  
 2210 *making desired special studies and fiscal reviews within the manpower limitations of his office. The*  
 2211 *Commission may serve as an advisory and contact agency for the Auditor of Public Accounts to make such*  
 2212 *special reports as he may be required by law to submit to the General Assembly.*

2213 **§ 30.1-910. Advisory committees.**

2214 *The Commission may associate with itself such advisory committees as it deems necessary to advise it*  
 2215 *with respect to what business practices can be adopted to achieve greater economies and more efficient*  
 2216 *service. The expenses of the members of such committees shall be paid from the funds of the Commission.*

2217 **§ 30.1-911. Operational and programmatic efficiency and effectiveness reviews.**

2218 *A. In addition to the review and evaluation of state entities pursuant to the Legislative Program Review*  
 2219 *and Evaluation Act (§ 30.1-914 et seq.), the Commission may establish an operational and programmatic*  
 2220 *efficiency and effectiveness review and assessment of any state departments, agencies, and programs. The*  
 2221 *Commission may contract with a United States-based private management consulting firm to conduct the*  
 2222 *efficiency and effectiveness review and assessment. Such contract shall be pursuant to a fixed price contract*  
 2223 *and shall not provide for any payment resulting from the implementation of any recommendations of the*  
 2224 *review.*

2225 *B. The purpose of the review and assessment shall be to provide an objective and independent cost-*  
 2226 *savings assessment of the Commonwealth's organizational structure and its programs in order to provide*

2227 information to the General Assembly and the Governor to effect savings in expenditures, a reduction in  
 2228 duplication of effort, and programmatic efficiencies in the operation of state government. Any review and  
 2229 assessment conducted pursuant to this section shall take into consideration the results of any prior studies,  
 2230 audits, or reviews conducted by the Commission, the General Assembly, or the Auditor of Public Accounts,  
 2231 any Governor-appointed commission or like entity, or any other independent entity that addressed the  
 2232 structure and operation of state government and identified monetary savings or efficiencies leading to a  
 2233 reduction in costs or reduced duplication of effort.

2234 C. The Commission shall submit a report to the General Assembly on the results of any review and  
 2235 assessment by December 1 of the year in which such review is conducted.

2236 **§ 30.1-912. Payment of expenses of Commission.**

2237 The salaries, per diems, and other expenses necessary to the functions of the Commission shall be payable  
 2238 from funds appropriated to the Commission.

2239 **§ 30.1-913. Executive orders; impact statements by the Commission.**

2240 A. At the request of the chair of any committee of the General Assembly, the Commission shall review any  
 2241 executive order issued by the Governor and prepare a statement reflecting the potential fiscal impact of such  
 2242 executive order on the operations of state government.

2243 B. The Commission shall forward copies of the impact statement prepared pursuant to subsection A to the  
 2244 requesting chair of the standing committee of both houses of the General Assembly to which matters relating  
 2245 to the content of the executive order are most properly referable.

2246 Article 2.

2247 Legislative Program Review and Evaluation Act.

2248 **§ 30.1-914. Definitions.**

2249 As used in this article, unless the context requires a different meaning:

2250 "Agency" means any agency, authority, board, department, division, commission, institution, bureau, or  
 2251 like governmental entity of the Commonwealth and includes any entity, public or private, with which any of  
 2252 the foregoing has entered into a contractual relationship to accomplish an agency program.

2253 "Functional area" means the grouping of state governmental activities, programs, and agencies that  
 2254 constitute a single budget function as identified and classified in the Virginia State Government Program  
 2255 Structure.

2256 **§ 30.1-915. Functional areas; scheduling of study areas.**

2257 A. The functional areas of state government shall be scheduled for legislative review and evaluation by  
 2258 the Joint Legislative Audit and Review Commission (the Commission) as specified in subsection B on a  
 2259 regular basis.

2260 B. From time to time as may be required, the House of Delegates and the Senate shall by joint resolution  
 2261 direct the review of specified functional areas of state government. In the absence of a resolution, the  
 2262 Commission shall select a functional area for review on an annual basis.

2263 **§ 30.1-916. Evaluation criteria.**

2264 Each study carried out pursuant to this article shall consider, as required, (i) that there is a valid public  
 2265 need for the program or agency; (ii) that legislative intent is being carried out; (iii) that program and agency  
 2266 performance has been in the public interest; (iv) that program objectives have been defined; (v) that intended  
 2267 program outcomes are measurable and have been accomplished; (vi) that program and agency operations  
 2268 are managed efficiently, economically, and effectively; or (vii) such other specific criteria as the Commission  
 2269 or the General Assembly deems necessary and desirable.

2270 **§ 30.1-917. Access to information.**

2271 For the purpose of carrying out its duties under this article and notwithstanding any contrary provision of  
 2272 law, the Commission shall have access to the records and facilities of every agency whose operations are  
 2273 financed in whole or in part by state funds to the extent that such records and facilities are related to the  
 2274 expenditure of such funds. All such agencies shall cooperate with the Commission and, when requested, shall  
 2275 provide specific information in the form requested.

2276 **§ 30.1-918. Reporting.**

2277 The Commission shall publish and submit its reports with appropriate findings and recommendations to  
 2278 the members of the General Assembly and the Governor.

2279 **§ 30.1-919. Operation and construction of article.**

2280 A. The operation of this article shall not restrict the power of the General Assembly to study or act on any  
 2281 matter at any time.

2282 B. The operation of this article shall not imply or require the termination of any state agency or program.

2283 C. Nothing in this article shall be construed to restrict the Commission from holding hearings on any  
 2284 subject as may be required nor shall operation of this article limit the Commission from such other activities  
 2285 as may be authorized by law or custom.

2286 Article 3.

2287 Virginia Retirement System Oversight Act.

2288 **§ 30.1-920. Oversight of the Virginia Retirement System.**

2289 *The General Assembly designates the Joint Legislative Audit and Review Commission (the Commission)*  
2290 *to oversee and evaluate the Virginia Retirement System (the Retirement System or the System) on a*  
2291 *continuing basis and to make such special studies and reports as may be requested by the General Assembly,*  
2292 *the House Committee on Appropriations, or the Senate Committee on Finance and Appropriations.*

2293 **§ 30.1-921. Powers and duties of the Commission.**

2294 A. *The areas of review and evaluation to be conducted by the Commission shall include the following: (i)*  
2295 *structure and governance of the Retirement System; (ii) structure of the investment portfolio; (iii) investment*  
2296 *practices, policies, and performance, including the effect of investment performance on employer*  
2297 *contributions; (iv) actuarial policy and the actuarial soundness of the Retirement System's trust funds; and*  
2298 *(v) administration and management of the Retirement System.*

2299 B. *For the purpose of carrying out its duties under this article and notwithstanding any contrary provision*  
2300 *of law, the Commission shall have the power to:*

2301 1. *Access the information, records, and facilities of the Retirement System and any of its corporations or*  
2302 *subsidiaries or other entities owned, directly or indirectly, or otherwise created by or on behalf of the*  
2303 *Retirement System.*

2304 2. *Access the public and executive session meetings and records of the board of trustees of the Retirement*  
2305 *System, as well as those of the Retirement System's investment advisory committee and real estate advisory*  
2306 *committee. Access shall include the right to attend such meetings.*

2307 3. *Access the Retirement System's employees, consultants, actuaries, investment managers, advisors,*  
2308 *attorneys, accountants, or other contractors in the employ or hire of the Retirement System. Such persons*  
2309 *shall cooperate with the Commission and upon its request shall provide specific information or opinions in*  
2310 *the form requested.*

2311 C. *The chair of the Commission may appoint a permanent subcommittee to provide guidance and*  
2312 *direction for oversight activities, subject to the full Commission's supervision and such guidelines as the*  
2313 *Commission itself may provide.*

2314 D. *Confidential or proprietary records of the Retirement System or its subsidiary corporations provided*  
2315 *to the Commission shall be exempt from the Virginia Freedom of Information Act (§ 2.2-3700 et seq.).*

2316 **§ 30.1-922. Required reports.**

2317 A. *The Retirement System shall submit to the General Assembly, through the Commission, semiannual*  
2318 *reports on the investment programs of the Retirement System. The reports shall be presented in a format*  
2319 *approved by the Commission and shall include information concerning (i) planned or actual material*  
2320 *changes in asset allocation, (ii) investment performance of all asset classes and subclasses, and (iii)*  
2321 *investment policies and programs.*

2322 B. *The Retirement System shall also submit a biennial report on the actuarial soundness of its trust funds*  
2323 *that shall include (i) funding policy and objectives, (ii) current and projected funding levels, (iii) current and*  
2324 *projected contribution rates, and (iv) actuarial assumptions.*

2325 C. *The Retirement System shall furnish such reports or information as may be requested by standing*  
2326 *committees of the General Assembly having jurisdiction over the subject matter that is the basis of such*  
2327 *committees' inquiry.*

2328 D. *The Commission shall publish the following reports concerning the Retirement System: (i) a biennial*  
2329 *status report that shall include, at a minimum and where appropriate, findings and recommendations and the*  
2330 *status of actions, if any, taken in response to prior recommendations and (ii) with the assistance of an*  
2331 *actuary, an actuarial report once every four years.*

2332 E. *The Commission's staff shall prepare and maintain an informational guide to the Retirement System for*  
2333 *the members of the General Assembly.*

2334 F. *The Auditor of Public Accounts shall complete an annual financial audit of the Retirement System, the*  
2335 *State Police Officers' Retirement System, and the Judicial Retirement System. The Auditor of Public Accounts*  
2336 *shall report the findings of his audit to the General Assembly, the Governor, the Commission, and the board*  
2337 *of trustees of the Retirement System. Such audit shall be submitted on or before the first day of the General*  
2338 *Assembly session.*

2339 **§ 30.1-923. Use of consultants.**

2340 *The Commission may employ on a consulting basis such investment, actuarial, and other professional or*  
2341 *technical experts as may be reasonably necessary for the Commission to fulfill its responsibilities under this*  
2342 *article. Such consultants shall provide, upon request, assistance to the House Committee on Appropriations*  
2343 *and the Senate Committee on Finance and Appropriations on matters related to the Retirement System.*

2344 **§ 30.1-924. Cooperation of other agencies.**

2345 *All agencies of the Commonwealth shall cooperate as requested by the Commission in the performance of*  
2346 *its duties under this article.*

2347 **§ 30.1-925. Funding for Commission's oversight activities.**

2348 *The Commission's reasonable and necessary expenses related to its duties under this article shall be paid*  
2349 *by the Retirement System and shall be borne by each trust fund in the Retirement System in the same ratio as*  
2350 *the assets of each trust fund, as of the preceding June 30, bear to the total trust funds of the Retirement*

2351 System on that date. On or before September 30 of each year, the Commission shall submit to the board of  
 2352 trustees of the Retirement System an itemized estimate for the next fiscal year of the amounts necessary to pay  
 2353 the Commission's expenses related to its duties under this article and shall include the estimate as part of its  
 2354 budget submission to the House Committee on Appropriations and the Senate Committee on Finance and  
 2355 Appropriations.

2356 Article 4.

2357 Commonwealth Savers Plan Oversight Act.

2358 **§ 30.1-926. Oversight of the Commonwealth Savers Plan.**

2359 The General Assembly designates the Joint Legislative Audit and Review Commission (the Commission)  
 2360 to oversee and evaluate the Commonwealth Savers Plan on a continuing basis and to make such special  
 2361 studies and reports as may be requested by the General Assembly, the House Committee on Appropriations,  
 2362 or the Senate Committee on Finance and Appropriations.

2363 **§ 30.1-927. Powers and duties of the Commission.**

2364 A. The areas of review and evaluation to be conducted by the Commission shall include the following: (i)  
 2365 structure and governance of the Commonwealth Savers Plan; (ii) structure of the investment portfolio; (iii)  
 2366 investment practices, policies, and performance; (iv) actuarial policy; and (v) administration and  
 2367 management of the Commonwealth Savers Plan.

2368 B. For the purpose of carrying out its duties under this article, the Commission shall have the power to:

2369 1. Access the information, records, and facilities of the Commonwealth Savers Plan and any of its  
 2370 corporations or subsidiaries or other entities owned, directly or indirectly, or otherwise created by or on  
 2371 behalf of the Commonwealth Savers Plan.

2372 2. Access the public and executive session meetings and records of the board of the Commonwealth  
 2373 Savers Plan, as well as those of any advisory committees. Access shall include the right to attend such  
 2374 meetings.

2375 3. Access the Commonwealth Savers Plan's employees, consultants, actuaries, investment managers,  
 2376 advisors, attorneys, accountants, or other contractors in the employ or hire of the Commonwealth Savers  
 2377 Plan. Such persons shall cooperate with the Commission and upon its request shall provide specific  
 2378 information or opinions in the form requested.

2379 C. The chair of the Commission may appoint a permanent subcommittee to provide guidance and  
 2380 direction for oversight activities, subject to the full Commission's supervision and such guidelines as the  
 2381 Commission itself may provide.

2382 D. Confidential or proprietary records of the Commonwealth Savers Plan or its subsidiary corporations  
 2383 provided to the Commission shall be exempt from the Virginia Freedom of Information Act (§ 2.2-3700 et  
 2384 seq.).

2385 **§ 30.1-928. Required reports.**

2386 A. The Commonwealth Savers Plan shall submit to the General Assembly, through the Commission,  
 2387 annual reports on the investment programs of the Commonwealth Savers Plan. The reports shall be  
 2388 presented in a format approved by the Commission and shall include information concerning (i) planned or  
 2389 actual material changes in asset allocation, (ii) investment performance of all asset classes and subclasses,  
 2390 and (iii) investment policies and programs.

2391 B. The Commonwealth Savers Plan shall submit an annual report on the actuarial soundness of the  
 2392 Commonwealth Savers Plan's prepaid programs, which shall include (i) contract pricing policies and  
 2393 objectives, (ii) current and projected assets and actuarially estimated value of tuition obligations, and (iii)  
 2394 actuarial assumptions.

2395 C. The Commonwealth Savers Plan shall furnish such reports or information as may be requested by the  
 2396 Commission or standing committees of the General Assembly having jurisdiction over the subject matter that  
 2397 is the basis of such committees' inquiry.

2398 D. The Commission shall publish the following reports concerning the Commonwealth Savers Plan: (i) a  
 2399 biennial status report that shall include, at a minimum and where appropriate, findings and  
 2400 recommendations and (ii) with the assistance of an actuary, a review of the Commonwealth Savers Plan's  
 2401 annual actuarial valuation reports once every four years.

2402 **§ 30.1-929. Use of consultants.**

2403 The Commission may employ on a consulting basis such investment, actuarial, and other professional or  
 2404 technical experts as may be reasonably necessary for the Commission to fulfill its responsibilities under this  
 2405 article. Such consultants shall provide, upon request, assistance to the House Committee on Appropriations  
 2406 and Senate Committee on Finance and Appropriations on matters related to the Commonwealth Savers Plan.

2407 **§ 30.1-930. Cooperation of other agencies.**

2408 All agencies of the Commonwealth shall cooperate as requested by the Commission in the performance of  
 2409 its duties under this article.

2410 **§ 30.1-931. Funding for the Commission's oversight activities.**

2411 The Commission's reasonable and necessary expenses related to its duties under this article shall be paid  
 2412 by the Commonwealth Savers Plan. On or before September 30 of each year, the Commission shall submit to

2413 *the board of the Commonwealth Savers Plan an itemized estimate for the next fiscal year of the amounts*  
 2414 *necessary to pay the Commission's expenses related to its duties under this article and shall include the*  
 2415 *estimate as part of the agency's budget submission to the House Committee on Appropriations and the Senate*  
 2416 *Committee on Finance and Appropriations.*

2417 *Article 5.*

2418 *Virginia Information Technologies Agency Oversight Act.*

2419 **§ 30.1-932. Oversight of the Virginia Information Technologies Agency.**

2420 *A. The General Assembly designates the Joint Legislative Audit and Review Commission (the*  
 2421 *Commission) to review and evaluate the Virginia Information Technologies Agency (VITA) on a continuing*  
 2422 *basis and to make such special studies and reports as may be requested by the General Assembly, the House*  
 2423 *Committee on Appropriations, or the Senate Committee on Finance and Appropriations.*

2424 *B. The chair of the Commission may appoint a permanent subcommittee to provide guidance and*  
 2425 *direction for the review and evaluation of VITA, subject to the Commission's supervision and such guidelines*  
 2426 *as the Commission may provide.*

2427 **§ 30.1-933. Areas of review and evaluation.**

2428 *A. The areas of review and evaluation to be conducted by the Commission shall include the following: (i)*  
 2429 *VITA's infrastructure services, including its infrastructure outsourcing contracts and any amendments to*  
 2430 *such contracts; (ii) the adequacy of VITA's planning and oversight responsibilities, including VITA's*  
 2431 *oversight of information technology projects and the security of governmental information and information*  
 2432 *technology systems; and (iii) the cost-effectiveness and adequacy of VITA's procurement services and its*  
 2433 *oversight of the procurement activities of state agencies.*

2434 *B. All agencies of the Commonwealth shall cooperate as requested by the Commission in the performance*  
 2435 *of its duties under this article.*

2436 **§ 30.1-934. Access to information.**

2437 *For the purpose of carrying out its duties under this article and notwithstanding any contrary provision of*  
 2438 *law, the Commission shall have the legal authority to access the information, records, facilities, and*  
 2439 *employees of VITA.*

2440 **§ 30.1-935. Confidentiality of private entity records; exceptions.**

2441 *A. Records provided to VITA by a private entity pertaining to VITA's comprehensive infrastructure*  
 2442 *agreement or any successor contract, or any contractual amendments to such agreement or contract, for the*  
 2443 *operation of the Commonwealth's information technology infrastructure shall be exempt from the Virginia*  
 2444 *Freedom of Information Act (§ 2.2-3700 et seq.) to the extent that such records contain (i) trade secrets, as*  
 2445 *defined in the Uniform Trade Secrets Act (§ 59.1-336 et seq.), of the private entity or (ii) financial records of*  
 2446 *the private entity, including balance sheets and financial statements, that are not generally available to the*  
 2447 *public through regulatory disclosure or otherwise. In order for the records specified in clauses (i) and (ii) to*  
 2448 *be excluded from the Virginia Freedom of Information Act, the private entity shall make a written request to*  
 2449 *VITA (a) invoking such exclusion upon submission of the data or other materials for which protection from*  
 2450 *disclosure is sought, (b) identifying with specificity the data or other materials for which protection is sought,*  
 2451 *and (c) stating the reasons why such protection is necessary.*

2452 *B. VITA shall determine whether the requested exclusion from disclosure is necessary to protect the trade*  
 2453 *secrets or financial records of the private entity. VITA shall make a written determination of the nature and*  
 2454 *scope of the protection afforded under this section. Once a written determination is made by VITA, any*  
 2455 *protected records shall continue to be protected from disclosure when in the possession of VITA or the*  
 2456 *Commission.*

2457 *C. Except as specifically provided, nothing in this section shall be construed to authorize the withholding*  
 2458 *of (i) procurement records as required by § 56-575.17; (ii) information concerning the terms and conditions*  
 2459 *of any interim or comprehensive agreement, service contract, lease, partnership, or any agreement of any*  
 2460 *kind entered into by VITA and the private entity; (iii) information concerning the terms and conditions of any*  
 2461 *financing arrangement that involves the use of any public funds; or (iv) information concerning the*  
 2462 *performance of the private entity under the comprehensive infrastructure agreement or any successor*  
 2463 *contract, or any amendments to such agreement or contract, for the operation of the Commonwealth's*  
 2464 *information technology infrastructure.*

2465 *Article 6.*

2466 *Economic Development Incentives Oversight Act.*

2467 **§ 30.1-936. Oversight of economic development incentives and policies.**

2468 *A. The General Assembly designates the Joint Legislative Audit and Review Commission (the*  
 2469 *Commission) to conduct, on a continuing basis, a review and evaluation of economic development incentives*  
 2470 *and policies and to make such special studies and reports as may be requested by the General Assembly, the*  
 2471 *House Committee on Appropriations, or the Senate Committee on Finance and Appropriations.*

2472 *B. The chair of the Commission may appoint a permanent subcommittee to provide guidance and*  
 2473 *direction for ongoing review and evaluation activities, subject to the Commission's supervision and such*  
 2474 *guidelines as the Commission may provide.*

2475 **§ 30.1-937. Areas of review and evaluation.**

2476 *The areas of review and evaluation to be conducted by the Commission shall include the following: (i)*  
 2477 *spending on and performance of individual economic development incentives, including grants, tax*  
 2478 *preferences, and other assistance; (ii) economic benefits to the Commonwealth of total spending on economic*  
 2479 *development incentives at least biennially; (iii) effectiveness, value to taxpayers, and economic benefits to the*  
 2480 *Commonwealth of individual economic development incentives on a cycle approved by the Commission; and*  
 2481 *(iv) design, oversight, and accountability of economic development entities, incentives, and policies as*  
 2482 *needed.*

2483 **§ 30.1-938. Access to information.**

2484 *A. For the purpose of carrying out its duties under this article and notwithstanding any contrary provision*  
 2485 *of law, the Commission shall have the legal authority to access the information, records, facilities, and*  
 2486 *employees, including confidential information, and the public and executive session meetings and records of*  
 2487 *the board of the Virginia Economic Development Partnership Authority (the Authority), that discuss*  
 2488 *economic development incentives and policies for the purpose of carrying out such duties in accordance with*  
 2489 *the established standards, processes, and practices exercised by the Commission. Such access shall include*  
 2490 *the right to attend such meetings for the purpose of carrying out such duties. Any nondisclosure agreement*  
 2491 *that the Authority enters into on or after July 1, 2016, for the provision of confidential and proprietary*  
 2492 *information to the Authority by a third party shall require that the Commission also be allowed access to*  
 2493 *such information for the purposes of carrying out its duties.*

2494 *B. Notwithstanding the provisions of § 58.1-3 or any other provision of law, unless prohibited by federal*  
 2495 *law, an agreement with a federal entity, or a court decree, the Tax Commissioner is authorized to provide to*  
 2496 *the Commission such tax information as may be necessary to conduct oversight of economic development*  
 2497 *incentives and policies.*

2498 *C. All agencies of the Commonwealth shall cooperate as requested by the Commission in the performance*  
 2499 *of its duties under this article.*

2500 **§ 30.1-939. Confidentiality of records.**

2501 *The following records shall be excluded from the provisions of the Virginia Freedom of Information Act*  
 2502 *(§ 2.2-3700 et seq.) and shall not be disclosed by the Commission:*

2503 *1. Records provided by a public body, as defined in § 2.2-3701, to the Commission in connection with its*  
 2504 *oversight of economic development initiatives and policies, where the records would not be subject to*  
 2505 *disclosure by the public body providing the records. The public body providing the records to the*  
 2506 *Commission shall identify the specific portion of the records to be protected and the applicable provision of*  
 2507 *the Virginia Freedom of Information Act (§ 2.2-3700 et seq.) or other provision of law that excludes the*  
 2508 *record or portions thereof from mandatory disclosure.*

2509 *2. Confidential proprietary records provided by private entities pursuant to a promise of confidentiality*  
 2510 *from the Commission that are used by the Commission in connection with its oversight of economic*  
 2511 *development incentives and policies where, if such records are made public, the financial interest of the*  
 2512 *private entity would be adversely affected.*

2513 **§ 30.1-940. Use of consultants.**

2514 *The Commission may employ on a consulting basis such professional or technical experts as may be*  
 2515 *reasonably necessary for the Commission to fulfill its responsibilities under this article.*

2516 **CHAPTER 10.**

2517 **REAPPORTIONMENT AND REDISTRICTING.**

2518 **Article 1.**

2519 **Joint Reapportionment Committee.**

2520 **§ 30.1-1000. Joint Reapportionment Committee; membership; terms; quorum; compensation and**  
 2521 **expenses.**

2522 *A. The Joint Reapportionment Committee (the Joint Committee) is established in the legislative branch of*  
 2523 *state government. The Joint Committee shall consist of five members of the House Committee on Privileges*  
 2524 *and Elections and three members of the Senate Committee on Privileges and Elections to be appointed by the*  
 2525 *respective chairs of the two committees. Members shall serve terms coincident with their terms of office.*

2526 *B. The Joint Committee shall elect a chair and vice-chair from among its membership. A majority of the*  
 2527 *members of the Joint Committee shall constitute a quorum. The meetings of the Joint Committee shall be held*  
 2528 *at the call of the chair or whenever the majority of the members so request.*

2529 *C. The Joint Committee shall supervise activities required for the tabulation of population for the census*  
 2530 *and for the timely reception of precinct population data for reapportionment.*

2531 *D. Members shall receive such compensation as provided in § 30.1-109 and shall be reimbursed for all*  
 2532 *reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813*  
 2533 *and 2.2-2825. Funding for the costs of compensation and expenses of the members shall be provided by the*  
 2534 *Office of the Clerk of the House of Delegates and the Office of Clerk of the Senate for their respective*  
 2535 *members.*

2536 **§ 30.1-1001. Staffing.**

2537 *The Division of Legislative Services shall provide staff support to the Joint Committee.*

2538 **§ 30.1-1002. Reapportionment of congressional and state legislative districts; United States Census**  
2539 **population counts.**

2540 *For purposes of redrawing the boundaries of the congressional, state Senate, and House of Delegates*  
2541 *districts after the United States Census for the year 2020 and every 10 years thereafter, the Virginia*  
2542 *Redistricting Commission established pursuant to Article 2 (§ 30.1-1003 et seq.) shall use the population*  
2543 *data provided by the United States Bureau of the Census, as adjusted by the Division of Legislative Services*  
2544 *pursuant to § 24.2-314. The census data used for this apportionment purpose shall not include any*  
2545 *population figure that is not allocated to specific census blocks within the Commonwealth, even though that*  
2546 *population may have been included in the apportionment population figures of the Commonwealth for the*  
2547 *purpose of allocating United States House of Representatives seats among the states.*

2548 *Article 2.*

2549 *Virginia Redistricting Commission.*

2550 **§ 30.1-1003. Virginia Redistricting Commission; definitions.**

2551 *A. The Virginia Redistricting Commission is established in the legislative branch of state government. It*  
2552 *shall be convened in the year 2020 and every 10 years thereafter for the purpose of establishing districts for*  
2553 *the United States House of Representatives and for the Senate and the House of Delegates of the General*  
2554 *Assembly.*

2555 *B. For purposes of this article, unless the context requires a different meaning:*

2556 *"Census data" means the population data received from the United States Bureau of the Census pursuant*  
2557 *to P.L. 94-171.*

2558 *"Commission" means the Virginia Redistricting Commission established pursuant to this article.*

2559 *"Committee" means the Redistricting Commission Selection Committee established pursuant to*  
2560 *§ 30.1-1005.*

2561 *"Partisan public office" means (i) an elective or appointive office in the executive or legislative branch or*  
2562 *in an independent establishment of the federal government; (ii) an elective office in the executive or*  
2563 *legislative branch of the government of the Commonwealth, or an office that is filled by appointment and is*  
2564 *exempt from the Virginia Personnel Act (§ 2.2-2900 et seq.); or (iii) an office of a county, city, or other*  
2565 *political subdivision of the Commonwealth that is filled by an election process involving nomination and*  
2566 *election of candidates on a partisan basis.*

2567 *"Political party office" means an elective office in the national or state organization of a political party,*  
2568 *as defined in § 24.2-101.*

2569 **§ 30.1-1004. Membership; terms; vacancies; chair; quorum; compensation and expenses.**

2570 *A. The Virginia Redistricting Commission shall have a total membership of 16 commissioners that shall*  
2571 *include eight legislative commissioners and eight citizen commissioners. Commissioners shall be appointed*  
2572 *as follows:*

2573 *1. Two members of the Senate of Virginia representing the political party having the highest number of*  
2574 *members in the Senate and appointed by the President pro tempore of the Senate;*

2575 *2. Two members of the Senate of Virginia representing the political party having the next highest number*  
2576 *of members in the Senate and appointed by the leader of that political party;*

2577 *3. Two members of the House of Delegates representing the political party having the highest number of*  
2578 *members in the House of Delegates and appointed by the Speaker of the House of Delegates;*

2579 *4. Two members of the House of Delegates representing the political party having the next highest*  
2580 *number of members in the House of Delegates and appointed by the leader of that political party; and*

2581 *5. Eight citizen commissioners selected by the Redistricting Commission Selection Committee pursuant to*  
2582 *§ 30.1-1006. No appointing authority shall appoint himself to serve as a legislative commissioner or a citizen*  
2583 *commissioner.*

2584 *B. Legislative commissioners selected to serve as commissioners of the Commission shall be appointed by*  
2585 *the respective authorities no later than December 1 of the year ending in zero and shall continue to serve*  
2586 *until their successors are appointed. In making appointments to the Commission, the appointing authorities*  
2587 *shall endeavor to have their appointees reflect the racial, ethnic, geographic, and gender diversity of the*  
2588 *Commonwealth. Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired*  
2589 *terms. Vacancies shall be filled in the same manner as the original appointment, such that the proper*  
2590 *partisan balance of the Commission is maintained.*

2591 *C. Citizen commissioners selected to serve as commissioners of the Virginia Redistricting Commission*  
2592 *shall be selected by the Redistricting Commission Selection Committee as provided in § 30.1-1006. In making*  
2593 *its selections, the Committee shall ensure the citizen commissioners are, as a whole, representative of the*  
2594 *racial, ethnic, geographic, and gender diversity of the Commonwealth. Citizen commissioners shall be*  
2595 *appointed no later than January 15 of the year ending in one and shall continue to serve until their*  
2596 *successors are appointed. Appointments to fill vacancies, other than by expiration of a term, shall be for the*  
2597 *unexpired terms. Vacancies shall be filled by the Commission selecting a replacement from the list submitted*  
2598 *pursuant to subsection E of § 30.1-1006 from which the commissioner being replaced was selected and shall*

2599 require an affirmative vote of a majority of the commissioners, including at least one commissioner  
2600 representing or affiliated with each political party.

2601 D. Legislative commissioners shall receive such compensation as provided in § 30.1-109, and citizen  
2602 commissioners shall receive such compensation as provided in § 2.2-2813 for their services. All members  
2603 shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as  
2604 provided in §§ 2.2-2813 and 2.2-2825. All such compensation and expense payments shall come from  
2605 existing appropriations to the Commission.

2606 E. By February 1 of the year ending in one, the Commission shall hold a public meeting at which it shall  
2607 select a chair from its membership. The chair shall be a citizen commissioner and shall be responsible for  
2608 coordinating the work of the Commission. A majority of the commissioners appointed, which majority shall  
2609 include a majority of the legislative commissioners and a majority of the citizen commissioners, shall  
2610 constitute a quorum.

2611 F. All meetings and records of the Commission shall be subject to the Virginia Freedom of Information  
2612 Act (§ 2.2-3700 et seq.), except as provided in subsection E of § 30.1-1006. All records and documents of the  
2613 Commission, or any individual or group performing delegated functions of or advising the Commission,  
2614 related to the Commission's work, including internal communications and communications from outside  
2615 parties, shall be considered public information.

2616 G. Commissioners, staff of the Commission, and any other advisor or consultant to the Commission shall  
2617 not communicate with any person outside the Commission about matters related to reapportionment or  
2618 redistricting outside of a public meeting or hearing. Written public comments submitted to the Commission,  
2619 staff of the Commission, or any other advisor or consultant to the Commission shall not be a violation of this  
2620 subsection.

2621 H. In the event the Commission hires a lawyer or law firm, the Commission as an entity shall be  
2622 considered the client of the lawyer or the law firm. No individual commissioner or group of commissioners  
2623 shall be considered to be the client of the lawyer or the law firm.

2624 **§ 30.1-1005. Redistricting Commission Selection Committee; chair; quorum; compensation and**  
2625 **expenses.**

2626 A. There shall be a Redistricting Commission Selection Committee established for the purpose of selecting  
2627 the citizen commissioners of the Virginia Redistricting Commission. This committee shall consist of five  
2628 retired judges of the circuit courts of Virginia.

2629 B. By November 15 of the year ending in zero, the Chief Justice of the Supreme Court of Virginia shall  
2630 certify to the Speaker of the House of Delegates, the leader in the House of Delegates of the political party  
2631 having the next highest number of members in the House of Delegates, the President pro tempore of the  
2632 Senate of Virginia, and the leader in the Senate of Virginia of the political party having the next highest  
2633 number of members in the Senate of Virginia a list of at least 10 retired judges of the circuit courts of  
2634 Virginia who are willing to serve on the Committee. No retired judge who is a parent, spouse, child, sibling,  
2635 parent-in-law, child-in-law, or sibling-in-law of, or a cohabitating member of a household with, a member of  
2636 the Congress of the United States or of the General Assembly shall be included in such list. In compiling the  
2637 list, the Chief Justice shall give consideration to the racial, ethnic, geographic, and gender diversity of the  
2638 Commonwealth. The members shall each select a judge from the list and shall promptly, but not later than  
2639 November 20, communicate their selection to the Chief Justice, who shall immediately notify the four judges  
2640 selected. In making their selections, the members shall give consideration to the racial, ethnic, geographic,  
2641 and gender diversity of the Commonwealth. Within three days of being notified of their selection, the four  
2642 judges shall select, by a majority vote, a judge from the list prescribed herein to serve as the fifth member of  
2643 the Committee, who shall serve as the chair of the Committee.

2644 A majority of the Committee members, which majority shall include the chair, shall constitute a quorum.

2645 The judges of the Committee shall serve until their successors are appointed. If a judge cannot, for any  
2646 reason, complete his term, the remaining judges shall select a replacement from the list prescribed herein.

2647 C. Members of the Committee shall receive compensation for their services and shall be allowed all  
2648 reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813  
2649 and 2.2-2825. The compensation and expenses of members and all other necessary expenses of the  
2650 Committee shall be provided from existing appropriations to the Commission.

2651 D. All meetings and records of the Committee shall be subject to the Virginia Freedom of Information Act  
2652 (§ 2.2-3700 et seq.), except as provided in subsection E of § 30.1-1006.

2653 E. Notwithstanding the provisions of § 1-210 regarding the computation of time, if an act required by this  
2654 section is to be performed on a Saturday, Sunday, or legal holiday, or any day or part of a day on which the  
2655 government office where the act to be performed is closed, the act required shall be performed on the first  
2656 business day immediately preceding the Saturday, Sunday, or legal holiday, or day on which the government  
2657 office is closed.

2658 F. Notwithstanding subsection C or any other provision of law, the daily compensation and  
2659 reimbursement for reasonable and necessary expenses for legislative and nonlegislative members of the  
2660 Virginia Redistricting Commission for attendance at an official meeting shall be set at the same amounts

2661 provided for legislative members in the general appropriation act.

2662 **§ 30.1-1006. Citizen commissioners; application process; qualifications; selection.**

2663 A. Within three days following the selection of the fifth member of the Committee, the Committee shall  
2664 adopt an application and process by which residents of the Commonwealth may apply to serve on the  
2665 Commission as citizen commissioners. The Division of Legislative Services shall assist the Committee in the  
2666 development of the application and process.

2667 The application for service on the Commission shall require applicants to provide personal contact  
2668 information and information regarding the applicant's race, ethnicity, gender, age, date of birth, education,  
2669 and household income. The application shall require an applicant to disclose, for the period of three years  
2670 immediately preceding the application period, the applicant's (i) voter registration status; (ii) preferred  
2671 political party affiliation, if any, and any political party primary elections in which he has voted; (iii) history  
2672 of any partisan public offices or political party offices held or sought; (iv) employment history, including any  
2673 current or prior employment with the Congress of the United States or one of its members, the General  
2674 Assembly or one of its members, any political party, or any campaign for a partisan public office, including a  
2675 volunteer position; and (v) relevant leadership experience or involvements with professional, social, political,  
2676 volunteer, and community organizations and causes.

2677 The application shall require an applicant to disclose information regarding the partisan activities and  
2678 employment history of the applicant's parent, spouse, child, sibling, parent-in-law, child-in-law, or sibling-in-  
2679 law, or any person with whom the applicant is a cohabitating member of a household, for the period of three  
2680 years immediately preceding the application period.

2681 The Committee may require applicants to submit three letters of recommendation from individuals or  
2682 organizations.

2683 The application process shall provide for both paper and electronic or online applications. The  
2684 Committee shall cause to be advertised throughout the Commonwealth information about the Commission  
2685 and how interested persons may apply.

2686 B. To be eligible for service on the Commission, a person shall have been a resident of the  
2687 Commonwealth and a registered voter in the Commonwealth for three years immediately preceding the  
2688 application period. He shall have voted in at least two of the previous three general elections. No person  
2689 shall be eligible for service on the Commission who:

2690 1. Holds, has held, or has sought partisan public office or political party office;

2691 2. Is employed by or has been employed by a member of the Congress of the United States or of the  
2692 General Assembly or is employed directly by or has been employed directly by the United States Congress or  
2693 by the General Assembly;

2694 3. Is employed by or has been employed by any federal, state, or local campaign;

2695 4. Is employed by or has been employed by any political party or is a member of a political party central  
2696 committee;

2697 5. Is a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 or a lobbyist's  
2698 principal as defined in § 2.2-419 or has been such a lobbyist or lobbyist's principal in the previous five years;  
2699 or

2700 6. Is a parent, spouse, child, sibling, parent-in-law, child-in-law, or sibling-in-law of a person described  
2701 in subdivisions 1 through 5, or is a cohabitating member of a household with such a person.

2702 C. The application period shall begin no later than December 1 of the year ending in zero and shall end  
2703 four weeks after the beginning date. During this period, interested persons shall submit a completed  
2704 application and any required documentation to the Division of Legislative Services. All applications shall be  
2705 reviewed by the Division of Legislative Services to ensure an applicant's eligibility for service pursuant to  
2706 subsection B, and any applicant who is ineligible for service shall be removed from the applicant pool.

2707 The Division of Legislative Services shall make available the application for persons to use when  
2708 submitting a paper application and shall provide electronic access for electronic submission of applications.

2709 D. Within two days of the close of the application period, the Division of Legislative Services shall  
2710 provide to the Speaker of the House of Delegates, the leader in the House of Delegates of the political party  
2711 having the next highest number of members in the House of Delegates, the President pro tempore of the  
2712 Senate of Virginia, and the leader in the Senate of Virginia of the political party having the next highest  
2713 number of members in the Senate of Virginia the applications and documentation submitted by those  
2714 applicants who are eligible for service on the Commission pursuant to subsection B and submitted complete  
2715 applications, including any required documentation.

2716 E. By January 1 of the year ending in one, those persons receiving the applications pursuant to subsection  
2717 D shall each submit to the Committee a list of at least 16 citizen candidates for service on the Commission. In  
2718 selecting citizen candidates, they shall give consideration to the racial, ethnic, geographic, and gender  
2719 diversity of the Commonwealth.

2720 They shall notify the Division of Legislative Services of the citizen candidates submitted to the Committee  
2721 for consideration, and the Division of Legislative Services shall promptly provide to the Committee the  
2722 applications and documentation for each citizen candidate being considered. Only the applications and

2723 documentation for each citizen candidate shall be maintained as public records.

2724 F. Within two weeks of receipt of the lists of citizen candidates and related materials pursuant to  
2725 subsection E, but no later than January 15, the Committee shall select, by a majority vote in a public meeting,  
2726 two citizen members from each list submitted. In making its selections, the Committee shall ensure the citizen  
2727 commissioners are, as a whole, representative of the racial, ethnic, geographic, and gender diversity of the  
2728 Commonwealth. The Committee shall promptly notify those eight citizens of their selection to serve as a  
2729 citizen commissioner of the Commission.

2730 No member of the Committee shall communicate with a member of the General Assembly or the United  
2731 States Congress, or any person acting on behalf of a member of the General Assembly or the United States  
2732 Congress, about any matter related to the selection of citizen commissioners after receipt of the lists  
2733 submitted pursuant to subsection E.

2734 G. Notwithstanding the provisions of § 1-210 regarding the computation of time, if an act required by this  
2735 section is to be performed on a Saturday, Sunday, or legal holiday, or any day or part of a day on which the  
2736 government office where the act to be performed is closed, the act required shall be performed on the first  
2737 business day immediately preceding the Saturday, Sunday, or legal holiday, or day on which the government  
2738 office is closed.

2739 **§ 30.1-1007. Staff to Commission; census liaison.**

2740 A. The Division of Legislative Services shall provide staff support to the Commission. Staff shall perform  
2741 those duties assigned to it by the Commission. The Director of the Division of Legislative Services, or his  
2742 designated representative, shall serve as the state liaison with the United States Bureau of the Census on  
2743 matters relating to the tabulation of the population for reapportionment purposes pursuant to P.L. 94-171.  
2744 The governing bodies, electoral boards, and registrars of every county and municipality shall cooperate with  
2745 the Division of Legislative Services in the exchange of all statistical and other information pertinent to  
2746 preparation for the census.

2747 B. The Division of Legislative Services shall maintain the current election district and precinct  
2748 boundaries of each county and city as a part of the Commission's computer-assisted mapping and  
2749 redistricting system. Whenever a county or city governing body adopts an ordinance that changes an election  
2750 district or precinct boundary, the local governing body shall provide a copy of its ordinance, along with  
2751 Geographic Information System (GIS) maps and other evidence documenting the boundary, to the Division of  
2752 Legislative Services.

2753 **§ 30.1-1008. Public participation in redistricting process; publicly available data.**

2754 A. All meetings and hearings held by the Commission shall be adequately advertised and planned to  
2755 ensure the public is able to attend and participate fully. Meetings and hearings shall be advertised in multiple  
2756 languages as practicable and appropriate.

2757 B. Prior to proposing any plan for districts for the United States House of Representatives, the Senate, or  
2758 the House of Delegates and prior to voting to submit such plans to the General Assembly, the Commission  
2759 shall hold at least three public hearings in order to receive and consider comments from the public. Public  
2760 hearings may be held virtually and any public hearings that are held in person shall be conducted in different  
2761 parts of the Commonwealth.

2762 C. The Commission shall establish and maintain a website or other equivalent electronic platform. The  
2763 website shall be available to the general public and shall be used to disseminate information about the  
2764 Commission's activities. The website shall be capable of receiving comments and proposals by citizens of the  
2765 Commonwealth. Prior to voting on any proposed plan, the Commission shall publish the proposed plans on  
2766 the website.

2767 D. All data used by the Commission in the drawing of districts shall be available to the public on its  
2768 website. Such data, including census data, precinct maps, election results, and shapefiles, shall be posted  
2769 within three days of receipt by the Commission.

2770 E. The block equivalency files and shapefiles for the congressional, Senate, and House of Delegates  
2771 districts established pursuant to this article and Article II, Section 6-A of the Constitution of Virginia shall be  
2772 maintained and available to the public on the Commission's website. Such block equivalency files and  
2773 shapefiles shall be controlling in any legal determination of the boundary of a congressional, Senate, or  
2774 House of Delegates district.

2775 **§ 30.1-1009. Proposal and submission of plans for districts.**

2776 A. The Commission shall submit to the General Assembly plans for districts for the Senate and the House  
2777 of Delegates of the General Assembly no later than 45 days following the receipt of census data.

2778 To be submitted as a proposed plan for districts for members of the Senate, a plan shall receive  
2779 affirmative votes of at least six of the eight legislative commissioners, including at least three of the four  
2780 legislative commissioners who are members of the Senate, and at least six of the eight citizen commissioners.

2781 To be submitted as a proposed plan for districts for members of the House of Delegates, a plan shall  
2782 receive affirmative votes of at least six of the eight legislative commissioners, including at least three of the  
2783 four legislative commissioners who are members of the House of Delegates, and at least six of the eight  
2784 citizen commissioners.

2785 *B. The Commission shall submit to the General Assembly plans for districts for the United States House of*  
 2786 *Representatives no later than 60 days following the receipt of census data or by the first day of July of that*  
 2787 *year, whichever occurs first.*

2788 *To be submitted as a proposed plan for districts for members of the United States House of*  
 2789 *Representatives, a plan shall receive affirmative votes of at least six of the eight legislative commissioners*  
 2790 *and at least six of the eight citizen commissioners.*

2791 *C. If the Commission fails to submit a plan for districts by the deadline set forth in subsection A or B, the*  
 2792 *Commission shall have 14 days following its initial failure to submit a plan to the General Assembly. If the*  
 2793 *Commission fails to submit a plan for districts to the General Assembly by this date, the districts shall be*  
 2794 *established by the Supreme Court of Virginia pursuant to § 30.1-1011.*

2795 *D. All plans submitted pursuant to this section shall comply with the criteria and standards set forth in*  
 2796 *§ 24.2-304.04.*

2797 **§ 30.1-1010. Consideration of plans by the General Assembly; timeline.**

2798 *A. All plans for districts for the Senate and the House of Delegates shall be embodied in and voted on as a*  
 2799 *single bill.*

2800 *B. All bills embodying plans for districts for the United States House of Representatives, the Senate, or the*  
 2801 *House of Delegates shall be voted on by the General Assembly in accordance with the provisions of Article*  
 2802 *IV, Section 11 of the Constitution of Virginia, except no amendments shall be permitted. All bills embodying a*  
 2803 *plan that are approved by both houses shall become law without the signature of the Governor and, pursuant*  
 2804 *to Article II, Section 6 of the Constitution of Virginia, shall take effect immediately.*

2805 *C. Within 15 days of receipt of any plan for districts, the General Assembly shall take a vote on a bill*  
 2806 *embodying such plan. If the General Assembly fails to adopt the bill by this deadline, the Commission shall*  
 2807 *submit a new plan for districts within 14 days of the General Assembly's failure to adopt the bill. Within*  
 2808 *seven days of receipt of such plan, the General Assembly shall take a vote on the bill embodying the plan, and*  
 2809 *if the General Assembly fails to adopt the plan by this deadline, the districts shall be established by the*  
 2810 *Supreme Court of Virginia pursuant to § 30.1-1011.*

2811 *D. If the Commission submits a plan for districts pursuant to subsection C of § 30.1-1009, the General*  
 2812 *Assembly shall take a vote on such plan within seven days of its receipt. If the General Assembly fails to*  
 2813 *adopt the plan by this deadline, the districts shall be established by the Supreme Court of Virginia pursuant*  
 2814 *to § 30.1-1011.*

2815 **§ 30.1-1011. Establishment of districts by the Supreme Court of Virginia.**

2816 *A. In the event the Commission fails to submit a plan for districts by the deadline set forth in subsection A*  
 2817 *or B of § 30.1-1009, or the General Assembly fails to adopt a plan for districts by the deadline set forth in*  
 2818 *subsection C or D of § 30.1-1010, the Supreme Court of Virginia (the Court) shall be responsible for*  
 2819 *establishing the districts.*

2820 *B. The Court shall, not later than March 1 of a year ending in one, enact rules and procedures as may be*  
 2821 *necessary for implementing the requirements of Article II, Section 6-A of the Constitution of Virginia,*  
 2822 *empowering the Court to establish congressional or state legislative districts as provided for in that section.*  
 2823 *In enacting such rules and procedures, the Court shall follow the provisions of this section.*

2824 *C. Public participation in the Court's redistricting deliberations shall be permitted. Such public*  
 2825 *participation may be through briefings, written submissions, hearings in open court, or any other means as*  
 2826 *may be prescribed by the Court.*

2827 *D. The Division of Legislative Services shall make available staff support and technical assistance to the*  
 2828 *Court to perform those duties as may be requested or assigned to it by the Court.*

2829 *E. Any plan for congressional or state legislative districts established by the Court shall adhere to the*  
 2830 *standards and criteria for districts set forth in Article II, Section 6 of the Constitution of Virginia and*  
 2831 *§ 24.2-304.04.*

2832 *F. The Court shall appoint two special masters to assist the Court in the establishment of districts. The*  
 2833 *two special masters shall work together to develop any plan to be submitted to the Court for its*  
 2834 *consideration.*

2835 *Within one week of the Commission's failure to submit plans or the General Assembly's failure to adopt*  
 2836 *plans, the leaders in the House of Delegates having the highest and next highest number of members in the*  
 2837 *House of Delegates and the leaders in the Senate of Virginia having the highest and next highest number of*  
 2838 *members in the Senate of Virginia shall each submit to the Court a list of three or more nominees, along with*  
 2839 *a brief biography and resume for each nominee, including the nominee's particular expertise or experience*  
 2840 *relevant to redistricting. The Court shall then select, by a majority vote, one special master from the lists*  
 2841 *submitted by the legislative leaders of the political party having the highest number of members in their*  
 2842 *respective chambers and one special master from the lists submitted by the legislative leaders of the political*  
 2843 *party having the next highest number of members in their respective chambers. The persons appointed to*  
 2844 *serve as special masters shall have the requisite qualifications and experience to serve as a special master*  
 2845 *and shall have no conflicts of interest. In making its appointments, the Court shall consider any relevant*  
 2846 *redistricting experience in the Commonwealth and any practical or academic experience in the field of*

2847 redistricting. The Court shall be reimbursed by the Commonwealth for all costs, including fees and expenses,  
2848 related to the appointment or work of the special master from funds appropriated for this purpose.

2849 G. Any justice who is a parent, spouse child, sibling, parent-in-law, child-in-law, or sibling-in-law of, or a  
2850 cohabitating member of a household with, a member of the Congress of the United States or of the General  
2851 Assembly shall recuse himself from any decision made pursuant to this section, and no senior justice  
2852 designated pursuant to § 17.1-302 shall be assigned to the case or matter to serve in his place.

2853 **§ 30.1-1012. Remedial redistricting plans.**

2854 If any congressional or state legislative district established pursuant to this article or the provisions of  
2855 Article II, Sections 6 and 6-A of the Constitution of Virginia is declared unlawful or unconstitutional, in  
2856 whole or in part, by order of any state or federal court, the Commission shall be convened to determine and  
2857 propose a redistricting plan to remedy the unlawful or unconstitutional district.

2858 SUBTITLE III.

2859 LEGISLATIVE COMMISSIONS, COUNCILS, COMMITTEES, AND OTHER LEGISLATIVE ENTITIES.

2860 CHAPTER 11.

2861 GENERAL PROVISIONS.

2862 **§ 30.1-1100. Application of this chapter.**

2863 As used in this chapter, unless the context requires a different meaning, "legislative entity" means any  
2864 board, commission, council, advisory body, committee, subcommittee, or other collegial entity created by the  
2865 General Assembly. The provisions of this chapter shall apply to all legislative entities contained in this  
2866 subtitle unless otherwise specified.

2867 **§ 30.1-1101. Membership; chair and vice-chair; terms; vacancies.**

2868 A. For any legislative entity created on or after October 1, 2026, the number of legislative members shall  
2869 exceed the number of nonlegislative citizen members and voting ex officio members combined. Nonlegislative  
2870 citizen members of a legislative entity shall be citizens of the Commonwealth.

2871 B. Each legislative entity shall annually elect a chair and vice-chair from among its membership, who  
2872 shall be members of the General Assembly.

2873 C. Legislative members and ex officio members of a legislative entity shall serve terms coincident with  
2874 their terms of office. Nonlegislative citizen members shall be appointed for a term of two years. Appointments  
2875 to fill vacancies, other than by expiration of a term, shall be for the unexpired terms. Legislative members  
2876 and nonlegislative citizen members may be reappointed. However, no House member shall serve more than  
2877 four consecutive two-year terms, no Senate member shall serve more than two consecutive four-year terms,  
2878 and no nonlegislative citizen member shall serve more than four consecutive two-year terms. The remainder  
2879 of any term to which a member is appointed to fill a vacancy shall not constitute a term in determining the  
2880 member's eligibility for reappointment. Vacancies shall be filled in the same manner as the original  
2881 appointments.

2882 **§ 30.1-1102. Quorum; meetings; voting on recommendations.**

2883 A. A majority of the members of a legislative entity shall constitute a quorum. The meetings of a  
2884 legislative entity shall be held at the call of the chair or whenever the majority of the members so request.

2885 B. No recommendation of a legislative entity shall be adopted if a majority of the House members or a  
2886 majority of the Senate members appointed to the legislative entity (i) vote against the recommendation and  
2887 (ii) vote for the recommendation to fail notwithstanding the majority vote of the legislative entity.

2888 **§ 30.1-1103. Compensation; expenses.**

2889 A. Legislative members of a legislative entity shall receive such compensation for the performance of their  
2890 duties as provided in § 30.1-109, and nonlegislative citizen members of a legislative entity shall receive such  
2891 compensation for the performance of their duties as provided in § 2.2-2813. All members of a legislative  
2892 entity shall be reimbursed for reasonable and necessary expenses incurred in the performance of their duties  
2893 as provided in §§ 2.2-2813 and 2.2-2825. Compensation to members of the General Assembly for attendance  
2894 at official meetings of a legislative entity shall be paid by the Office of the Clerk of the House of Delegates or  
2895 the Office of the Clerk of the Senate, as applicable. All other compensation and expenses shall be paid from  
2896 existing appropriations to the legislative entity whose meeting the member attended, or, if such legislative  
2897 entity is unfunded, shall be approved by the Joint Rules Committee.

2898 B. Unless otherwise approved in writing by the chair of the legislative entity and the respective Clerk,  
2899 nonlegislative citizen members shall only be reimbursed for travel originating and ending within the  
2900 Commonwealth for the purpose of attending meetings.

2901 **§ 30.1-1104. Appointment and removal authority.**

2902 A. All appointments made to a legislative entity created on or after October 1, 2026, shall be made by  
2903 either the Speaker of the House of Delegates, the Senate Committee on Rules, or the Joint Rules Committee.

2904 B. Any nonlegislative citizen member appointed to any legislative entity by either the Speaker of the  
2905 House of Delegates, the Senate Committee on Rules, or the Joint Rules Committee shall serve at the pleasure  
2906 of such appointing authority. Any such nonlegislative citizen member may be relieved of his appointment at  
2907 any time, with or without cause.

2908 **§ 30.1-1105. Absences on legislative entities.**

2909 *The absence of any appointed nonlegislative citizen member from three consecutive regular meetings of*  
 2910 *any legislative entity unless on account of sickness shall be sufficient cause for the original appointing*  
 2911 *authority to declare the position vacated and to fill such vacancy.*

2912 **§ 30.1-1106. Assistance provided by agencies of the Commonwealth.**

2913 *A. Any legislative entity may request and shall receive from every department, division, board, bureau,*  
 2914 *commission, authority, or other agency created by the Commonwealth, or to which the Commonwealth is a*  
 2915 *party, or from any political subdivision of the Commonwealth, cooperation and assistance in the*  
 2916 *performance of its duties.*

2917 *B. Should a legislative entity determine at any point that information within a state agency is applicable*  
 2918 *to a study, investigation, or evaluation being conducted by such entity or standing committee, such entity or*  
 2919 *standing committee shall notify the head of such state agency. Following such notification, the agency head*  
 2920 *shall designate a point of contact for the entity or standing committee, who may then seek out all pertinent*  
 2921 *information within such agency from such point of contact. Each employee within the state agency shall give*  
 2922 *his full cooperation to the entity and its point of contact in collecting the information. No member or staff*  
 2923 *member of such entity shall be entitled to access information, without permission of the agency head, for*  
 2924 *which disclosure is prohibited by law.*

2925 *C. The legislative entities shall perform their collection duties and utilize the services of personnel within*  
 2926 *the agencies in doing so in such a manner as to minimize disruption of the normal operations of the agency.*

2927 *Such freedom to access all information within all state agencies is deemed absolutely necessary for the*  
 2928 *legislature to be able to efficiently evaluate laws and policies of the Commonwealth, how they are being*  
 2929 *administered, and the need for changes in such laws and policies, and also for the Virginia General Assembly*  
 2930 *to effectively fulfill its responsibility regarding legislative oversight.*

2931 **§ 30.1-1107. Chair's executive summary of activity and work of legislative entities.**

2932 *The chair of a legislative entity shall submit to the General Assembly and the Governor an annual*  
 2933 *executive summary of the interim activity and work of such legislative entity no later than December 1. The*  
 2934 *executive summary shall be submitted as provided in the procedures of the Division of Legislative Automated*  
 2935 *Systems for the processing of legislative documents and reports and shall be posted on the General*  
 2936 *Assembly's website.*

2937 *Joint subcommittees, joint committees, and other legislative entities required or requested by law or*  
 2938 *resolution to conduct a study shall submit their reports no later than December 1 of the reporting year,*  
 2939 *unless otherwise specified.*

2940 **§ 30.1-1108. Funding requirements.**

2941 *If a legislative entity is not funded by a separate appropriation in the general appropriation act for its*  
 2942 *second year of existence, such legislative entity shall expire on July 1 of the fiscal year in which it fails to*  
 2943 *receive such funding.*

2944 **CHAPTER 12.**

2945 **STANDING LEGISLATIVE ENTITIES.**

2946 **Article 1.**

2947 **Virginia State Crime Commission.**

2948 **§ 30.1-1200. Virginia State Crime Commission; purpose.**

2949 *The Virginia State Crime Commission (the Commission) is established in the legislative branch of state*  
 2950 *government. The purpose of the Commission is to study, report, and make recommendations on all areas of*  
 2951 *public safety and protection. In so doing, the Commission shall endeavor to ascertain the causes of crime and*  
 2952 *recommend ways to reduce and prevent it, explore and recommend methods of rehabilitation of convicted*  
 2953 *criminals, study compensation of persons in law enforcement and related fields, and study other related*  
 2954 *matters, including the apprehension, trial, and punishment of criminal offenders. The Commission shall make*  
 2955 *such recommendations as it deems appropriate with respect to the foregoing matters and shall coordinate the*  
 2956 *proposals and recommendations of all commissions and agencies regarding legislation affecting crimes,*  
 2957 *crime control, and criminal procedure. The Commission shall cooperate with the executive branch of state*  
 2958 *government, the Attorney General's office, and the judiciary, who are in turn encouraged to cooperate with*  
 2959 *the Commission. The Commission shall cooperate with governments and governmental agencies of other*  
 2960 *states and the United States.*

2961 **§ 30.1-1201. Membership; terms.**

2962 *A. The Commission shall have a total membership of 13 members that shall include nine legislative*  
 2963 *members, three nonlegislative citizen members, and one ex officio member. Members shall be appointed as*  
 2964 *follows:*

2965 *1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 2966 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 2967 *Delegates;*

2968 *2. Three members of the Senate to be appointed by the Senate Committee on Rules; and*

2969 *3. Three nonlegislative citizen members to be appointed by the Governor.*

2970 *The Attorney General or his designee shall serve ex officio.*

2971 B. All members may be reappointed for successive terms.

2972 **§ 30.1-1202. Powers and duties of the Commission.**

2973 A. The Commission shall have the following powers and duties:

2974 1. Maintain offices and hold meetings or functions at any place within the Commonwealth that it deems  
2975 necessary;

2976 2. Conduct private and public hearings and designate a member of the Commission to preside over such  
2977 hearings. Pursuant to a resolution adopted by a majority of the Commission, witnesses appearing before the  
2978 Commission may be examined privately and the Commission shall not make public the particulars of such  
2979 examination. The Commission shall not have the power to take testimony at private or public hearings unless  
2980 at least three of its members are present at such hearings. Witnesses appearing before the Commission at its  
2981 request shall be entitled to receive the same fees and mileage as persons summoned to testify in the courts of  
2982 the Commonwealth, if such witnesses request such fees and mileage;

2983 3. Conduct studies and gather information and data in order to accomplish its purposes as set forth in  
2984 § 30.1-1200, and in connection with the faithful execution and effective enforcement of the laws of the  
2985 Commonwealth, including laws relating to organized crime and racketeering, and formulate its  
2986 recommendations to the General Assembly and the Governor;

2987 4. Examine matters relating to law enforcement extending across the boundaries of the Commonwealth  
2988 into other states, and consult and exchange information with officers and agencies of other states with  
2989 respect to law-enforcement problems of mutual concern to the Commonwealth and other states; and

2990 5. Submit reports pursuant to § 30.1-1107.

2991 B. At the direction or request of the legislature by concurrent resolution or of the Governor, the  
2992 Commission shall, or at the request of any department, board, bureau, commission, authority, or other  
2993 agency created by the Commonwealth, or to which the Commonwealth is a party, the Commission may study  
2994 the operations, management, jurisdiction, powers, and interrelationship of any such department, board,  
2995 bureau, commission, authority, or other agency that has any direct responsibility for enforcing the criminal  
2996 laws of the Commonwealth.

2997 **§ 30.1-1203. Staffing.**

2998 The Commission may appoint and employ and, at its pleasure, remove an executive director, counsel, and  
2999 such other persons as it deems necessary to assist it in carrying out its duties as set forth in this article. The  
3000 Commission may determine the duties of such staff and fix their salaries or compensation within the amounts  
3001 appropriated in the general appropriation act.

3002 **§ 30.1-1204. Commission to refer cases of crime or official misconduct to appropriate authorities.**

3003 Whenever it appears to the Commission that there is reasonable cause for an official investigation or  
3004 prosecution of a crime or for the removal of a public officer for misconduct, the Commission shall refer the  
3005 matter and such information as has come to its attention to (i) the officials having the duty and authority to  
3006 conduct investigations, prosecute criminal offenses, or remove such public officer or (ii) the judge of an  
3007 appropriate court of record with recommendation that a special grand jury be convened.

3008 **§ 30.1-1205. Publication of information.**

3009 By such means and to such extent as it deems appropriate, the Commission shall keep the public informed  
3010 as to the operations of organized crime, problems of criminal law enforcement in the Commonwealth, and  
3011 other activities of the Commission.

3012 **§ 30.1-1206. Disclosure of certain information by employee; penalty.**

3013 Any employee of the Commission who, except as directed by the Governor, a court of record, or the  
3014 Commission, discloses to any person other than the Commission or an officer having the power to appoint  
3015 one or more of the members of the Commission (i) the name of any witness appearing before the Commission  
3016 in a private hearing or (ii) any information obtained or given in a private hearing is guilty of a Class 1  
3017 misdemeanor.

3018 **§ 30.1-1207. Impounding of certain documents.**

3019 Upon the application of the Commission or a duly authorized member of its staff, the judge of any court of  
3020 record may impound any exhibit or document received or obtained in any public or private hearing held in  
3021 connection with a hearing conducted by the Commission and may order such exhibit to be retained by, or  
3022 delivered to and placed in custody of, the Commission. The order may be rescinded by further order of the  
3023 court made after five days' notice to the Commission or upon its application or with its consent, all in the  
3024 discretion of the court.

3025 **§ 30.1-1208. Construction of article.**

3026 Nothing contained in this article shall be construed to supersede, repeal, or limit any power, duty, or  
3027 function of the Governor or any department or agency of the Commonwealth, or any political subdivision  
3028 thereof, as prescribed or defined by law.

3029 Article 2.

3030 Chesapeake Bay Commission.

3031 **§ 30.1-1209. Chesapeake Bay Commission created.**

3032 The Chesapeake Bay Commission, hereinafter designated as "Commission," is hereby created as a tristate

3033 legislative commission.

3034 **§ 30.1-1210. Members.**

3035 The Commission shall consist of 21 members, seven from Virginia, seven from Maryland and seven from  
 3036 Pennsylvania. In each state, five of the members shall be members of the General Assembly. In Virginia, two  
 3037 Senators appointed by the Senate Committee on Rules and three Delegates appointed by the Speaker of the  
 3038 House of Delegates shall serve as members. The Governor of Virginia or his designee shall serve as a  
 3039 member. In addition, the Senate Committee on Rules and the Speaker of the House of Delegates shall jointly  
 3040 appoint one Virginia member who is not a legislator or an employee of the executive branch. In Maryland,  
 3041 two senators designated by the President of the Senate and three delegates designated by the Speaker of the  
 3042 House of Delegates shall serve as members. The Governor of Maryland or his designee shall serve as a  
 3043 member. In addition, the President of the Senate and the Speaker of the House of Delegates shall jointly  
 3044 select one Maryland member who is not a legislator or an employee of the executive branch. In Pennsylvania,  
 3045 two senators designated by the President pro tempore of the Senate and three representatives designated by  
 3046 the Speaker of the House of Representatives shall serve as members. The Governor of Pennsylvania or his  
 3047 designee shall serve as a member. In addition, the President pro tempore of the Senate shall select one  
 3048 Pennsylvania member who is not a legislator or an employee of the executive branch.

3049 **§ 30.1-1211. Terms.**

3050 Legislators serving as members of the Commission shall serve terms coterminous with their current terms  
 3051 of office. The nonlegislative members shall serve at the pleasure of their respective appointing authorities for  
 3052 a term of not more than four years. Nonlegislative members may be reappointed at the end of the four-year  
 3053 term.

3054 **§ 30.1-1212. Compensation and expenses; generally.**

3055 The Commission members shall serve without compensation from the Commission but may be reimbursed  
 3056 by the Commission for necessary expenses incurred in and incident to the performance of their duties. In  
 3057 addition, Commission members from each state may receive from their respective states, any other  
 3058 compensation to which they may be entitled under the laws of the respective states.

3059 **§ 30.1-1213. Compensation and expenses; Virginia delegation.**

3060 The legislative representatives of Virginia to the Commission shall receive such compensation as  
 3061 provided in § 30.1-109 and the nonlegislative citizen representatives of Virginia shall receive such  
 3062 compensation as provided in § 2.2-2813 for their services. All members shall be entitled to reimbursement for  
 3063 all reasonable and necessary expenses incurred in their performance of their duties as provided in  
 3064 §§ 2.2-2813 and 2.2-2825. The funding for the costs of compensation and expenses of the members shall be  
 3065 provided from existing appropriations to the Commission for such purpose.

3066 **§ 30.1-1214. Meetings and voting.**

3067 Commission meetings shall be held at least once each quarter, and at such other times as the Commission  
 3068 may determine. In order to constitute a quorum for the transaction of any business, at least 11 Commission  
 3069 members, including at least three Commission members from each state, must be present. Approval of  
 3070 proposed action shall require the majority vote of the Commission members present.

3071 **§ 30.1-1215. Organization, internal procedures and delegation of powers; officers and employees as  
 3072 state employees.**

3073 A. The Commission members shall serve as the governing body of the Commission, and, except as  
 3074 hereinafter provided, shall exercise and discharge all powers, functions and responsibilities assigned to the  
 3075 Commission. The Commission shall provide for the organization of internal procedures of the Commission  
 3076 and to this end shall adopt suitable bylaws. The Commission shall have a chairman and two vice-chairmen,  
 3077 chosen by the respective delegation, whose offices shall rotate annually among the signatory states and may  
 3078 at no time be held by members from the same signatory. The Commission may maintain one or more offices  
 3079 for the transaction of its business. The Commission may, without regard to the civil service or the laws of any  
 3080 signatory relative to public officers and employees, create and abolish offices, employments and positions as  
 3081 it deems necessary for the purposes of the Commission, affix and provide for the duties, conditions of  
 3082 employment, qualifications, appointment, removal, term, compensation, and other rights and benefits of the  
 3083 Commission's officers and employees, and shall appoint the principal officers of the Commission and allocate  
 3084 among them administrative functions, powers, and duties. The Commission may delegate to the officers and  
 3085 employees of the Commission any powers, functions and responsibilities under this agreement as it deems  
 3086 suitable, except that it may not delegate its power to make recommendations to the respective legislatures, to  
 3087 issue reports or to adopt the annual expense budget.

3088 B. Every full-time officer or employee of the Commission on a salary basis shall be eligible for pension  
 3089 and health and related insurance offered to employees of one of the member states, provided that such officer  
 3090 or employee so elects within 30 days of commencing employment; and provided that the Commission  
 3091 allocates funds in its budget for the employer share of these benefits.

3092 **§ 30.1-1216. Purposes.**

3093 The purposes of the signatories in enacting this Agreement are to assist the legislatures of Virginia,  
 3094 Maryland, and Pennsylvania in evaluating and responding to problems of mutual concern relating to the

3095 Chesapeake Bay; to promote intergovernmental cooperation; to encourage cooperative coordinated resource  
 3096 planning and action by the signatories and their agencies; to provide, where appropriate, through  
 3097 recommendation to the respective legislature, uniformity of legislative application; to preserve and enhance  
 3098 the functions, powers and duties of existing offices and agencies of government; and to recommend  
 3099 improvements in the existing management system for the benefit of the present and future inhabitants of the  
 3100 Chesapeake Bay region.

3101 **§ 30.1-1217. Powers.**

3102 In pursuit of the purposes and duties set forth in this article, the Commission may exercise the following  
 3103 powers:

3104 1. Collect, compile, analyze, interpret, coordinate, tabulate, summarize, and distribute technical and other  
 3105 data relative to the Chesapeake Bay and its environs. It may conduct or contract for studies, except those for  
 3106 primary scientific research, and may prepare reports on existing or potential problems within the Bay  
 3107 region;

3108 2. Prepare, publish and disseminate information in reports related to the resources of the region;

3109 3. Serve as an advisory board to any requesting agency of the member states on matters of interstate  
 3110 concern;

3111 4. Make application for grants, services or other aids as may be available from public or private sources  
 3112 to finance or assist in effectuating any purposes of this Agreement; and receive and accept the same on such  
 3113 terms and conditions as may be required by the law of the respective signatory states;

3114 5. Purchase administrative supplies and lease sufficient office space if such space is not otherwise made  
 3115 available for its use; and

3116 6. Exercise such other powers as are granted by this Agreement and take such actions as are necessary or  
 3117 appropriate for performing the duties set forth in this Agreement.

3118 **§ 30.1-1218. Duties.**

3119 In carrying out the purposes set forth in this article, the Commission shall have the following duties:

3120 1. Identify specific Bay management concerns requiring intergovernmental coordination and cooperation;  
 3121 and recommend to the federal, state and local governments that are involved in the Chesapeake Bay region  
 3122 legislative and administrative actions necessary to effectuate coordinated and cooperative management for  
 3123 the Bay;

3124 2. Consider, in administering the provisions of this Agreement, the needs of the region for industrial and  
 3125 agricultural development and for gainful employment and maintenance of a high-quality environment;

3126 3. Respect and support the primary role of the respective signatory states and their administrative  
 3127 agencies in managing the resources of the region;

3128 4. Collect, analyze and disseminate information pertaining to the region and its resources for the  
 3129 respective legislative bodies. The Commission shall prepare an annual report indicating the status of  
 3130 environmental and economic Bay issues involving the Chesapeake Bay and the progress of coordinative  
 3131 efforts by the member states;

3132 5. Represent common interests of the signatories as they are affected by the activities of the federal  
 3133 government and shall assist in the monitoring of those activities in the Chesapeake Bay region; and

3134 6. Provide, as may be determined, a forum to serve as an advisory mediator for programmatic conflicts  
 3135 between or among the member states when such action is requested by the conflicting member states.

3136 **§ 30.1-1219. Annual budget.**

3137 The Commission shall annually adopt a budget, which shall include the Commission's estimated expenses  
 3138 for administration and operation. In establishing the annual current expense budget, the Commission shall  
 3139 balance total expenses against the Commission's estimate of revenues from all sources, either previously  
 3140 appropriated by a signatory state or receivable from any person or governmental agency by contract or  
 3141 grant with that person or governmental agency. The chairman of the Commission shall certify to the  
 3142 respective signatories, and submit to persons in other governmental agencies, statements of the amounts  
 3143 requested from them in accordance with existing cost-sharing established by this Agreement or by the  
 3144 parties. The chairman of the Commission shall transmit certified copies of such budgets to the principal  
 3145 budget officer of the respective signatory parties at such time and in such manner as may be required under  
 3146 their respective budgetary procedures.

3147 **§ 30.1-1220. Apportionment of cost.**

3148 The amount required for the Commission's current expense budget shall be apportioned equally among  
 3149 the signatory parties unless a different apportionment is agreed to by unanimous vote of the Commission.

3150 **§ 30.1-1221. Modification.**

3151 This Agreement shall not be amended or modified except with the concurrence of the legislatures of the  
 3152 Commonwealth of Virginia, the state of Maryland, and the Commonwealth of Pennsylvania. Amendments  
 3153 shall not become effective until adopted in the same manner as the original Agreement.

3154 **§ 30.1-1222. Term.**

3155 The duration of this Agreement among the Commonwealth of Virginia, the state of Maryland, and the  
 3156 Commonwealth of Pennsylvania shall be for an initial period of 10 years from its effective date, and it shall

3157 *be continued for additional periods of 10 years unless one or more of the signatory states, by authority of an*  
 3158 *act of its legislature, notifies the Commission of intention to terminate the Agreement at the end of the current*  
 3159 *10-year term. However, any signatory, by act of its legislature, can withdraw from the Agreement at the end*  
 3160 *of any calendar year or fiscal year.*

3161 **§ 30.1-1223. Dissolution.**

3162 *In the event that this Agreement shall be terminated by operation of § 30.1-1222, the Commission shall be*  
 3163 *dissolved, its assets and liabilities transferred, and its corporate affairs wound up in accordance with the*  
 3164 *unanimous agreement of its signatories, or failing unanimous agreement, in such manner that the assets and*  
 3165 *liabilities of the Commission shall be shared by the respective states.*

3166 **§ 30.1-1224. Governor to execute agreement.**

3167 *The Governor of the Commonwealth of Virginia is authorized and directed to: (i) execute and deliver, on*  
 3168 *behalf of the Commonwealth, all agreements and modifications of agreements that relate to the Chesapeake*  
 3169 *Bay Commission; and (ii) take those actions that may be necessary to effectuate the Agreement.*

3170 *Article 3.*

3171 *Virginia Commission on Youth.*

3172 **§ 30.1-1225. Virginia Commission on Youth; purpose.**

3173 *The Virginia Commission on Youth (the Commission) is established in the legislative branch of state*  
 3174 *government. The purpose of the Commission is to study and provide recommendations addressing the needs*  
 3175 *of and services to the Commonwealth's youth and their families. The Commission shall encourage the*  
 3176 *development of uniform policies and services to youth across the Commonwealth and provide a forum for*  
 3177 *continuing review and study of such services. In addition to its own proposals, the Commission shall*  
 3178 *coordinate the proposals and recommendations of all commissions and agencies as to legislation affecting*  
 3179 *youth.*

3180 **§ 30.1-1226. Membership; terms.**

3181 *A. The Commission shall have a total membership of 12 members that shall include nine legislative*  
 3182 *members and three nonlegislative citizen members. Members shall be appointed as follows:*

3183 *1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 3184 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 3185 *Delegates;*

3186 *2. Three members of the Senate to be appointed by the Senate Committee on Rules; and*

3187 *3. Three nonlegislative citizen members to be appointed by the Governor.*

3188 *B. Nonlegislative citizen members shall serve four-year terms. Members may be reappointed for*  
 3189 *successive terms.*

3190 **§ 30.1-1227. Powers and duties of the Commission.**

3191 *The Commission shall have the following powers and duties:*

3192 *1. Undertake studies and gather information and data in order to accomplish its purposes as set forth in*  
 3193 *§ 30.1-1225 and formulate and report its recommendations to the General Assembly and the Governor;*

3194 *2. At the direction or request of the legislature by concurrent resolution or of the Governor, or at the*  
 3195 *request of any department, board, bureau, commission, authority, or other agency created by the*  
 3196 *Commonwealth or to which the Commonwealth is a party, study the operations, management, jurisdiction, or*  
 3197 *powers of any such department, board, bureau, commission, authority, or other agency that has*  
 3198 *responsibility for services to youth; and*

3199 *3. Submit reports pursuant to § 30.1-1107.*

3200 **§ 30.1-1228. Staffing.**

3201 *The Commission may appoint and employ and, at its pleasure, remove an executive director and such*  
 3202 *other persons as it deems necessary to assist it in carrying out its duties as set forth in this article. The*  
 3203 *Commission may determine the duties of such staff and fix their salaries or compensation within the amounts*  
 3204 *appropriated to the Commission in the general appropriation act.*

3205 *Article 4.*

3206 *Joint Commission on Health Care.*

3207 **§ 30.1-1229. Joint Commission on Health Care; purpose.**

3208 *The Joint Commission on Health Care (the Commission) is established in the legislative branch of state*  
 3209 *government. The purpose of the Commission is to study, report, and make recommendations on all areas of*  
 3210 *health care provision, regulation, insurance, liability, licensing, and delivery of services. The Commission*  
 3211 *shall endeavor to ensure that the Commonwealth as provider, financier, and regulator adopts the most cost-*  
 3212 *effective and efficacious means of delivery of health care services so that the greatest number of residents of*  
 3213 *the Commonwealth receive quality health care. The Commission shall also encourage the development of*  
 3214 *uniform policies and services to ensure the availability of quality, affordable, and accessible health services*  
 3215 *and provide a forum for continuing the review and study of programs and services.*

3216 **§ 30.1-1230. Membership.**

3217 *The Commission shall have a total membership of 18 legislative members. Members shall be appointed as*  
 3218 *follows:*

3219 1. Ten members of the House of Delegates, of whom three shall be members of the House Committee on  
 3220 Health and Human Services, to be appointed by the Speaker of the House of Delegates in accordance with  
 3221 the principles of proportional representation contained in the Rules of the House of Delegates; and

3222 2. Eight members of the Senate to be appointed by the Senate Committee on Rules.

3223 **§ 30.1-1231. Powers and duties of the Commission.**

3224 A. The Commission shall have the following powers and duties:

3225 1. Study and gather information and data to accomplish its purposes as set forth in § 30.1-1229;

3226 2. Study the operations, management, jurisdiction, powers, and interrelationships of any department,  
 3227 board, bureau, commission, authority, or other agency with any direct responsibility for the provision and  
 3228 delivery of health care in the Commonwealth;

3229 3. Assess, analyze, and evaluate the social and economic costs and benefits, and other relevant issues, of  
 3230 any proposed mandated health insurance benefit or mandated provider that is not included in the essential  
 3231 health benefits required by federal law to be provided under a health care plan and report its findings with  
 3232 respect to the proposed mandate to the Health Insurance Reform Commission established in Article 7  
 3233 (§ 30.1-1429 et seq.) of Chapter 14;

3234 4. Examine matters relating to health care services in other states and consult and exchange information  
 3235 with officers and agencies of other states with respect to health service problems of mutual concern;

3236 5. Maintain offices and hold meetings and functions at any place within the Commonwealth that it deems  
 3237 necessary;

3238 6. Invite other interested parties to sit with the Commission and participate in its deliberations;

3239 7. Report its recommendations to the General Assembly and the Governor annually and make such  
 3240 interim reports as it deems advisable or as may be required by the General Assembly and the Governor; and

3241 8. Submit reports pursuant to § 30.1-1107.

3242 B. The Commission may make recommendations and coordinate the proposals and recommendations of  
 3243 all commissions and agencies as to legislation affecting the provision and delivery of health care.

3244 **§ 30.1-1232. Staffing.**

3245 The Commission may appoint and employ and, at its pleasure, remove an executive director and such  
 3246 other persons as it deems necessary to assist it in carrying out its duties. The Commission may determine the  
 3247 duties of such staff and fix their salaries or compensation within the amounts appropriated to the  
 3248 Commission in the general appropriation act. The Commission may also employ experts who have special  
 3249 knowledge of the issues before it.

3250 Article 5.

3251 Joint Commission on Technology and Science.

3252 **§ 30.1-1233. Joint Commission on Technology and Science; purpose.**

3253 The Joint Commission on Technology and Science (JCOTS) is established in the legislative branch of  
 3254 state government. The purpose of JCOTS is to study all aspects of technology and science and endeavor to  
 3255 stimulate, encourage, promote, and assist in the development of technology and science in the  
 3256 Commonwealth and sound public policies related thereto.

3257 **§ 30.1-1234. Membership; quorum; chair and vice-chair.**

3258 A. JCOTS shall have a total membership of 12 legislative members. Members shall be appointed as  
 3259 follows:

3260 1. Seven members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 3261 accordance with the principles of proportional representation contained in the Rules of the House of  
 3262 Delegates; and

3263 2. Five members of the Senate to be appointed by the Senate Committee on Rules.

3264 B. Five members of JCOTS shall constitute a quorum. At the first meeting following the adjournment sine  
 3265 die of the Regular Session in an even-numbered year, JCOTS shall elect a chair and vice-chair from among  
 3266 its membership. A vacancy in either office shall be filled for the unexpired term in the same manner.

3267 **§ 30.1-1235. Powers and duties of JCOTS.**

3268 JCOTS shall have the following powers and duties:

3269 1. Evaluate the impact of existing statutes and proposed legislation related to technology and science in  
 3270 the Commonwealth;

3271 2. Advise the General Assembly, the Governor, and agencies, authorities, and institutions of the  
 3272 Commonwealth upon matters related to technology and science;

3273 3. Investigate, research, and consider such issues related to technology and science as may be requested  
 3274 by the General Assembly or determined by JCOTS;

3275 4. Make recommendations to the General Assembly and the Governor related to technology and science  
 3276 in the Commonwealth;

3277 5. Consult with appropriate entities, public or private, on matters related to technology and science under  
 3278 JCOTS's consideration;

3279 6. Encourage research and development in technology and science;

3280 7. Solicit input from appropriate entities, public or private, on issues related to technology and science;

3281 8. Coordinate its efforts with and assist the efforts of other agencies, authorities, and institutions of the  
3282 Commonwealth;

3283 9. Accept public or private funds to carry out its purposes; and

3284 10. Submit reports pursuant to § 30.1-1107. JCOTS shall make such further interim reports to the  
3285 General Assembly and the Governor as it deems advisable or as required by concurrent resolution of the  
3286 General Assembly or by the Governor.

3287 **§ 30.1-1236. Staffing.**

3288 JCOTS may appoint and employ and, at its pleasure, remove an executive director and such other persons  
3289 as it deems necessary to assist it in carrying out its duties as set forth in this article. JCOTS may determine  
3290 the duties of such staff and fix their salaries or compensation within the amounts appropriated to JCOTS in  
3291 the general appropriation act.

3292 **§ 30.1-1237. Advisory committees.**

3293 JCOTS may establish advisory committees composed of persons with expertise in the matters under  
3294 consideration by JCOTS. Such persons shall serve without compensation but shall be reimbursed from funds  
3295 appropriated or otherwise available to JCOTS for reasonable and necessary expenses incurred in the  
3296 performance of their duties as provided in §§ 2.2-2813 and 2.2-2825, unless they waive reimbursement.

3297

Article 6.

3298 Virginia Freedom of Information Advisory Council.

3299 **§ 30.1-1238. Virginia Freedom of Information Advisory Council; purpose.**

3300 The Virginia Freedom of Information Advisory Council (the Council) is established in the legislative  
3301 branch of state government. The purpose of the Council is to encourage and facilitate compliance with the  
3302 Virginia Freedom of Information Act (§ 2.2-3700 et seq.) (the Act).

3303 **§ 30.1-1239. Membership; terms; chair and vice-chair; vacancies.**

3304 A. The Council shall have a total membership of 14 members that shall include four legislative members,  
3305 seven nonlegislative citizen members, and three ex officio members. Members shall be appointed as follows:

3306 1. Two members of the House of Delegates to be appointed by the Speaker of the House of Delegates;

3307 2. Two members of the Senate to be appointed by the Senate Committee on Rules;

3308 3. Three nonlegislative citizen members, of whom at least one shall be or have been a representative of  
3309 the news media, to be appointed by the Speaker of the House of Delegates;

3310 4. Two nonlegislative citizen members, of whom one shall be or have been an officer of local government  
3311 and one shall be an at-large member, to be appointed by the Senate Committee on Rules. The local  
3312 government representative may be selected from a list recommended by the Virginia Association of Counties  
3313 and the Virginia Municipal League, after due consideration of such list by the Senate Committee on Rules;  
3314 and

3315 5. Two nonlegislative citizen members to be appointed by the Governor, one of whom shall not be a state  
3316 employee.

3317 The Attorney General and the Librarian of Virginia or their designees shall serve ex officio. The Director  
3318 of the Division of Legislative Services or his designee shall serve ex officio with nonvoting privileges.

3319 B. The nonlegislative citizen members may be selected from a list recommended by the Virginia Press  
3320 Association, the Virginia Association of Broadcasters, and the Virginia Coalition for Open Government, after  
3321 due consideration of such list by the appointing authorities. Appointments of nonlegislative citizen members  
3322 shall be for terms of four years. No nonlegislative citizen member shall serve for more than two successive  
3323 four-year terms. At the end of a term, a nonlegislative citizen member shall continue to serve until a  
3324 successor is appointed. However, after the expiration of the remainder of a term to which appointed to fill a  
3325 vacancy, two additional terms may be served by such member. Legislative members may be reappointed for  
3326 successive terms.

3327 C. The chair and vice-chair shall serve terms of two years and may not succeed themselves to the same  
3328 position.

3329 **§ 30.1-1240. Meetings; attendance of nonlegislative citizen members; compensation.**

3330 The Council shall hold meetings quarterly or upon the call of the chair. Notwithstanding the provisions of  
3331 § 30.1-1239, if any nonlegislative citizen member of the Council fails to attend a majority of meetings of the  
3332 Council in a calendar year, the Council shall notify the member's appointing authority. Upon receipt of such  
3333 notification, the appointing authority may remove the member and appoint a successor as soon as  
3334 practicable. Members of the Council shall receive no compensation for their services but shall be reimbursed  
3335 for reasonable and necessary expenses pursuant to § 30.1-1103.

3336 **§ 30.1-1241. Powers and duties of the Council.**

3337 The Council shall have the following powers and duties:

3338 1. Furnish, upon request, advisory opinions or guidelines and other appropriate information regarding  
3339 the Act to any person or public body in an expeditious manner;

3340 2. Conduct training seminars and educational programs for the members and staff of public bodies and  
3341 other interested persons on the requirements of the Act;

3342 3. Publish such educational materials as it deems appropriate on the provisions of the Act;

3343 4. Request from any public body such assistance, services, and information as will enable the Council to  
 3344 effectively carry out its responsibilities. Information provided to the Council by a public body shall not be  
 3345 released to any other party unless authorized by such public body;

3346 5. Assist in the development and implementation of the provisions of § 2.2-3704.1;

3347 6. Develop an online public comment form to be posted on the Council's official public government  
 3348 website, as defined in § 2.2-3701, to enable any requester to comment on the quality of assistance provided to  
 3349 the requester by a public body; and

3350 7. Report annually on its activities and findings regarding the Act, including recommendations for  
 3351 legislation, to the General Assembly and the Governor. The annual report shall be published according to the  
 3352 provisions of § 30.1-1107.

3353 **§ 30.1-1242. Staffing.**

3354 The Division of Legislative Services shall provide staff support. Staff shall perform the duties assigned to  
 3355 it by the Council.

3356

Article 7.

3357

Commission on Electric Utility Regulation.

3358 **§ 30.1-1243. Definitions.**

3359 As used in this article, unless the context requires a different meaning:

3360 "Commission" means the Commission on Electric Utility Regulation.

3361 "Ratepayer" means a residential, commercial, or industrial customer who is billed for the consumption of  
 3362 electricity by an electric utility in the Commonwealth.

3363 "Ratepayer impact statement" means a statement prepared using data or other relevant information to  
 3364 estimate the potential impact on ratepayers' electric bills of proposed legislation related to electric utilities.

3365 **§ 30.1-1244. (Expires July 1, 2029) Commission on Electric Utility Regulation; purpose.**

3366 The Commission on Electric Utility Regulation is established in the legislative branch of state  
 3367 government. The purpose of the Commission is to monitor the State Corporation Commission's  
 3368 implementation of the Virginia Electric Utility Regulation Act (§ 56-576 et seq.).

3369 **§ 30.1-1245. (Expires July 1, 2029) Membership.**

3370 A. The Commission shall have a total membership of 14 members that shall include 10 legislative  
 3371 members, three nonlegislative citizen members, and one ex officio member. Members shall be appointed as  
 3372 follows:

3373 1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 3374 accordance with the principles of proportional representation contained in the Rules of the House of  
 3375 Delegates;

3376 2. Four members of the Senate to be appointed by the Senate Committee on Rules that consist of three  
 3377 members from the majority party and one member from the minority party or an equal number from each in  
 3378 the event the chamber is evenly divided;

3379 3. One nonlegislative citizen member with expertise in energy affordability and ratepayer advocacy to be  
 3380 appointed by the Speaker of the House of Delegates;

3381 4. One nonlegislative citizen member with expertise in economic development and ratepayer advocacy to  
 3382 be appointed by the Senate Committee on Rules; and

3383 5. One nonlegislative citizen member with expertise in public utility regulation and ratepayer advocacy to  
 3384 be appointed by the Governor.

3385 The Attorney General or his designee shall serve ex officio. Any such designee shall be an attorney  
 3386 employed within the Department of Law's Consumer Protection Unit.

3387 B. The Commission shall meet at least twice per year.

3388 C. Each member of the Commission shall annually complete an orientation on electric utility regulation  
 3389 provided by the State Corporation Commission.

3390 D. The chair of the Commission is authorized to designate one or more members of the Commission to  
 3391 observe and participate in the discussions of any work group convened by the State Corporation Commission  
 3392 in furtherance of its duties under the Virginia Electric Utility Regulation Act (§ 56-576 et seq.) and this  
 3393 article. Members participating in such discussions are entitled to compensation and reimbursement as  
 3394 provided in § 30.1-1103, if approved by the Joint Rules Committee or its Budget Oversight Subcommittee.

3395 **§ 30.1-1246. (Expires July 1, 2029) Powers and duties of the Commission.**

3396 The Commission shall have the following powers and duties:

3397 1. Monitor the work of the State Corporation Commission in implementing the Virginia Electric Utility  
 3398 Regulation Act (§ 56-576 et seq.). The Commission shall receive an annual report from the State Corporation  
 3399 Commission by November 1 regarding such implementation and shall receive such other reports as the State  
 3400 Corporation Commission may be required to make, including reviews, analyses, and impact on consumers of  
 3401 electric utility regulation in other states;

3402 2. Examine generation, transmission, and distribution systems reliability concerns;

3403 3. Establish one or more subcommittees, composed of its membership, persons with expertise in the  
 3404 matters under consideration by the Commission, or both, to meet at the direction of the chair of the

3405 Commission, for any purpose within the scope of the duties prescribed to the Commission by this section,  
 3406 provided that such persons who are not members of the Commission shall serve without compensation but  
 3407 shall be entitled to be reimbursed from funds appropriated or otherwise available to the Commission for  
 3408 reasonable and necessary expenses incurred in the performance of their duties;

3409 4. Monitor applications by the Commonwealth for grants and awards for energy projects from the federal  
 3410 government;

3411 5. Consider legislation referred to it during any session of the General Assembly or other requests by  
 3412 members of the General Assembly;

3413 6. Conduct studies and gather information and data in order to accomplish its purposes set forth in  
 3414 § 30.1-1244 and in connection with the faithful execution of the laws of the Commonwealth;

3415 7. Issue ratepayer impact statements pursuant to § 30.1-1247;

3416 8. Report annually to the General Assembly and the Governor with such recommendations as may be  
 3417 appropriate for legislative and administrative consideration in order to maintain reliable service in the  
 3418 Commonwealth while preserving the Commonwealth's position as a low-cost electricity market; and

3419 9. Submit reports pursuant to 30.1-1107.

3420 **§ 30.1-1247. (Expires July 1, 2029) Ratepayer impact statements for electric utility regulation.**

3421 A. Upon request of the Chairs of the House Committee on Labor and Commerce or the Senate Committee  
 3422 on Commerce and Labor, the Commission shall prepare a ratepayer impact statement for any proposed  
 3423 legislation related to electric utility regulation specified by such Chair. Each such Chair may request up to  
 3424 five ratepayer impact statements in any given regular or special session of the General Assembly.  
 3425 Additionally, the Commission may, upon the request of any other member of the General Assembly, prepare a  
 3426 ratepayer impact statement for any proposed legislation related to electric utility regulation specified by such  
 3427 member.

3428 B. The Commission shall provide any such ratepayer impact statement to the requesting Chair or  
 3429 member, the patron of the legislation, and the members of any committee considering the legislation.

3430 C. The State Corporation Commission, the Office of the Attorney General, and all agencies of the  
 3431 Commonwealth shall, upon request of the Commission, expeditiously provide the Commission with assistance  
 3432 in the preparation of any ratepayer impact statement, including providing the Commission with any  
 3433 necessary data or other relevant information.

3434 D. The Commission shall ensure that any ratepayer impact statement provides a neutral and accurate  
 3435 analysis of the potential impact on ratepayers' electric bills of the proposed legislation. Any ratepayer impact  
 3436 statement shall include the methodology used by the Commission to prepare such ratepayer impact statement.

3437 **§ 30.1-1248. (Expires July 1, 2029) Staffing.**

3438 The Commission may appoint and employ and, at its pleasure, remove an executive director and such  
 3439 other persons as it deems necessary to assist it in carrying out its duties. The Commission may determine the  
 3440 duties of such staff and fix their salaries or compensation within the amounts appropriated to the  
 3441 Commission in the general appropriation act. The Commission may also employ experts who have knowledge  
 3442 of the issues before it.

3443 **§ 30.1-1249. (Expires July 1, 2029) Sunset.**

3444 This article shall expire on July 1, 2029.

3445

3446

#### Article 8.

#### Virginia Housing Commission.

3447 **§ 30.1-1250. Virginia Housing Commission; purpose.**

3448 The Virginia Housing Commission (the Commission) is established in the legislative branch of state  
 3449 government. The purpose of the Commission is to study and provide recommendations to ensure and foster  
 3450 the availability of safe, sound, and affordable housing for every resident of the Commonwealth. The  
 3451 Commission may also study and make recommendations relating to such other housing, real property, and  
 3452 community development issues as it may be called upon to consider or as may be desirable.

3453 **§ 30.1-1251. Membership; terms; chair and vice-chair.**

3454 A. The Commission shall have a total membership of 11 members that shall include eight legislative  
 3455 members and three nonlegislative citizen members. Members shall be appointed as follows:

3456 1. Five members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 3457 accordance with the principles of proportional representation contained in the Rules of the House of  
 3458 Delegates;

3459 2. Three members of the Senate to be appointed by the Senate Committee on Rules; and

3460 3. Three nonlegislative citizen members to be appointed by the Governor.

3461 B. Nonlegislative citizen members shall be appointed for a term of four years.

3462 C. The Commission shall elect a chair and vice-chair every two years.

3463 **§ 30.1-1252. Powers and duties of the Commission.**

3464 The Commission shall have the following powers and duties:

3465 1. Undertake studies, gather information and data, and pursue such other activities as may be desirable to  
 3466 accomplish its purposes as set forth in § 30.1-1250;

3467 2. Review newly enacted federal legislation pertaining to mortgage lending and brokering and determine  
3468 if such federal legislation necessitates amendments to the laws of the Commonwealth; and

3469 3. Submit reports pursuant to § 30.1-1107. Such reports shall include a discussion of studies made and  
3470 recommendations for administrative or legislative action.

3471 **§ 30.1-1253. Staffing.**

3472 The Commission may appoint and employ and, at its pleasure, remove an executive director and such  
3473 other persons as it deems necessary to assist it in carrying out its duties as set forth in this article. The  
3474 Commission may determine the duties of such staff and fix their salaries or compensation within the amounts  
3475 as may be appropriated to the Commission in the general appropriation act.

3476 Article 9.

3477 Virginia Conflict of Interest and Ethics Advisory Council.

3478 **§ 30.1-1254. Virginia Conflict of Interest and Ethics Advisory Council; purpose.**

3479 The Virginia Conflict of Interest and Ethics Advisory Council (the Council) is established in the  
3480 legislative branch of state government. The purpose of the Council is to encourage and facilitate compliance  
3481 with the State and Local Government Conflict of Interests Act (§ 2.2-3100 et seq.) and the General Assembly  
3482 Conflict of Interests Act (§ 30.1-200 et seq.) (the Acts) and the lobbying laws in Article 3 (§ 2.2-418 et seq.)  
3483 of Chapter 4 of Title 2.2.

3484 **§ 30.1-1255. Membership; terms; chair and vice-chair; expenses.**

3485 A. The Council shall have a total membership of nine members that shall include four legislative members  
3486 and five nonlegislative citizen members. Members shall be appointed as follows:

3487 1. Two members of the House of Delegates to be appointed by the Speaker of the House of Delegates;

3488 2. Two members of the Senate to be appointed by the Senate Committee on Rules;

3489 3. One former judge of a court of record to be appointed by the Speaker of the House of Delegates;

3490 4. One former judge of a court of record to be appointed by the Senate Committee on Rules; and

3491 5. Three nonlegislative citizen members to be appointed by the Governor, of whom one shall be a current  
3492 or former executive branch employee, one shall be appointed from a list of three nominees submitted by the  
3493 Virginia Association of Counties, and one shall be appointed from a list of three nominees submitted by the  
3494 Virginia Municipal League.

3495 B. In the appointment to the Council of members of the House of Delegates and the Senate, equal  
3496 representation shall be given to each of the political parties having the highest and next highest number of  
3497 members elected to their respective body. All members of the Council are subject to confirmation by the  
3498 General Assembly by a majority vote in each house of (i) the members present of the majority party and (ii)  
3499 the members present of the minority party.

3500 C. Appointments of nonlegislative citizen members shall be for terms of four years. No nonlegislative  
3501 citizen member shall serve for more than two successive four-year terms. However, after the expiration of the  
3502 remainder of a term to which appointed to fill a vacancy, two additional terms may be served by such  
3503 member. Legislative members may be reappointed for successive terms.

3504 D. The chair and vice-chair shall serve terms of two years and may not succeed themselves to the same  
3505 position.

3506 E. Members of the Council shall receive no compensation for their services but shall be reimbursed for  
3507 reasonable and necessary expenses pursuant to § 30.1-1103.

3508 **§ 30.1-1256. Powers and duties of the Council.**

3509 The Council shall have the following powers and duties:

3510 1. Prescribe the forms required for complying with the disclosure requirements of Article 3 (§ 2.2-418 et  
3511 seq.) of Chapter 4 of Title 2.2 and the Acts. These forms shall be the only forms used to comply with the  
3512 provisions of Article 3 or the Acts. The Council shall make available the disclosure forms and shall provide  
3513 guidance and other instructions to assist in the completion of the forms;

3514 2. Review all disclosure forms filed by lobbyists pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of  
3515 Title 2.2 and by state government officers and employees and legislators pursuant to the Acts. The Council  
3516 may review disclosure forms for completeness, including reviewing the information contained on the face of  
3517 the form to determine if the disclosure form has been fully completed and comparing the disclosures  
3518 contained in any disclosure form filed by a lobbyist pursuant to § 2.2-426 with other disclosure forms filed  
3519 with the Council, and requesting any amendments to ensure the completeness of and correction of errors in  
3520 the forms, if necessary. If a disclosure form is found to have not been filed or to have been incomplete as  
3521 filed, the Council shall notify the filer in writing and direct the filer to file a completed disclosure form within  
3522 a prescribed period of time, and such notification shall be confidential and is excluded from the provisions of  
3523 the Virginia Freedom of Information Act (§ 2.2-3700 et seq.);

3524 3. Require all disclosure forms and lobbyist registration statements that are required to be filed with the  
3525 Council to be filed electronically in accordance with the standards approved by the Council. The Council  
3526 shall provide software or electronic access for filing the required disclosure forms and registration  
3527 statements without charge to all individuals required to file with the Council. The Council shall prescribe the  
3528 method of execution and certification of electronically filed forms, including the use of an electronic

3529 signature as authorized by the Uniform Electronic Transactions Act (§ 59.1-479 et seq.). The Council may  
 3530 grant extensions as provided in § 30.1-1258 and may authorize a designee to grant such extensions;

3531 4. Accept and review any statement received from a filer disputing the receipt by such filer of a gift that  
 3532 has been disclosed on the form filed by a lobbyist pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of  
 3533 Title 2.2;

3534 5. Establish and maintain a searchable electronic database comprising those disclosure forms that are  
 3535 filed with the Council pursuant to §§ 2.2-426, 2.2-3117, 2.2-3118, and 30.1-214. Such database shall be  
 3536 available to the public through the Council's official website;

3537 6. Furnish, upon request, formal advisory opinions or guidelines and other appropriate information,  
 3538 including informal advice, regarding (i) ethics, (ii) conflicts issues arising under Article 3 (§ 2.2-418 et seq.)  
 3539 of Chapter 4 of Title 2.2 or the Acts, or (iii) a person's duties under Article 3 or the Acts to any person  
 3540 covered by Article 3 or the Acts or to any agency of state or local government, in an expeditious manner. The  
 3541 Council may authorize a designee to furnish formal opinions or informal advice.

3542 a. Formal advisory opinions are public record and shall be published on the Council's website; however,  
 3543 no formal advisory opinion furnished by a designee of the Council shall be available to the public or  
 3544 published until such opinion has been approved by the Council. Published formal advisory opinions may  
 3545 have such deletions and changes as may be necessary to protect the identity of the person involved or other  
 3546 persons supplying information;

3547 b. Informal advice given by the Council or the Council's designee is confidential and is excluded from the  
 3548 mandatory disclosure provisions of the Virginia Freedom of Information Act (§ 2.2-3700 et seq.); however, if  
 3549 the recipient invokes the immunity provisions of § 2.2-3121 or 30.1-229, the record of the request and the  
 3550 informal advice given shall be deemed to be a public record and shall be released upon request. Other  
 3551 records relating to formal advisory opinions or informal advice, including records of requests, notes,  
 3552 correspondence, and draft versions of such opinions or advice, shall also be confidential and excluded from  
 3553 the mandatory disclosure provisions of the Virginia Freedom of Information Act;

3554 7. Conduct training seminars and educational programs for lobbyists, state and local government officers  
 3555 and employees, legislators, and other interested persons on the requirements of Article 3 (§ 2.2-418 et seq.)  
 3556 of Chapter 4 of Title 2.2 and the Acts and provide training sessions for local elected officials in compliance  
 3557 with Article 9 (§ 2.2-3132) of Chapter 31 of Title 2.2 and ethics orientation sessions for legislators in  
 3558 compliance with Article 7 (§ 30.1-235 et seq.) of Chapter 2;

3559 8. Approve orientation courses conducted pursuant to § 2.2-3128 and, upon request, review the  
 3560 educational materials and approve any training or course on the requirements of Article 3 (§ 2.2-418 et seq.)  
 3561 of Chapter 4 of Title 2.2 and the Acts conducted for state and local government officers and employees;

3562 9. Publish such educational materials as it deems appropriate on the provisions of Article 3 (§ 2.2-418 et  
 3563 seq.) of Chapter 4 of Title 2.2 and the Acts;

3564 10. Review actions taken in the General Assembly with respect to the discipline of its members for the  
 3565 purpose of offering nonbinding advice;

3566 11. Request from any agency of state or local government such assistance, services, and information as  
 3567 will enable the Council to effectively carry out its responsibilities. Information provided to the Council by an  
 3568 agency of state or local government shall not be released to any other party unless authorized by such  
 3569 agency;

3570 12. Redact from any document or form that is to be made available to the public any residential address,  
 3571 personal telephone number, email address, or signature contained on that document or form; and

3572 13. Report according to the provisions of § 30.1-1107 on its activities and findings regarding Article 3  
 3573 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 and the Acts, including recommendations for legislation, to the  
 3574 General Assembly and the Governor.

3575 **§ 30.1-1257. Request for approval for certain travel.**

3576 A. The Council shall receive and review a request for the approval of travel submitted by a person  
 3577 required to file the disclosure form prescribed in § 2.2-3117 or 30.1-214 to accept any travel-related  
 3578 transportation, lodging, hospitality, food or beverage, or other thing of value that has a value exceeding \$100  
 3579 where such approval is required pursuant to subsection G of § 2.2-3103.1 or subsection F of § 30.1-204. A  
 3580 request for the approval of travel shall not be required for the following, but such travel shall be disclosed as  
 3581 may be required by the Acts:

3582 1. Travel disclosed pursuant to the Campaign Finance Disclosure Act (§ 24.2-945 et seq.);

3583 2. Travel paid for or provided by the government of the United States, any of its territories, or any state or  
 3584 any political subdivision of such state;

3585 3. Travel provided to facilitate attendance by a legislator at a regular or special session of the General  
 3586 Assembly, a meeting of a legislative committee or commission, or a national conference where attendance is  
 3587 approved by the House Committee on Rules or its Chair or the Senate Committee on Rules or its Chair; or

3588 4. Travel related to an official meeting of the Commonwealth, its political subdivisions, or any board,  
 3589 commission, authority, or other entity, or any charitable organization established pursuant to § 501(c)(3) of  
 3590 the Internal Revenue Code affiliated with such entity, to which such person has been appointed or elected or

3591 is a member by virtue of his office or employment.

3592 B. When reviewing a request for the approval of travel, the Council shall consider the purpose of the  
3593 travel as it relates to the official duties of the requester. The Council shall approve any request for travel that  
3594 bears a reasonable relationship between the purpose of the travel and the official duties of the requester.  
3595 Such travel shall include any meeting, conference, or other event (i) composed primarily of public officials,  
3596 (ii) at which public policy related to the duties of the requester will be discussed in a substantial manner, (iii)  
3597 reasonably expected to educate the requester on issues relevant to his official duties or to enhance the  
3598 requester's knowledge and skills relative to his official duties, or (iv) at which the requester has been invited  
3599 to speak regarding matters reasonably related to the requester's official duties.

3600 C. The Council shall not approve any travel requests that bear no reasonable relationship between the  
3601 purpose of the proposed travel and the official duties of the requester. In making such determination, the  
3602 Council shall consider the duration of travel, the destination of travel, the estimated value of travel, and any  
3603 previous or recurring travel.

3604 D. Within five business days of receipt of a request for the approval of travel, the Council shall grant or  
3605 deny the request, unless additional information has been requested. If additional information has been  
3606 requested, the Council shall grant or deny the request for the approval within five business days of receipt of  
3607 such information. If the Council has not granted or denied the request for approval of travel or requested  
3608 additional information within such five-day period, such travel shall be deemed to have been approved by the  
3609 Council. Nothing in this subsection shall preclude a person from amending or resubmitting a request for the  
3610 approval of travel. The Council may authorize a designee to review and grant or deny requests for the  
3611 approval of travel.

3612 E. A request for the approval of travel shall be on a form prescribed by the Council and made available  
3613 on its website. Such form may be submitted by electronic means, in-person submission, or mail or  
3614 commercial mail delivery.

3615 F. No person shall be prosecuted, assessed a civil penalty, or otherwise disciplined for acceptance of a  
3616 travel-related thing of value if he accepted the travel-related thing of value after receiving approval under  
3617 this section, regardless of whether such approval is later withdrawn, provided the travel occurred prior to  
3618 the withdrawal of the approval.

3619 **§ 30.1-1258. Right to grant extensions in special circumstances; civil penalty.**

3620 A. Notwithstanding any other provision of law, any person required to file the disclosure form prescribed  
3621 in Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2 or the Acts shall be entitled to an extension where  
3622 good cause for granting such an extension has been shown, as determined by the Council. Good cause shall  
3623 include:

3624 1. The death of a relative of the filer, as relative is defined in the definition of "gift" in Article 3 (§ 2.2-418  
3625 et seq.) of Chapter 4 of Title 2.2 or the Acts.

3626 2. A state of emergency declared by the Governor pursuant to Chapter 3.2 (§ 44-146.13 et seq.) of Title  
3627 44 or declared by the President of the United States or the governor of another state pursuant to law and  
3628 confirmed by the Governor by an executive order when such emergency interferes with the timely filing of  
3629 disclosure forms. The extension shall be granted only for those filers in areas affected by the emergency.

3630 3. The filer being on active duty as a member of a uniformed service of the United States on the date of the  
3631 filing deadline.

3632 4. A failure of the electronic filing system when the failure of such system prevents the timely filing of  
3633 disclosure forms.

3634 B. For any filer who is unable to timely file the disclosure form prescribed in the Acts due to the  
3635 disclosure form not being made available to him until after the deadline has passed, the Council shall grant  
3636 such filer a five-day extension upon request. The head of the agency for which the filer works or the clerk of  
3637 the school board or governing body of the locality that was responsible for providing the disclosure form to  
3638 such filer shall be assessed a civil penalty in an amount equal to \$250, to be collected in accordance with the  
3639 procedure set forth in subsection B of § 2.2-3124. If the disclosure form is provided to the filer within three  
3640 days prior to the filing deadline, the Council shall grant the filer a three-day extension upon request and no  
3641 civil penalties shall be assessed against the head of such filer's agency or the clerk.

3642 C. The provisions of this section shall not apply to any statement of economic interests filed as a  
3643 requirement of candidacy pursuant to § 24.2-502.

3644 **§ 30.1-1259. Staffing.**

3645 The Division of Legislative Services shall provide staff support. Staff shall perform the duties assigned to  
3646 it by the Council, including the duties enumerated in § 30.1-1258. The Division of Legislative Services shall  
3647 employ an executive director, who shall be subject to the confirmation of the Joint Committee on Rules.

3648 Article 10.  
3649 Virginia-Israel Advisory Board.

3650 **§ 30.1-1260. Virginia-Israel Advisory Board; purpose.**

3651 The Virginia-Israel Advisory Board (the Board) is established in the legislative branch of state  
3652 government. The purpose of the Board is to advise the General Assembly on ways to improve economic and

3653 *cultural links between the Commonwealth and the State of Israel, with a focus on the areas of commerce and*  
 3654 *trade, art and education, and general government.*

3655 **§ 30.1-1261. Membership; terms; expenses.**

3656 *A. The Board shall have a total membership of 31 members that shall include 29 citizen members and two*  
 3657 *ex officio members. Members shall be appointed as follows:*

3658 *1. Ten citizen members, who may be members of the House of Delegates or other state or local elected*  
 3659 *officials, to be appointed by the Speaker of the House of Delegates;*

3660 *2. Ten citizen members, who may be members of the Senate or other state or local elected officials, to be*  
 3661 *appointed by the Senate Committee on Rules; and*

3662 *3. Nine nonlegislative citizen members to be appointed by the Governor, of whom five shall be*  
 3663 *representatives of business, industry, education, the arts, and government and four shall be the president, or*  
 3664 *his designee, of each of the four Jewish Community Federations serving the Richmond, Northern Virginia,*  
 3665 *Tidewater, and Peninsula regions.*

3666 *The Secretaries of Commerce and Trade and Education or their designees shall serve ex officio.*

3667 *B. Nonlegislative citizen members shall serve for terms of four years.*

3668 *C. Members shall receive no compensation for their services but shall be reimbursed for reasonable and*  
 3669 *necessary expenses pursuant to § 30.1-1103.*

3670 **§ 30.1-1262. Powers and duties of the Board.**

3671 *The Board shall have the following powers and duties:*

3672 *1. Undertake studies and gather information and data in order to accomplish its purposes as set forth in*  
 3673 *§ 30.1-1260 and formulate and present its recommendations to the General Assembly and the Governor;*

3674 *2. Apply for, accept, and expend gifts, grants, or donations from public, quasi-public, or private sources,*  
 3675 *including any matching funds as may be designated in the appropriation act, to enable it to better carry out*  
 3676 *its purposes;*

3677 *3. Account annually on its fiscal activities, including any matching funds received or expended by the*  
 3678 *Board;*

3679 *4. Meet with the Governor at least annually to (i) provide a review of the Board's economic and cultural*  
 3680 *development activity and (ii) assist in planning an economic development and cultural exchange mission to*  
 3681 *Israel; and*

3682 *5. Submit reports pursuant to § 30.1-1107.*

3683 **§ 30.1-1263. Staffing.**

3684 *The Joint Rules Committee shall appoint an executive director to the Board. Funding for the costs of*  
 3685 *expenses of the members and the operations of the Board, including staffing needs, shall be from such funds*  
 3686 *as appropriated by the General Assembly.*

#### Article 11.

#### Behavioral Health Commission.

3689 **§ 30.1-1264. Definitions.**

3690 *As used in this article, unless the context requires a different meaning:*

3691 *"Behavioral health" means the full range of mental health and substance abuse services.*

3692 *"Behavioral health service system" means those public and private providers, including state and local*  
 3693 *government agencies and entities, engaged in the development, delivery, coordination, monitoring, oversight,*  
 3694 *and financing of behavioral health services in the Commonwealth.*

3695 *"Commission" means the Behavioral Health Commission.*

3696 **§ 30.1-1265. Behavioral Health Commission; purpose.**

3697 *The Behavioral Health Commission is established in the legislative branch of state government. The*  
 3698 *purpose of the Commission is to provide ongoing oversight and make recommendations for the improvement*  
 3699 *of behavioral health services and the behavioral health service system in the Commonwealth to encourage*  
 3700 *the adoption of policies to increase the quality and availability of and ensure access to the full continuum of*  
 3701 *high-quality, effective, and efficient behavioral health services for all persons in the Commonwealth.*

3702 **§ 30.1-1266. Membership.**

3703 *The Commission shall have a total membership of 12 legislative members. Members shall be appointed as*  
 3704 *follows:*

3705 *1. Seven members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 3706 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 3707 *Delegates, of whom at least three shall be members of the House Committee on Appropriations and at least*  
 3708 *two shall be members of the House Committee on Health and Human Services; and*

3709 *2. Five members of the Senate to be appointed by the Senate Committee on Rules, of whom (i) at least one*  
 3710 *shall be a member of the Senate Committee on Education and Health, (ii) at least one shall be a member of*  
 3711 *the Senate Committee on Rehabilitation and Social Services, and (iii) at least two shall be members of the*  
 3712 *Senate Committee on Finance and Appropriations.*

3713 **§ 30.1-1267. Powers and duties of the Commission.**

3714 *The Commission shall have the following powers and duties:*

- 3715 1. Collect and analyze information and data necessary to accomplish the purpose set forth in § 30.1-1265;
- 3716 2. Provide ongoing oversight of behavioral health services and the behavioral health service system in the
- 3717 Commonwealth, including monitoring and evaluating established programs, services, and delivery and
- 3718 payment structures, and developing recommendations for the improvement thereof;
- 3719 3. Monitor and evaluate the jurisdiction, powers and duties, operations, management, and
- 3720 interrelationships of any department, division, board, bureau, commission, authority, or other agency with
- 3721 direct responsibility for the delivery, coordination, management, or financing of behavioral health services in
- 3722 the Commonwealth and develop recommendations for the improvement thereof;
- 3723 4. Monitor and evaluate the design, implementation, and operation of new behavioral health initiatives in
- 3724 the Commonwealth and develop recommendations for the improvement thereof;
- 3725 5. Examine matters related to the delivery of behavioral health services in other states and consult and
- 3726 exchange information with officers and agencies of other states with respect to behavioral health service
- 3727 issues of mutual concern;
- 3728 6. Maintain offices and hold meetings and functions at any place in the Commonwealth that it deems
- 3729 necessary;
- 3730 7. Invite other interested parties to sit with the Commission and participate in its deliberations;
- 3731 8. Coordinate with other agencies and entities of the Commonwealth with regard to developing and
- 3732 proposing recommendations related to behavioral health services in the Commonwealth;
- 3733 9. Appoint any work group or special task force from among its members to study and make
- 3734 recommendations on specific matters before the Commission;
- 3735 10. Implement a process to solicit and receive input from (i) individuals who are currently receiving or
- 3736 have received behavioral health services or (ii) individuals with intellectual or developmental disabilities or
- 3737 autism spectrum disorders or the family members of such individuals to inform the work of the Commission;
- 3738 and
- 3739 11. Submit reports pursuant to § 30.1-1107, including reports detailing its recommendations to the
- 3740 General Assembly and the Governor.

3741 **§ 30.1-1268. Staffing.**

3742 The Commission may appoint and employ and, at its pleasure, remove an executive director and such

3743 other persons as it deems necessary to assist it in carrying out its duties as set forth in this article. The

3744 Commission may also employ experts who have knowledge of the issues before it. The Commission shall

3745 determine the duties of such staff and fix their salaries or compensation within the amounts appropriated to

3746 the Commission in the general appropriation act.

3747 **§ 30.1-1269. Commission requests of other state agencies and political subdivisions.**

3748 The Commission may request records, including data and information, that it may require for the

3749 performance of its duties and every department, division, board, bureau, commission, authority, or other

3750 agency established by the Commonwealth or to which the Commonwealth is a party or any political

3751 subdivision of the Commonwealth shall provide such records, including data and information, to the fullest

3752 extent possible and except as prohibited by law. Upon request and availability, the Commission shall receive

3753 access to the facilities of and ample opportunity to observe the operations of every department, division,

3754 board, bureau, commission, authority, or other agency established by the Commonwealth or to which the

3755 Commonwealth is a party or of any political subdivision of the Commonwealth.

3756 CHAPTER 13.

3757 SPECIAL ADVISORY LEGISLATIVE ENTITIES.

3758 Article 1.

3759 Virginia Coal and Energy Commission.

3760 **§ 30.1-1300. Virginia Coal and Energy Commission; purpose.**

3761 The Virginia Coal and Energy Commission (the Commission) is established in the legislative branch of

3762 state government. The purpose of the Commission is to study all aspects of coal as an energy resource and

3763 endeavor to stimulate, encourage, promote, and assist in the development of renewable and alternative

3764 energy resources other than petroleum.

3765 **§ 30.1-1301. Membership; terms.**

3766 A. The Commission shall have a total membership of 20 members that shall include 13 legislative

3767 members and seven nonlegislative citizen members. Members shall be appointed as follows:

3768 1. Eight members of the House of Delegates to be appointed by the Speaker of the House of Delegates in

3769 accordance with the principles of proportional representation contained in the Rules of the House of

3770 Delegates;

3771 2. Five members of the Senate to be appointed by the Senate Committee on Rules; and

3772 3. Seven nonlegislative citizen members, who shall include representatives of industry, government, and

3773 groups or organizations identified with the production and conservation of coal, natural gas, and energy, to

3774 be appointed by the Governor.

3775 B. Nonlegislative citizen members shall be appointed for terms of four years.

3776 **§ 30.1-1302. Powers and duties of the Commission.**

3777 A. *The Commission shall have the following powers and duties:*

3778 1. *Act in an advisory capacity to the Governor and executive branch agencies regarding energy-related*  
3779 *matters;*

3780 2. *Investigate and consider such questions and problems relating to the field of coal and energy utilization*  
3781 *and alternative energy sources as may be submitted;*

3782 3. *Make recommendations to the General Assembly and the Governor on the Commission's own initiative;*

3783 4. *Consult with applicable state agencies on all matters regarding energy conservation, including the*  
3784 *promotion and implementation of initiatives for the public at large to conserve energy;*

3785 5. *Endeavor to encourage research designed to further new and more extensive use of coal as well as*  
3786 *alternative and renewable energy resources of the Commonwealth;*

3787 6. *Disseminate proposals to state and local groups and organizations in order to encourage local*  
3788 *governing bodies and private businesses to adopt energy initiatives;*

3789 7. *Coordinate the efforts of the Commission with those of the Virginia Solar Energy Center established*  
3790 *pursuant to § 45.2-1900 and the Virginia Center for Coal and Energy Research established pursuant to*  
3791 *Article 3 (§ 23.1-2623 et seq.) of Chapter 26 of Title 23.1;*

3792 8. *Actively seek federal and other funds to be used to carry out the functions of the Commission;*

3793 9. *Seek to establish alternative fuel capability within the Commonwealth;*

3794 10. *Investigate and make recommendations regarding the development of nuclear power. The Commission*  
3795 *shall encourage the reprocessing of spent fuel for reuse and periodically address (i) incentives to encourage*  
3796 *the study of nuclear engineering at public institutions of higher education in the Commonwealth, (ii) the*  
3797 *storage of nuclear waste, (iii) the transportation of nuclear waste, (iv) security needs of nuclear power*  
3798 *plants, and (v) on-site temporary storage facilities for spent nuclear fuel; and*

3799 11. *Submit reports pursuant to § 30.1-1107.*

3800 B. *The Commission shall have no authority to adopt regulations.*

3801 **§ 30.1-1303. Staffing.**

3802 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
3803 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
3804 *Commission.*

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3806

3807 **§ 30.1-1304. State Water Commission; purpose.**

3808 *The State Water Commission (the Commission) is established in the legislative branch of state*  
3809 *government. The purpose of the Commission is to study and report on all aspects of water supply and*  
3810 *allocation problems in the Commonwealth.*

3811 **§ 30.1-1305. Membership; terms.**

3812 A. *The Commission shall have a total membership of 15 members that shall include 13 legislative*  
3813 *members and two nonlegislative citizen members. Members shall be appointed as follows:*

3814 1. *The Chairs of the House Committee on Agriculture, Chesapeake and Natural Resources and the Senate*  
3815 *Committee on Agriculture, Conservation and Natural Resources;*

3816 2. *Seven members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
3817 *accordance with the principles of proportional representation contained in the Rules of the House of*  
3818 *Delegates;*

3819 3. *Four members of the Senate to be appointed by the Senate Committee on Rules; and*

3820 4. *Two nonlegislative citizen members to be appointed by the Governor.*

3821 B. *Nonlegislative citizen members shall be appointed for terms of four years.*

3822 **§ 30.1-1306. Powers and duties of the Commission.**

3823 *The Commission shall have the following powers and duties:*

3824 1. *Study all aspects of water supply and allocation problems in the Commonwealth, whether these*  
3825 *problems are of a quantitative or qualitative nature;*

3826 2. *Coordinate the legislative recommendations of all other state entities having responsibilities with*  
3827 *respect to water supply and allocation issues; and*

3828 3. *Submit reports pursuant to § 30.1-1107.*

3829 **§ 30.1-1307. Staffing.**

3830 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
3831 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
3832 *Commission.*

3833

3834

3835 **§ 30.1-1308. Small Business Commission; purpose.**

3836 *The Small Business Commission (the Commission) is established in the legislative branch of state*  
3837 *government. The purpose of the Commission is to study, report, and make recommendations on issues of*  
3838 *concern to small businesses in the Commonwealth.*

3838

### Article 3.

#### Small Business Commission.

3839 **§ 30.1-1309. Membership.**

3840 *The Commission shall have a total membership of 16 members that shall include 10 legislative members*  
 3841 *and six nonlegislative citizen members. Members shall be appointed as follows:*

3842 *1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 3843 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 3844 *Delegates;*

3845 *2. Four members of the Senate to be appointed by the Senate Committee on Rules; and*

3846 *3. Six nonlegislative citizen members, each of whom shall have previously demonstrated small business*  
 3847 *experience or expertise, to be appointed by the Governor.*

3848 **§ 30.1-1310. Powers and duties of the Commission.**

3849 *The Commission shall have the following powers and duties:*

3850 *1. Evaluate the impact of existing statutes and proposed legislation on small businesses;*

3851 *2. Assess the Commonwealth's small business assistance programs and examine ways to enhance their*  
 3852 *effectiveness;*

3853 *3. Provide small business owners and their advocates with a forum to address their concerns; and*

3854 *4. Submit reports pursuant to § 30.1-1107.*

3855 **§ 30.1-1311. Staffing.**

3856 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
 3857 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 3858 *Commission.*

3859 **Article 4.**

3860 **Virginia Disability Commission.**

3861 **§ 30.1-1312. Virginia Disability Commission; purpose.**

3862 *The Virginia Disability Commission (the Commission) is established in the legislative branch of state*  
 3863 *government. The purpose of the Commission is to identify and recommend legislative priorities and policies*  
 3864 *for adoption or examination by the General Assembly in order to provide ongoing support for the*  
 3865 *development and review of services and funding related to residents of the Commonwealth with physical and*  
 3866 *sensory disabilities.*

3867 **§ 30.1-1313. Membership.**

3868 *The Commission shall have a total membership of 11 members that shall include six legislative members*  
 3869 *and five nonlegislative citizen members. Members shall be appointed as follows:*

3870 *1. Four members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 3871 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 3872 *Delegates;*

3873 *2. Two members of the Senate to be appointed by the Senate Committee on Rules;*

3874 *3. Three nonlegislative citizen members, of whom one shall be a consumer with a disability, one shall be a*  
 3875 *member of the medical, insurance, or rehabilitation profession, and one shall be a citizen at large, to be*  
 3876 *appointed by the Speaker of the House of Delegates upon consideration of the recommendations of the*  
 3877 *Governor, if any; and*

3878 *4. Two nonlegislative citizen members, of whom one shall be a consumer with a disability and one shall*  
 3879 *be a member of the medical, insurance, or rehabilitation profession, to be appointed by the Senate Committee*  
 3880 *on Rules upon consideration of the recommendations of the Governor, if any.*

3881 **§ 30.1-1314. Powers and duties of the Commission; funding.**

3882 *A. The Commission shall have the following powers and duties:*

3883 *1. Serve as the primary forum in the Commonwealth where the needs of and issues affecting people with*  
 3884 *physical and sensory disabilities are identified and addressed through the collaboration of members of the*  
 3885 *legislative and executive branches of state government, including the staff of legislative and executive branch*  
 3886 *agencies, and citizens of the Commonwealth;*

3887 *2. Develop, evaluate, and advance budget proposals and legislative and policy recommendations to*  
 3888 *support a service system that maximizes the self-sufficiency of residents of the Commonwealth with*  
 3889 *disabilities;*

3890 *3. Develop and evaluate recommendations for service program changes and funding related to services*  
 3891 *for persons with physical and sensory disabilities;*

3892 *4. Advise the General Assembly and the Governor on local, state, and federal policies and programs*  
 3893 *relevant to citizens with disabilities;*

3894 *5. Serve as the primary body for coordinating proposals and recommendations of all commissions and*  
 3895 *agencies for legislation or budget actions affecting persons with physical and sensory disabilities, including*  
 3896 *receiving, reviewing, and responding to proposals and recommendations;*

3897 *6. Convene work groups composed of persons with expertise in the matters under consideration by the*  
 3898 *Commission to assist the Commission on issues related to (i) housing and transportation, (ii) education and*  
 3899 *employment, (iii) publicly funded services, and (iv) such other issues as the Commission may deem necessary.*

3900 *Persons serving on the work groups shall serve without compensation; and*

3901 7. By October 1 of each year, submit its recommendations to the General Assembly and the Governor in  
 3902 an annual report that shall be submitted as provided in the procedures of the Division of Legislative  
 3903 Automated Systems for the processing of legislative documents and reports and shall be posted on the  
 3904 General Assembly's website.

3905 B. If the Commission is not funded by a separate appropriation in the general appropriation act for any  
 3906 year, the Commission shall expire on July 1 of the fiscal year in which it fails to receive such funding.

3907 **§ 30.1-1315. Staffing.**

3908 The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The  
 3909 Division of Legislative Services shall provide legal and legislative research and analysis as requested by the  
 3910 Commission.

3911

Article 5.

3912

Manufacturing Development Commission.

3913 **§ 30.1-1316. Manufacturing Development Commission; purpose.**

3914 The Manufacturing Development Commission (the Commission) is established in the legislative branch of  
 3915 state government. The purpose of the Commission is to assess manufacturing needs and formulate legislative  
 3916 and regulatory remedies to ensure the future of the manufacturing sector in the Commonwealth.

3917 **§ 30.1-1317. Membership; terms; compensation.**

3918 A. The Commission shall have a total membership of 14 members that shall include eight legislative  
 3919 members, five nonlegislative citizen members, and one ex officio member. Members shall be appointed as  
 3920 follows:

3921 1. Five members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 3922 accordance with the principles of proportional representation contained in the Rules of the House of  
 3923 Delegates;

3924 2. Three members of the Senate to be appointed by the Senate Committee on Rules; and

3925 3. Five nonlegislative citizen members, of whom (i) one shall be a representative of a Virginia  
 3926 manufacturer, (ii) one shall be a representative of the Virginia Manufacturers Association, (iii) one shall be a  
 3927 representative of an entity or organization active in economic development efforts in the Commonwealth, (iv)  
 3928 one shall be a representative of Norfolk State University or Virginia State University, and (v) one shall be a  
 3929 representative of a public institution of higher education other than Norfolk State University or Virginia State  
 3930 University, to be appointed by the Governor.

3931 The Secretary of Commerce and Trade or his designee shall serve ex officio.

3932 B. Nonlegislative citizen members shall be appointed for terms of four years and shall serve without  
 3933 compensation.

3934 C. Costs of the Commission shall not exceed \$12,000 per year.

3935 **§ 30.1-1318. Powers and duties of the Commission; funding.**

3936 A. The Commission shall have the following powers and duties:

3937 1. Assess the direct and indirect economic impact of the manufacturing sector on the economy of the  
 3938 Commonwealth;

3939 2. Determine the needs of the manufacturing sector and the most efficient and cost-effective manner in  
 3940 which such needs may be addressed;

3941 3. Consider the effect of local and state tax policies, regulatory compliance costs, and research and  
 3942 development investment, energy, transportation, and workforce training policies and costs on the  
 3943 manufacturing sector and recommend the appropriate role for state and local governments in ensuring the  
 3944 future of the manufacturing sector in the Commonwealth;

3945 4. Develop a comprehensive energy plan for the Commonwealth that evaluates the Commonwealth's  
 3946 current and future supply and demand. In developing such plan, the Commission shall solicit and  
 3947 analyze suggestions and information from utility providers, petroleum companies, automobile manufacturers,  
 3948 fuel suppliers, technology companies, environmental organizations, and consumers;

3949 5. Evaluate the effectiveness of state and local economic development programs and incentives on the  
 3950 research and development of technology-intensive manufacturing;

3951 6. Consult and coordinate with the Joint Commission on Technology and Science, the Joint Legislative  
 3952 Audit and Review Commission, the Joint Commission on Administrative Rules, and other legislative  
 3953 commissions, committees, and councils to minimize fragmentation and duplication relative to the respective  
 3954 powers and duties of such entities;

3955 7. Provide manufacturers and their advocates with a forum to address their concerns; and

3956 8. Submit reports pursuant to § 30.1-1107.

3957 B. If the Commission is not funded by a separate appropriation in the general appropriation act for any  
 3958 year, the Commission shall expire on July 1 of the fiscal year in which it fails to receive such funding.

3959 **§ 30.1-1319. Staffing.**

3960 The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The  
 3961 Division of Legislative Services shall provide legal and legislative research and analysis as requested by the  
 3962 Commission.

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Article 6.

*Commission on Updating Virginia Law to Reflect Federal Recognition of Virginia Tribes.*

**§ 30.1-1320. (Expires July 1, 2026) Commission on Updating Virginia Law to Reflect Federal Recognition of Virginia Tribes; purpose.**

*The Commission on Updating Virginia Law to Reflect Federal Recognition of Virginia Tribes (the Commission) is established in the legislative branch of state government. The purpose of the Commission is to perform a comprehensive review of the Code of Virginia to assess ways in which it shall be revised to reflect the government-to-government relationship the Commonwealth should maintain, by treaty and applicable federal law, with the sovereign, self-governing, federally recognized Tribal Nations located within the present-day external boundaries of the Commonwealth.*

**§ 30.1-1321. (Expires July 1, 2026) Membership.**

*The Commission shall have a total membership of 19 members that shall include 10 legislative members, eight nonlegislative citizen members, and one ex officio member. Members shall be appointed as follows:*

*1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates;*

*2. Four members of the Senate to be appointed by the Senate Committee on Rules;*

*3. Seven nonlegislative citizen members, of whom at least one shall represent each of the seven federally recognized Tribal Nations located in the Commonwealth, to be appointed by the Speaker of the House of Delegates with the advice and consent of each such federally recognized Tribal Nation; and*

*4. One nonlegislative citizen member, who shall represent the Commonwealth's scholarly community, to be appointed by the Senate Committee on Rules.*

*The Secretary of the Commonwealth or his designee shall serve ex officio.*

**§ 30.1-1322. (Expires July 1, 2026) Voting on recommendations.**

*No recommendation of the Commission shall be adopted if the majority of the members representing Tribal Nations vote against the recommendation.*

**§ 30.1-1323. (Expires July 1, 2026) Powers and duties of the Commission.**

*The Commission shall have the following powers and duties:*

*1. Perform a comprehensive review of the Code of Virginia to reflect the government-to-government relationship between the Commonwealth and federally recognized Tribal Nations located in the Commonwealth as distinct governments with the right to exercise general sovereignty and powers of government; and*

*2. Submit reports pursuant to § 30.1-1107.*

**§ 30.1-1324. (Expires July 1, 2026) Staffing.**

*The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The Division of Legislative Services shall provide legal and legislative research and analysis as requested by the Commission.*

**§ 30.1-1325. (Expires July 1, 2026) Sunset.**

*This article shall expire on July 1, 2026.*

Article 7.

*School Health Services Committee.*

**§ 30.1-1326. (Expires July 1, 2028) School Health Services Committee; purpose.**

*The School Health Services Committee (the Committee) is established in the legislative branch of state government. The purpose of the Committee is to review and provide advice to the General Assembly and other policy makers regarding proposals that require local school boards to offer certain health services in a school setting.*

**§ 30.1-1327. (Expires July 1, 2028) Membership.**

*The Committee shall have a total membership of 15 members that shall include eight legislative members, five nonlegislative citizen members, and two ex officio members. Members shall be appointed as follows:*

*1. Five members of the House of Delegates, each of whom shall be a member of either the House Committee on Health and Human Services or the House Committee on Education, to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates;*

*2. Three members of the Senate, each of whom shall be a member of the Senate Committee on Education and Health, to be appointed by the Senate Committee on Rules;*

*3. Two nonlegislative citizen members, of whom one shall be an educator at a public school in the Commonwealth and one shall be a public health expert, to be appointed by the Speaker of the House of Delegates; and*

*4. Three nonlegislative citizen members, of whom one shall be an educator at a public school in the Commonwealth, one shall be a school nurse at a public school in the Commonwealth, and one shall be a public health expert, to be appointed by the Senate Committee on Rules.*

*The Superintendent of Public Instruction and the State Health Commissioner or their designees shall*

4025 *serve ex officio with nonvoting privileges.*

4026 **§ 30.1-1328. Powers and duties of the Committee.**

4027 *The Committee shall have the following powers and duties:*

4028 *1. Review and provide advice to the General Assembly and other policy makers regarding proposals that*  
 4029 *require local school boards to offer certain health services in a school setting; and*

4030 *2. By October 1 of each year, in lieu of the report required by § 30.1-1107, submit its findings and*  
 4031 *recommendations to the General Assembly and the Governor in an annual report that shall be submitted as*  
 4032 *provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative*  
 4033 *documents and reports and shall be posted on the General Assembly's website.*

4034 **§ 30.1-1329. (Expires July 1, 2028) Staffing.**

4035 *The Office of the Clerk of the chair of the Committee shall provide administrative staff support. The*  
 4036 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4037 *Committee.*

4038 **§ 30.1-1330. (Expires July 1, 2028) Sunset.**

4039 *This article shall expire on July 1, 2028.*

4040

#### Article 8.

4041

#### Autism Advisory Council.

4042 **§ 30.1-1331. (Expires July 1, 2027) Autism Advisory Council; purpose.**

4043 *A. For purposes of this article, "autism spectrum disorder" means the same as that term is defined in the*  
 4044 *current edition of the "Diagnostic and Statistical Manual of Mental Disorders" published by the American*  
 4045 *Psychiatric Association.*

4046 *B. The Autism Advisory Council (the Council) is established in the legislative branch of state government.*  
 4047 *The purpose of the Council is to promote coordination of services and resources among agencies involved in*  
 4048 *the delivery of services to residents of the Commonwealth with autism spectrum disorders and to increase*  
 4049 *public awareness of such services and resources.*

4050 **§ 30.1-1332. (Expires July 1, 2027) Membership; terms; meetings.**

4051 *A. The Council shall have a total membership of 25 members that shall include six legislative members,*  
 4052 *12 nonlegislative citizen members, and seven ex officio members. Members shall be appointed as follows:*

4053 *1. Four members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 4054 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 4055 *Delegates;*

4056 *2. Two members of the Senate to be appointed by the Senate Committee on Rules; and*

4057 *3. Twelve nonlegislative citizen members, of whom (i) two shall be representatives of autism advocacy*  
 4058 *organizations, (ii) two shall be parents of children with autism, (iii) two shall be persons with an autism*  
 4059 *spectrum disorder, (iv) one shall be a clinician in the autism field, (v) one shall be a licensed behavior*  
 4060 *analyst, (vi) one shall be a private day school director, (vii) one shall be a public school special education*  
 4061 *director, and (viii) two shall be representatives from autism programs at an institution of higher education, to*  
 4062 *be appointed by the Governor.*

4063 *The Commissioner of Behavioral Health and Developmental Services, the Commissioner for Aging and*  
 4064 *Rehabilitative Services, the Commissioner of Health, the Commissioner of Social Services, the*  
 4065 *Superintendent of Public Instruction, the Executive Director of the Virginia Board for People with*  
 4066 *Disabilities, and the Director of the Department of Medical Assistance Services or their designees shall serve*  
 4067 *ex officio.*

4068 *B. Nonlegislative citizen members shall be appointed for terms of four years. No nonlegislative citizen*  
 4069 *member shall serve more than two consecutive four-year terms.*

4070 *C. The Council shall meet no less than five times a year, upon the call of the chair or a majority of the*  
 4071 *members.*

4072 **§ 30.1-1333. (Expires July 1, 2027) Powers and duties of the Council.**

4073 *The Council shall have the following powers and duties:*

4074 *1. Facilitate the coordination of services and resources among agencies involved in the delivery of*  
 4075 *services to residents of the Commonwealth with autism spectrum disorders;*

4076 *2. Monitor the implementation of action plans developed by agencies in response to the report of the Joint*  
 4077 *Legislative Audit and Review Commission entitled "Assessment of Services for Virginians with Autism*  
 4078 *Spectrum Disorders," House Document No. 8 (2009);*

4079 *3. Recommend policies, legislation, and funding needed to implement the action plans developed in*  
 4080 *response to the report of the Joint Legislative Audit and Review Commission entitled "Assessment of Services*  
 4081 *for Virginians with Autism Spectrum Disorders," House Document No. 8 (2009) and address other emerging*  
 4082 *issues;*

4083 *4. Determine services, resources, and policies that may further address the needs of individuals with*  
 4084 *autism spectrum disorders; and*

4085 *5. Submit reports pursuant to § 30.1-1107, including progress updates and recommended next steps to be*  
 4086 *taken by agencies in the following year.*

4087 **§ 30.1-1334. (Expires July 1, 2027) Staffing.**

4088 *The Office of the Clerk of the chair of the Council shall provide administrative staff support. The Division*

4089 *of Legislative Services shall provide legal and legislative research and analysis as requested by the Council.*

4090 **§ 30.1-1335. (Expires July 1, 2027) Sunset.**

4091 *This article shall expire on July 1, 2027.*

4092

Article 9.

4093

Virginia Minority Business Commission.

4094 **§ 30.1-1336. (Expires July 1, 2028) Virginia Minority Business Commission; purpose.**

4095 *The Virginia Minority Business Commission (the Commission) is established in the legislative branch of*

4096 *state government. The purpose of the Commission is to promote the growth and competitiveness of minority-*

4097 *owned businesses in the Commonwealth, as defined in § 2.2-1604.*

4098

**§ 30.1-1337. (Expires July 1, 2028) Membership.**

4099

*The Commission shall have a total membership of 13 members that shall include seven legislative*

4100 *members and six nonlegislative citizen members. Members shall be appointed as follows:*

4101

*1. Four members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*

4102 *accordance with the principles of proportional representation contained in the Rules of the House of*

4103 *Delegates;*

4104

*2. Three members of the Senate to be appointed by the Senate Committee on Rules;*

4105

*3. Three nonlegislative citizen members with expertise in entrepreneurship, economics, and business to be*

4106 *appointed by the Speaker of the House of Delegates; and*

4107

*4. Three nonlegislative citizen members with expertise in entrepreneurship, economics, and business to be*

4108 *appointed by the Senate Committee on Rules.*

4109

**§ 30.1-1338. (Expires July 1, 2028) Powers and duties of the Commission.**

4110

*The Commission shall have the following powers and duties:*

4111

*1. Evaluate the impact of existing statutes and proposed legislation on minority-owned businesses in the*

4112 *Commonwealth;*

4113

*2. Assess current programs in the Commonwealth aimed at assisting minority-owned businesses and*

4114 *examine ways to enhance their effectiveness;*

4115

*3. Provide minority business owners and their advocates with a forum to address their concerns;*

4116

*4. Develop strategies and recommendations to promote the growth and competitiveness of minority-*

4117 *owned businesses in the Commonwealth;*

4118

*5. Collaborate with the Department of Small Business and Supplier Diversity and other appropriate*

4119 *entities to facilitate the Commission's work and mission;*

4120

*6. Submit reports pursuant to § 30.1-1107, although such reports shall be optional, not mandatory; and*

4121

*7. Perform such other duties, functions, and activities as may be necessary to facilitate and implement the*

4122 *objectives of this article.*

4123

**§ 30.1-1339. (Expires July 1, 2028) Sunset.**

4124

*This article shall expire on July 1, 2028.*

4125

CHAPTER 14.

4126

OVERSIGHT LEGISLATIVE ENTITIES.

4127

Article 1.

4128

Chesapeake Bay Restoration Fund Approval Committee.

4129

**§ 30.1-1400. Chesapeake Bay Restoration Fund Approval Committee; purpose.**

4130

*The Chesapeake Bay Restoration Fund Approval Committee (the Committee) is established in the*

4131 *legislative branch of state government. The purpose of the Committee is to provide oversight on the*

4132 *expenditure of moneys received in the Chesapeake Bay Restoration Fund created pursuant to § 46.2-749.2.*

4133

**§ 30.1-1401. Membership; terms; compensation.**

4134

*A. The Committee shall have a total membership of seven members that shall include three legislative*

4135 *members and four nonlegislative citizen members. Members shall be appointed as follows:*

4136

*1. Two members of the House of Delegates to be appointed by the Speaker of the House of Delegates;*

4137

*2. One member of the Senate to be appointed by the Senate Committee on Rules;*

4138

*3. Two nonlegislative citizen members, of whom one shall be a representative of the Chesapeake Bay*

4139 *Foundation, to be appointed by the Speaker of the House of Delegates; and*

4140

*4. Two nonlegislative citizen members, of whom one shall be a representative of the Virginia Association*

4141 *of Soil and Water Conservation Districts, to be appointed by the Senate Committee on Rules.*

4142

*All persons appointed to the Committee shall represent interests associated with the restoration and*

4143 *conservation of the Chesapeake Bay.*

4144

*B. Nonlegislative citizen members of the Committee shall serve for terms of four years.*

4145

*C. Members shall receive no compensation for their services but shall be reimbursed out of the*

4146 *Chesapeake Bay Restoration Fund for all reasonable and necessary expenses incurred in the performance of*

4147 *their duties as provided in §§ 2.2-2813 and 2.2-2825.*

4148

**§ 30.1-1402. Powers and duties of the Committee.**

4149 *The Committee shall have the following powers and duties:*

4150 *1. Develop goals and guidelines for the use of the Chesapeake Bay Restoration Fund (the Fund) in*  
 4151 *accordance with the purposes of the Fund as provided in § 46.2-749.2. The uses of the Fund may include*  
 4152 *cooperative programs with or project grants to state agencies, the federal government, or any not-for-profit*  
 4153 *agency, institution, organization, or entity, public or private. No moneys in the Fund shall be used to*  
 4154 *supplant existing general fund appropriations except as provided in subsection D of § 46.2-749.2; and*

4155 *2. In lieu of the report required by § 30.1-1107, present to the General Assembly and the Governor a plan*  
 4156 *for the expenditure of any amounts in the Fund by November 15 of each year.*

4157 **§ 30.1-1403. Staffing.**

4158 *The Office of the Clerk of the chair of the Committee shall provide administrative staff support. The*  
 4159 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4160 *Committee.*

4161

*Article 2.*

4162

*Commission on Unemployment Compensation.*

4163 **§ 30.1-1404. Commission on Unemployment Compensation; purpose.**

4164 *The Commission on Unemployment Compensation (the Commission) is established in the legislative*  
 4165 *branch of state government. The purpose of the Commission is to annually monitor and evaluate the*  
 4166 *Commonwealth's unemployment compensation system relative to the economic health of the Commonwealth.*

4167 **§ 30.1-1405. Membership; meetings.**

4168 *A. The Commission shall have a total membership of 10 members that shall include eight legislative*  
 4169 *members and two nonlegislative citizen members. Members shall be appointed as follows:*

4170 *1. Five members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 4171 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 4172 *Delegates;*

4173 *2. Three members of the Senate to be appointed by the Senate Committee on Rules;*

4174 *3. One nonlegislative citizen member who shall be an employee stakeholder representative to be*  
 4175 *appointed by the Speaker of the House of Delegates; and*

4176 *4. One nonlegislative citizen member who shall be an employer representative to be appointed by the*  
 4177 *Senate Committee on Rules.*

4178 *B. The Commission shall meet at least two times each year.*

4179 **§ 30.1-1406. Powers and duties of the Commission.**

4180 *A. The Commission shall have the following powers and duties:*

4181 *1. Evaluate the impact of existing statutes and proposed legislation on unemployment compensation and*  
 4182 *the Unemployment Trust Fund;*

4183 *2. Assess the Commonwealth's unemployment compensation programs and examine ways to enhance*  
 4184 *effectiveness;*

4185 *3. Monitor the current status and long-term projections for the Unemployment Trust Fund; and*

4186 *4. Submit reports pursuant to § 30.1-1107.*

4187 *B. The Commission shall monitor the Virginia Employment Commission's management of the following*  
 4188 *operations of the Commonwealth's unemployment insurance system:*

4189 *1. Key performance metrics related to unemployment insurance backlogs;*

4190 *2. Efforts to identify, prevent, and recover incorrect unemployment insurance benefit payments, including*  
 4191 *fraudulent payments;*

4192 *3. Modernization of the unemployment insurance information technology system and subsequent efforts to*  
 4193 *improve functionality;*

4194 *4. Expenditures of state funds appropriated for unemployment insurance administration; and*

4195 *5. Implementation of recommendations from the 2021 Operations and Performance of the Virginia*  
 4196 *Employment Commission report by the Joint Legislative Audit and Review Commission.*

4197 *C. The Commission shall convene an advisory committee by December 1, 2022, and at least every five*  
 4198 *years thereafter. The advisory committee shall consist of an employer representative, an employee*  
 4199 *representative, a labor economist, a finance expert, a labor law expert, and any other stakeholders or subject*  
 4200 *matter experts deemed appropriate by the Commission for the following purposes:*

4201 *1. Review unemployment insurance benefits, replacement ratios, and reciprocity rates;*

4202 *2. Identify factors that affect unemployment insurance benefits and reciprocity, such as the design of*  
 4203 *unemployment insurance benefit calculations or unemployment insurance eligibility criteria;*

4204 *3. Assess the advantages and disadvantages of potential changes to benefits; and*

4205 *4. Recommend to the Commission options to change benefit levels when needed.*

4206 **§ 30.1-1407. Staffing.**

4207 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
 4208 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4209 *Commission.*

4210

*Article 3.*

- 4211 *Public-Private Partnership Oversight Commission.*
- 4212 **§ 30.1-1408. Definitions.**
- 4213 *As used in this article, unless the context requires a different meaning:*
- 4214 *"Commission" means the Public-Private Partnership Oversight Commission.*
- 4215 *"Comprehensive agreement" means the same as that term is defined in the Public-Private Education*
- 4216 *Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.).*
- 4217 *"Detailed proposal" means a proposal from a private entity accepted by a responsible public entity*
- 4218 *beyond a conceptual level of review and at which time issues, such as fixed costs, payment schedules,*
- 4219 *financing, deliverables, and project schedules, are defined.*
- 4220 *"Interim agreement" means the same as that term is defined in the Public-Private Education Facilities*
- 4221 *and Infrastructure Act of 2002.*
- 4222 *"Private entity" means the same as that term is defined in the Public-Private Education Facilities and*
- 4223 *Infrastructure Act of 2002.*
- 4224 *"Qualifying project" means the same as that term is defined in the Public-Private Education Facilities*
- 4225 *and Infrastructure Act of 2002.*
- 4226 *"Responsible public entity" means a public entity that is an agency or institution of the Commonwealth*
- 4227 *and that has the power to develop or operate a qualifying project.*
- 4228 **§ 30.1-1409. Public-Private Partnership Oversight Commission; purpose.**
- 4229 *The Public-Private Partnership Oversight Commission is established in the legislative branch of state*
- 4230 *government. The purpose of the Commission is to provide oversight of responsible public entities that are*
- 4231 *agencies or institutions of the Commonwealth on proposals received pursuant to the Public-Private*
- 4232 *Education Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.).*
- 4233 **§ 30.1-1410. Membership; chair and vice-chair; meetings; compensation.**
- 4234 *A. The Commission shall have a total membership of 11 members that shall include eight legislative*
- 4235 *members and three ex officio members. Members shall be appointed as follows:*
- 4236 *1. The Chair of the House Committee on Appropriations or his designee and four members of the House*
- 4237 *of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of*
- 4238 *proportional representation contained in the Rules of the House of Delegates; and*
- 4239 *2. The Chair of the Senate Committee on Finance and Appropriations or his designee and two members of*
- 4240 *the Senate to be appointed by the Senate Committee on Rules.*
- 4241 *Three Secretaries, as defined in § 2.2-200, to be appointed by the Governor shall serve ex officio.*
- 4242 *B. The members of the Commission shall elect from among the legislative membership a chair and a vice-*
- 4243 *chair who shall serve for two-year terms. The Commission shall hold meetings quarterly or upon the call of*
- 4244 *the chair.*
- 4245 *C. Members of the Commission shall receive no compensation for their services but shall be reimbursed*
- 4246 *for all reasonable and necessary expenses incurred in the performance of their duties as provided in*
- 4247 *§§ 2.2-2813, 2.2-2825, and 30.1-109, as appropriate.*
- 4248 **§ 30.1-1411. Review of certain qualifying projects by the Commission.**
- 4249 *A. Except as provided in subsection B, a responsible public entity receiving a detailed proposal for a*
- 4250 *qualifying project shall provide a copy of such detailed proposal to the chair of the Commission, the Chairs*
- 4251 *of the House Committee on Appropriations, House Committee on Finance, and Senate Committee on Finance*
- 4252 *and Appropriations or their designees, and the Director of the Department of General Services prior to*
- 4253 *entering into the negotiation of an interim or comprehensive agreement.*
- 4254 *B. The following qualifying projects are exempt from review by the Commission:*
- 4255 *1. Any proposed qualifying project with a total cost of less than \$3 million.*
- 4256 *2. Any proposed qualifying project with a total cost of more than \$3 million but less than \$50 million for*
- 4257 *which funds are specifically appropriated as a public-private partnership in the general appropriation act or*
- 4258 *for capital construction projects that are authorized in the general appropriation act, provided that such*
- 4259 *project does not increase more than five percent beyond the plans and justifications that were the basis of the*
- 4260 *appropriation. However, for any qualifying project that will be completed in phases and for which no*
- 4261 *appropriation is made for phases other than the current phase of the project, the Commission may undertake*
- 4262 *additional reviews of such projects.*
- 4263 *C. Within 10 days of receipt of a detailed proposal for a qualifying project, the Commission shall accept*
- 4264 *or decline such proposal for review and notify the responsible public entity of its decision. Upon acceptance*
- 4265 *for review, the responsible public entity shall provide any additional information that may be requested by*
- 4266 *the Commission regarding the qualifying project, provided that such information is available to or can be*
- 4267 *obtained by the responsible public entity.*
- 4268 *D. If the Commission accepts a detailed proposal for review, the Commission shall provide findings and*
- 4269 *recommendations, if any, to the responsible public entity within 45 days of receiving the detailed proposal.*
- 4270 *Such findings and recommendations shall include the following:*
- 4271 *1. A determination of whether the terms and conditions of the detailed proposal and proposed qualifying*
- 4272 *project create state tax-supported debt, taking into consideration the specific findings of the Secretary of*

4273 *Finance;*

4274 2. *An analysis of the potential financial impact of the proposed qualifying project;*

4275 3. *A review of the policy aspects of the detailed proposal and the proposed qualifying project; and*

4276 4. *A review of the proposed general business terms and conditions.*

4277 *A review by the Commission shall not be construed to constitute approval of any appropriation necessary*  
 4278 *to implement any subsequent interim or comprehensive agreement. If no findings or recommendations are*  
 4279 *provided by the Commission to the responsible public entity within the 45-day period, the Commission shall*  
 4280 *be deemed to have no findings or recommendations.*

4281 *E. No responsible public entity shall commence negotiation of an interim or comprehensive agreement*  
 4282 *until the Commission provides recommendations, if any, or declines to accept the detailed proposals for*  
 4283 *review.*

4284 *F. The responsible public entity shall submit a copy of the proposed interim or comprehensive agreement*  
 4285 *to the Commission, the Chairs of the House Committee on Appropriations, House Committee on Finance,*  
 4286 *and Senate Committee on Finance and Appropriations or their designees, and the Director of the Department*  
 4287 *of General Services at least 30 days prior to execution of the agreement along with a report describing the*  
 4288 *extent to which the Commission's recommendations were addressed in the proposed interim or*  
 4289 *comprehensive agreement.*

4290 **§ 30.1-1412. Staffing.**

4291 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
 4292 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4293 *Commission. Technical assistance shall be provided by the staffs of the House Committee on Appropriations*  
 4294 *and the Senate Committee on Finance and Appropriations and the Office of the Auditor of Public Accounts.*  
 4295 *The Department of General Services shall provide additional assistance as needed.*

4296 **§ 30.1-1413. Confidentiality of certain records submitted to the Commission.**

4297 *Records and information afforded protection under subdivision 11 of § 2.2-3705.6 that are provided by a*  
 4298 *responsible public entity to the Commission shall continue to be protected from disclosure when in the*  
 4299 *possession of the Commission.*

4300

#### Article 4.

4301 *Joint Commission on Transportation Accountability.*

4302 **§ 30.1-1414. Joint Commission on Transportation Accountability; purpose.**

4303 *The Joint Commission on Transportation Accountability (the Commission) is established in the legislative*  
 4304 *branch of state government. The purpose of the Commission is to ensure that sums appropriated to state*  
 4305 *agencies for transportation purposes have been or are being expended for the purposes for which they were*  
 4306 *made and to evaluate the effectiveness of programs in accomplishing such legislative intent.*

4307 **§ 30.1-1415. Membership.**

4308 *The Commission shall have a total membership of 11 members that shall consist of 10 legislative members*  
 4309 *and one ex officio member. Members shall be appointed as follows:*

4310 1. *Six members of the House of Delegates, of whom at least three shall be members of the House*  
 4311 *Committee on Transportation, to be appointed by the Speaker of the House of Delegates in accordance with*  
 4312 *the principles of proportional representation contained in the Rules of the House of Delegates; and*

4313 2. *Four members of the Senate, of whom at least two shall be members of the Senate Committee on*  
 4314 *Transportation, to be appointed by the Senate Committee on Rules.*

4315 *The Auditor of Public Accounts or his designee shall serve ex officio with nonvoting privileges.*

4316 **§ 30.1-1416. Powers and duties of the Commission.**

4317 *A. The Commission shall have the following powers and duties:*

4318 1. *Conduct performance reviews of operations of state agencies with transportation responsibilities to*  
 4319 *ensure that sums appropriated have been or are being expended for the purposes for which they were made*  
 4320 *and to evaluate the effectiveness of programs in accomplishing legislative intent;*

4321 2. *Study, on a continuing basis, the operations, practices, and duties of state agencies with transportation*  
 4322 *responsibilities as they relate to efficiency in the use of space, personnel, equipment, and facilities;*

4323 3. *Retain such consultants and advisers as the Commission deems necessary to evaluate financial and*  
 4324 *project management of state agencies with transportation responsibilities;*

4325 4. *Make such special studies of and reports on the operations and functions of state agencies with*  
 4326 *transportation responsibilities as the Commission deems appropriate and as may be requested by the*  
 4327 *General Assembly;*

4328 5. *Review actions of the Commonwealth Transportation Board; and*

4329 6. *Make recommendations to the General Assembly on necessary transportation legislation.*

4330 *B. The Commission is exempt from the reporting requirement established in § 30.1-1107.*

4331 **§ 30.1-1417. Staffing.**

4332 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
 4333 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4334 *Commission. Technical assistance shall be provided by the Joint Legislative Audit and Review Commission*

4335 upon request.

4336

Article 5.

4337

MEI Project Approval Commission.

4338

**§ 30.1-1418. Definitions.**

4339

As used in this article, unless the context requires a different meaning:

4340

"Commission" means the MEI Project Approval Commission.

4341

"Major Employment and Investment project" or "MEI project" means the same as that term is defined in

4342

§ 2.2-2260.

4343

"Nondiscretionary incentive" means a tax credit, tax exemption, or grant to which a taxpayer or applicant is entitled if he meets the statutory criteria required for such credit, exemption, or grant.

4344

**§ 30.1-1419. MEI Project Approval Commission; purpose.**

4345

The MEI Project Approval Commission is established in the legislative branch of state government. The purpose of the Commission is to review financing for individual incentive packages, including packages offering tax incentives, for economic development, film, and episodic television projects, including MEI projects, for which the following apply:

4350

1. One or more of the incentives in the incentive package are not authorized under current law or the General Assembly is seeking an amendment to one or more currently existing incentives included as part of the incentive package;

4353

2. One of the proposed incentives includes a cash payment to a private sector business of more than \$3.5 million from any fund before any performance metrics are met by the proposed project; or

4355

3. The aggregate amount of incentives provided by the Commonwealth in the incentive package, including discretionary grants, general or nongeneral funds, proceeds from bonds, rights to lease property at below fair market value, or any other incentives from the Commonwealth, is in excess of \$10 million in value.

4358

Except for the value of any sales tax exemption available pursuant to subdivision 18 of § 58.1-609.3 or tax credit available pursuant to § 58.1-439.12:03, the value of any existing nondiscretionary incentives shall not be considered in calculating whether the incentives are in excess of \$10 million in value, and no review shall be required for a project if the only incentives to be provided to a potential project are nondiscretionary incentives.

4363

**§ 30.1-1420. Membership.**

4364

The Commission shall have a total membership of 14 members that shall include 12 legislative members and two ex officio members. Members shall be appointed as follows:

4365

1. Seven members of the House Committee on Appropriations or the House Committee on Finance to be appointed by the Chair of the House Committee on Appropriations; and

4367

2. Five members of the Senate Committee on Finance and Appropriations to be appointed by the Chair of the Senate Committee on Finance and Appropriations.

4370

The Secretaries of Finance and Commerce and Trade shall serve ex officio with nonvoting privileges.

4371

**§ 30.1-1421. Review of incentive packages.**

4372

A. The Commission shall (i) review incentive packages as set forth in § 30.1-1419 and (ii) review economic development projects in which a business relocates or expands its operations in one or more localities in the Commonwealth and simultaneously closes its operations or substantially reduces the number of its employees in another locality in the Commonwealth. The Commission shall review such packages and projects and recommend approval or denial of such packages and projects to the General Assembly. Factors to be considered by the Commission in its review shall include the following:

4377

1. Return on investment;

4378

2. The time frame for repayment of incentives to the Commonwealth;

4379

3. Average wages of the jobs created by the prospective MEI project or other economic development project;

4381

4. The amount of capital investment that is required; and

4382

5. The need for enhanced employment opportunities in the prospective location of the prospective MEI project or other economic development project.

4383

B. Anytime a proposed individual incentive package is considered by the Commission, materials outlining the following information shall be provided to the staff of the House Committee on Appropriations and Senate Committee on Finance and Appropriations not less than five business days prior to the scheduled Commission meeting:

4384

1. The value of the proposed incentives;

4385

2. The assumed return on investment;

4386

3. The time frame for repayment of incentives to the Commonwealth;

4387

4. The average wages of the jobs created by the prospective economic development, film, or episodic television project;

4388

5. The amount of capital investment that is required;

4389

6. The need for enhanced employment opportunities in the prospective location of the prospective economic development, film, or episodic television project;

4390

4395

4396

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4397 7. The total amount of state incentives received by the sponsor of the economic development, film, or  
4398 episodic television project in the past; and

4399 8. A list of all other existing, nondiscretionary incentives for which the sponsor of the economic  
4400 development, film, or episodic television project may qualify.

4401 Staff shall also be provided with an aggregate list of all discretionary incentives currently committed by  
4402 the Commonwealth for the next 10 years, including anticipated requests for appropriations to satisfy such  
4403 commitments during that time.

4404 C. The timing of any request for an endorsement of a proposed individual incentive package should be  
4405 scheduled to permit the Commission, at its discretion, to have up to seven days after the presentation of the  
4406 incentive package prior to endorsing or rejecting such proposal.

4407 D. State agencies, localities, authorities, or other political subdivisions of the Commonwealth that have  
4408 significant involvement in a proposed individual incentive package in terms of providing facilities or  
4409 regulatory support to a project or in developing the proposed individual incentive package shall review the  
4410 materials required by subsection B and certify the accuracy of such materials prior to consideration by the  
4411 Commission.

4412 E. An affirmative vote by four of the seven members of the Commission from the House of Delegates and  
4413 three of the five members of the Commission from the Senate is required to endorse any incentive package,  
4414 including packages described in § 30.1-1419. Such vote shall also be required to endorse any economic  
4415 development project in which a business relocates or expands its operations in one or more localities in the  
4416 Commonwealth and simultaneously closes its operations or substantially reduces the number of its employees  
4417 in another locality in the Commonwealth if the aggregate amount of incentives to be provided by the  
4418 Commonwealth in the incentive package, including discretionary grants, general or nongeneral funds,  
4419 proceeds from bonds, rights to lease property at below fair market value, or any other incentives from the  
4420 Commonwealth, is in excess of \$2.5 million in value. However, no vote shall be required for a project if the  
4421 only incentives to be provided to a potential project are nondiscretionary incentives available to any  
4422 qualified taxpayer under existing law.

4423 **§ 30.1-1422. Review of tax financing projects.**

4424 In addition to the required review of certain incentive packages pursuant to §§ 30.1-1419 and 30.1-1421,  
4425 the Commission may, in its discretion, review potential economic development projects presented by private  
4426 sector businesses or state authorities that would be financed through entitlements to sales taxes or through  
4427 personal or corporate income tax incentives or modifications. The Commission is not required to endorse or  
4428 recommend any such project but may include recommendations in its annual report prepared pursuant to  
4429 § 30.1-1424.

4430 **§ 30.1-1423. Staffing.**

4431 The staffs of the House Committee on Appropriations and the Senate Committee on Finance and  
4432 Appropriations shall provide administrative staff support. The Auditor of Public Accounts, Division of  
4433 Legislative Services, Virginia Economic Development Partnership Authority, and Virginia Public Building  
4434 Authority shall provide additional assistance as requested by the Commission.

4435 **§ 30.1-1424. Commission report to General Assembly.**

4436 A. In lieu of the report required by § 30.1-1107, the chair of the Commission shall report annually by the  
4437 first day of each regular session of the General Assembly on all endorsed incentive packages for which an  
4438 offer has been made and publicly announced. Staff identified in § 30.1-1423 shall assist the Commission in  
4439 preparing such report, which shall contain the following information: (i) the industrial sector of the MEI  
4440 project or other economic development project, (ii) known competitor states, (iii) employment creation and  
4441 capital investment expectations, (iv) anticipated average annual wage of the new jobs, (v) local and state  
4442 returns on investment as prepared by the Virginia Economic Development Partnership Authority, (vi)  
4443 expected time frame for repayment of the incentives to the Commonwealth in the form of direct and indirect  
4444 general tax revenues, (vii) details of the proposed incentive package, including the breakdown of the  
4445 components into various uses and an expected timeline for payments, and (viii) draft legislation or  
4446 amendments to the general appropriation act that propose financing for the endorsed incentive package  
4447 through the Virginia Public Building Authority or any other proposed funding or financing mechanisms.

4448 B. To assist in the preparation of such report, the draft legislation or amendments referred to in clause  
4449 (viii) of subsection A shall be submitted to the staffs of the House Committee on Appropriations and the  
4450 Senate Committee on Finance and Appropriations no later than December 15 each year.

4451 Article 6.

4452 *Joint Subcommittee to Evaluate Tax Preferences.*

4453 **§ 30.1-1425. Joint Subcommittee to Evaluate Tax Preferences; purpose.**

4454 The Joint Subcommittee to Evaluate Tax Preferences (the Joint Subcommittee) is established in the  
4455 legislative branch of state government. The purpose of the Joint Subcommittee is to oversee the evaluation of  
4456 the Commonwealth's tax preferences, including tax credits, deductions, subtractions, exemptions, and  
4457 exclusions.

4458 **§ 30.1-1426. Membership.**

4459 *The Joint Subcommittee shall have a total membership of 14 legislative members. Members shall be*  
 4460 *appointed as follows:*

4461 *1. Eight members of the House of Delegates, of whom six shall be members of the House Committee on*  
 4462 *Finance and two shall be members of the House Committee on Appropriations, to be appointed by the*  
 4463 *Speaker of the House of Delegates, upon the recommendation of the Chair of the House Committee on*  
 4464 *Finance and the Chair of the House Committee on Appropriations, respectively; and*

4465 *2. Six members of the Senate, who shall also be members of the Senate Committee on Finance and*  
 4466 *Appropriations, to be appointed by the Senate Committee on Rules, upon the recommendation of the Chair of*  
 4467 *the Senate Committee on Finance and Appropriations.*

4468 **§ 30.1-1427. Powers and duties of the Joint Subcommittee.**

4469 *The Joint Subcommittee shall have the following powers and duties:*

4470 *1. Undertake a systematic review of the Commonwealth's tax preferences;*

4471 *2. Adopt a schedule for reviewing tax preferences based upon program areas to which the preferences*  
 4472 *relate;*

4473 *3. Establish procedures and performance measures to evaluate the effectiveness of tax preferences;*

4474 *4. Request that the Governor direct Department of Taxation staff conduct independent evaluations of tax*  
 4475 *preferences in promoting economic activity, generating revenue, or otherwise achieving the tax preference's*  
 4476 *intended policy purpose and report the findings to the Joint Subcommittee;*

4477 *5. Recommend a process and guidelines for establishing expiration dates for tax preferences; and*

4478 *6. Submit reports pursuant to § 30.1-1107, which shall include recommendations on tax preferences to be*  
 4479 *continued, expanded, modified, or eliminated.*

4480 **§ 30.1-1428. Staffing; technical advisory group.**

4481 *A. The Office of the Clerk of the House of Delegates shall provide administrative staff support. The*  
 4482 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4483 *Joint Subcommittee. The staffs of the House Committee on Appropriations and the Senate Committee on*  
 4484 *Finance and Appropriations shall provide technical assistance.*

4485 *B. The Joint Subcommittee is authorized to establish a technical advisory group to assist the work of the*  
 4486 *Joint Subcommittee and Department of Taxation staff by providing additional guidance and reviewing*  
 4487 *evaluations conducted by the Department of Taxation. The technical advisory group shall include individuals*  
 4488 *with tax policy or economic expertise and legislative staff.*

4489 *Article 7.*

4490 *Health Insurance Reform Commission.*

4491 **§ 30.1-1429. Definitions.**

4492 *As used in this article, unless the context requires a different meaning:*

4493 *"Act" means the federal Patient Protection and Affordable Care Act.*

4494 *"Applicable agency" means the governmental agency that, in accordance with applicable federal rules, is*  
 4495 *responsible for identifying state-mandated benefits that are in addition to the essential health benefits.*

4496 *"Bureau" means the Bureau of Insurance of the State Corporation Commission.*

4497 *"Commission" means the Health Insurance Reform Commission.*

4498 *"Essential health benefits benchmark plan" or "benchmark plan" has the same meaning as "EHB-*  
 4499 *benchmark plan" provided in 45 C.F.R. § 156.20.*

4500 *"Mandated health insurance benefit or provider" has the same meaning as "state-mandated health*  
 4501 *benefit" provided in § 38.2-3406.1.*

4502 **§ 30.1-1430. Health Insurance Reform Commission; purpose.**

4503 *The Health Insurance Reform Commission is established in the legislative branch of state government.*  
 4504 *The purpose of the Commission is to (i) monitor the implementation of the Act; (ii) assess proposed mandated*  
 4505 *health insurance benefits and providers; (iii) develop recommendations to increase access to health*  
 4506 *insurance coverage; (iv) ensure that the costs to business and individual purchasers of health insurance*  
 4507 *coverage are reasonable; and (v) encourage a robust market for health insurance products in the*  
 4508 *Commonwealth.*

4509 **§ 30.1-1431. Membership.**

4510 *The Commission shall have a total membership of 12 members that shall include 10 legislative members*  
 4511 *and two nonvoting ex officio members. Members shall be appointed as follows:*

4512 *1. Four members of the House Committee on Labor and Commerce and one member of the House*  
 4513 *Committee on Appropriations to be appointed by the Speaker of the House of Delegates in accordance with*  
 4514 *the principles of proportional representation contained in the Rules of the House of Delegates; and*

4515 *2. Four members of the Senate Committee on Commerce and Labor and one member of the Senate*  
 4516 *Committee on Finance and Appropriations to be appointed by the Senate Committee on Rules.*

4517 *The Secretary of Health and Human Resources and the Commissioner of Insurance or their designees*  
 4518 *shall serve ex officio with nonvoting privileges.*

4519 **§ 30.1-1432. Powers and duties of the Commission.**

4520 *The Commission shall have the following powers and duties:*

4521 1. Monitor the work of appropriate federal and state agencies in implementing the provisions of the Act,  
4522 including any adopted amendments and regulations;

4523 2. Receive information provided to the Commission pursuant to § 30.1-1433 and, on the basis of such  
4524 information, assess the implications of the Act's implementation on residents of the Commonwealth,  
4525 businesses operating within the Commonwealth, and the general fund of the Commonwealth;

4526 3. Consider the development of a comprehensive strategy for implementing health reform in the  
4527 Commonwealth, including recommendations for innovative health care solutions independent of the  
4528 approach embodied in the Act that meet the needs of the Commonwealth's citizens and government by  
4529 creating an improved health system that will serve as an economic driver for the Commonwealth while  
4530 allowing for more effective and efficient delivery of high-quality care at lower cost;

4531 4. Receive periodic reports from the Bureau pursuant to § 30.1-1433 and recommend, in accordance with  
4532 the provisions of § 30.1-1434, health benefits required to be included within the scope of the essential health  
4533 benefits provided under health insurance products offered in the Commonwealth, including any benefits that  
4534 are not required to be provided by the terms of the Act;

4535 5. Upon request of the Chair of the House Committee on Labor and Commerce or Senate Committee on  
4536 Commerce and Labor, assess proposed mandated health insurance benefits and providers as provided in  
4537 § 30.1-1433 and recommend whether, on the basis of such assessments, mandated health insurance benefits  
4538 and providers be provided under health care plans offered through a health benefit exchange, outside a  
4539 health benefit exchange, neither, or both;

4540 6. Conduct other studies of mandated health insurance benefits and provider issues as requested by the  
4541 General Assembly;

4542 7. Develop such recommendations as may be appropriate for legislative and administrative consideration  
4543 in order to increase access to health insurance coverage, ensure that the costs to business and individual  
4544 purchasers of health insurance coverage are reasonable, and encourage a robust market for health insurance  
4545 products in the Commonwealth; and

4546 8. Submit reports pursuant to § 30.1-1107.

4547 **§ 30.1-1433. Standing committees to request Commission assessment.**

4548 A. Whenever a legislative measure containing a mandated health insurance benefit or provider is  
4549 proposed that is not identical or substantially similar to a legislative measure previously reviewed by the  
4550 Commission within the three-year period immediately preceding the then-current session of the General  
4551 Assembly, the Chair of the House Committee on Labor and Commerce or Senate Committee on Commerce  
4552 and Labor having jurisdiction over the proposal shall (i) request that the Commission assess the proposal  
4553 and (ii) send a copy of such request to the Bureau. The Commission shall be given a period of 24 months to  
4554 complete and submit its assessment on each such request. A report summarizing the Commission's  
4555 assessment shall be forwarded to the chair of the standing committee that requested the assessment.

4556 B. Upon receipt of a copy of a request pursuant to subsection A, the Bureau shall prepare an analysis of  
4557 the extent to which the proposed mandate is currently available under qualified health plans in the  
4558 Commonwealth and advise the Commission as to whether the applicable agency has determined or would  
4559 likely determine, in accordance with applicable federal rules, that the proposed mandate exceeds the scope of  
4560 the essential health benefits. The Bureau's analysis shall be advisory only and not binding upon the  
4561 Commission, the Bureau, the State Corporation Commission, or any other parties. If the applicable federal  
4562 rules require an agency of the Commonwealth to identify the state-mandated benefits that are in addition to  
4563 the essential health benefits but do not identify a specific agency that is responsible for making such  
4564 identification, the Bureau shall be the applicable agency. Following the Bureau's analysis, the Commission  
4565 shall determine if the proposed mandate shall be (i) considered as part of an essential health benefits  
4566 benchmark plan review in accordance with the provisions of § 30.1-1434, (ii) assessed jointly by the Bureau  
4567 and the Joint Commission on Health Care in accordance with subsection C, or (iii) considered in another  
4568 manner by the Commission.

4569 C. Upon request of the Commission, the Bureau and the Joint Commission on Health Care shall jointly  
4570 assess the social and financial impact and the medical efficacy of the proposed mandated health insurance  
4571 benefit or provider. The assessment shall include an estimate of the effects of enactment of the proposed  
4572 mandate on the costs of health coverage in the Commonwealth, including any estimated additional costs that  
4573 the Commonwealth may be responsible for pursuant to § 1311(d)(3)(B) of the Act should the proposed  
4574 mandate ultimately be determined by the applicable agency to be a benefit that exceeds the scope of the  
4575 essential health benefits. Upon completion of such assessment by the Bureau and the Joint Commission on  
4576 Health Care, the Commission may make a recommendation regarding its support of or opposition to the  
4577 enactment of the proposed mandate. The Commission's recommendation may address whether the proposed  
4578 mandate should be provided under health care plans offered through a health benefit exchange or outside a  
4579 health benefit exchange.

4580 The Commission shall be given a period of 24 months to complete and submit its assessment on each such  
4581 request. A report summarizing the Commission's study shall be forwarded to the General Assembly and the  
4582 Governor.

4583 *D. Whenever a legislative measure containing a mandated health insurance benefit or provider is*  
 4584 *identical or substantially similar to a legislative measure previously reviewed by the Commission within the*  
 4585 *three-year period immediately preceding the then-current session of the General Assembly, the standing*  
 4586 *committee may request the Commission to study the measure as provided in subsection A.*

4587 **§ 30.1-1434. Review of essential health benefits benchmark plan.**

4588 *A. The Commission, in coordination with the Bureau, shall conduct a review of the essential health*  
 4589 *benefits benchmark plan in 2025 and every five years thereafter in accordance with 45 C.F.R. § 156.111 and*  
 4590 *this article.*

4591 *B. Prior to any review year, the Bureau shall convene a work group of relevant stakeholders to discuss*  
 4592 *and make recommendations regarding any potential changes to the benchmark plan. Members of the work*  
 4593 *group shall possess demonstrated and acknowledged expertise in health benefit plan design, actuarial*  
 4594 *science, population health, patient advocacy, or advocating for or assisting enrollees in individual or small*  
 4595 *group health coverage. Factors the work group shall consider include (i) coverage denial rates of benefits*  
 4596 *that are not covered under the current benchmark plan; (ii) the utilization of mandated benefits; (iii) the*  
 4597 *projected impact of a proposed mandate on the prevalence of medical need, the urgency of such medical*  
 4598 *need, and any disproportionate disease burden borne by different subpopulations; (iv) the projected cost of*  
 4599 *each proposed mandate; and (v) other data as determined by the work group. Additionally, for any referred*  
 4600 *legislation the Commission chooses to be considered in the benchmark plan review, the Bureau shall*  
 4601 *complete an assessment of such legislation that includes an estimate of the effects of including the proposed*  
 4602 *mandate as part of the benchmark plan on the costs of health coverage in the Commonwealth. The Bureau*  
 4603 *shall submit the findings and any recommendations of the work group and any assessments of proposed*  
 4604 *mandates to the Commission by March 31 of the review year.*

4605 *C. By June 30 of any review year, the Commission shall determine if an application will be made for a*  
 4606 *change to the benchmark plan and shall identify any potential benefit changes to the benchmark plan for*  
 4607 *further analysis. In making its determination and identifying any potential benefit changes, the Commission*  
 4608 *may consider (i) the findings and recommendations of the work group, (ii) any referred legislation the*  
 4609 *Commission chooses to be considered in the benchmark plan review and the Bureau's assessment of such*  
 4610 *legislation, and (iii) public comment. If the Commission determines that an application will be made for a*  
 4611 *change to the benchmark plan, the Commission shall identify any potential benefit changes for further*  
 4612 *analysis.*

4613 *D. The Bureau shall conduct an actuarial analysis of any benefit changes identified by the Commission*  
 4614 *and present such analysis to the Commission by September 30 of such review year.*

4615 *E. By December 31 of any review year, the Commission shall determine which, if any, potential benefit*  
 4616 *changes shall be included in a new benchmark plan. The Commission shall make a recommendation to the*  
 4617 *General Assembly in the form of a bill that directs the Bureau to select a new benchmark plan that includes*  
 4618 *any such changes at the next regular session of the General Assembly.*

4619 *F. During the review year, the Commission shall conduct public hearings to solicit feedback from*  
 4620 *consumers and other interested parties regarding any potential benefit changes to the benchmark plan. At*  
 4621 *least two public hearings shall be held prior to the Commission's determination required by subsection C. If*  
 4622 *the Commission has determined that an application for a new benchmark plan will be made for a change to*  
 4623 *the benchmark plan, at least two additional public hearings shall be held prior to selection of a new*  
 4624 *benchmark plan required by subsection E. Such hearings shall be adequately advertised and planned and*  
 4625 *shall include an opportunity for the public to participate both in person and remotely.*

4626 *G. The Bureau shall establish and maintain a website to convey relevant information to the public related*  
 4627 *to any benchmark plan review.*

4628 **§ 30.1-1435. Staffing.**

4629 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
 4630 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4631 *Commission. The Bureau and such other state agencies as may be considered appropriate by the Commission*  
 4632 *shall provide staff assistance to the Commission.*

4633

Article 8.

4634 *Intercollegiate Athletics Review Commission.*

4635 **§ 30.1-1436. Intercollegiate Athletics Review Commission; purpose.**

4636 *The Intercollegiate Athletics Review Commission (the Commission) is established in the legislative branch*  
 4637 *of state government. The purpose of the Commission is to review the plan and financing recommendations of*  
 4638 *the board of visitors of any public institution of higher education in the Commonwealth relating to the*  
 4639 *institution adding a major intercollegiate athletics program such as football or basketball or changing the*  
 4640 *division level of any of its existing intercollegiate athletics programs as set forth in subsection I of*  
 4641 *§ 23.1-1309.*

4642 **§ 30.1-1437. Membership.**

4643 *The Commission shall have a total membership of 11 members that shall include seven legislative*  
 4644 *members and four ex officio members. Members shall be appointed as follows:*

4645 1. The Chair of the House Committee on Appropriations or his designee and three members of the House  
4646 Committee on Appropriations to be appointed by the Chair; and

4647 2. The Chair of the Senate Committee on Finance and Appropriations or his designee and two members of  
4648 the Senate Committee on Finance and Appropriations to be appointed by the Chair.

4649 The Auditor of Public Accounts, the Secretary of Education, the Secretary of Finance, and the Executive  
4650 Director of the State Council of Higher Education for Virginia shall serve *ex officio* with nonvoting  
4651 privileges.

4652 **§ 30.1-1438. Powers and duties of the Commission.**

4653 A. The Commission shall have the following powers and duties:

4654 1. Review plans and financing recommendations from the board of visitors of any public institution of  
4655 higher education in the Commonwealth to add a major intercollegiate athletics program or change the  
4656 division level of an existing intercollegiate athletics program; and

4657 2. Provide findings and recommendations to such public institution of higher education as provided in  
4658 this section.

4659 B. Within two business days of receipt of a plan and financing recommendations for changing the division  
4660 level of any existing intercollegiate athletics program pursuant to subsection I of § 23.1-1309, the  
4661 Commission shall review the plan and notify the board of visitors of the public institution of higher education  
4662 of its findings and recommendations.

4663 C. Within 45 business days of receipt of a plan and financing recommendations for adding a major  
4664 intercollegiate athletics program such as football or basketball pursuant to subsection I of § 23.1-1309, the  
4665 Commission shall review the plan and notify the board of visitors of the public institution of higher education  
4666 of its findings and recommendations.

4667 D. Findings and recommendations of the Commission may relate to (i) the potential financial impact of  
4668 the addition of a major intercollegiate athletics program or a change in the division level of an existing  
4669 intercollegiate athletics program upon the Commonwealth and students; (ii) the potential impact on the  
4670 subsidy percentage, as that term is defined in § 23.1-1309; or (iii) the policy aspects of such an addition or  
4671 change. Review by the Commission shall not be construed to constitute approval of any appropriation  
4672 necessary to implement any portion of the plan.

4673 E. Findings and recommendations of the Commission shall require an affirmative vote by three of the four  
4674 members from the House Committee on Appropriations and two of the three members from the Senate  
4675 Committee on Finance and Appropriations.

4676 F. The Commission is exempt from the reporting requirement established in § 30.1-1107.

4677 **§ 30.1-1439. Staffing.**

4678 The staffs of the House Committee on Appropriations and the Senate Committee on Finance and  
4679 Appropriations shall provide administrative staff support. The State Council of Higher Education for  
4680 Virginia shall provide assistance as requested by the Commission.

4681 CHAPTER 15.

4682 COMMEMORATIVE, EDUCATIONAL, AND MEMORIAL ENTITIES.

4683 Article I.

4684 *Dr. Martin Luther King, Jr. Memorial Commission.*

4685 **§ 30.1-1500. Dr. Martin Luther King, Jr. Memorial Commission; purpose.**

4686 The Dr. Martin Luther King, Jr. Memorial Commission (the Commission) is established in the legislative  
4687 branch of state government. The purpose of the Commission is to (i) promote the legacy and continuation of  
4688 the work of Dr. Martin Luther King, Jr., particularly racial, economic, and social justice, academic  
4689 scholarship, and community service; (ii) coordinate and lead year-round educational and commemorative  
4690 activities throughout the Commonwealth that inform the public of his principles, achievements, and  
4691 contributions, giving special emphasis to his career as a scholar, author, orator, community leader,  
4692 conciliator, and theologian and to the federal and state Dr. Martin Luther King, Jr. Holiday; (iii) facilitate  
4693 public policy analysis relative to his principles and teachings; (iv) foster an appreciation of diverse cultures,  
4694 particularly minority populations within the Commonwealth; and (v) provide opportunities for public  
4695 discourse on contemporary issues.

4696 **§ 30.1-1501. Membership.**

4697 The Commission shall have a total membership of 18 members that shall include 10 legislative members,  
4698 six nonlegislative citizen members, and two *ex officio* members. Members shall be appointed as follows:

4699 1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
4700 accordance with the principles of proportional representation contained in the Rules of the House of  
4701 Delegates;

4702 2. Four members of the Senate to be appointed by the Senate Committee on Rules;

4703 3. Three nonlegislative citizen members to be appointed by the Speaker of the House of Delegates; and

4704 4. Three nonlegislative citizen members, of whom one shall be a representative of the Southern Christian  
4705 Leadership Conference of Virginia, to be appointed by the Senate Committee on Rules.

4706 The Executive Director of Living the Dream and the Executive Director of Virginia Humanities shall

4707 *serve ex officio.*

4708 *The Senate Committee on Rules and the Speaker of the House of Delegates shall ensure, to the extent*  
4709 *possible, that their respective appointments to the Commission reflect the demographic population of the*  
4710 *Commonwealth.*

4711 **§ 30.1-1502. Powers and duties of the Commission; meetings.**

4712 *A. The Commission shall have the following powers and duties:*

4713 *1. Identify, plan, develop, and implement appropriate programs and events that further the philosophy*  
4714 *and memory of Dr. Martin Luther King, Jr.;*

4715 *2. Monitor the educational goals, programs, and objectives of public and private schools to encourage the*  
4716 *recognition and inclusion of the achievements and contributions of ethnic and minority groups;*

4717 *3. Inventory and review, biennially, activities and events sponsored by localities in the Commonwealth*  
4718 *and those instituted or offered by public and private schools or institutions of higher education designed to*  
4719 *honor Dr. King's memory;*

4720 *4. Facilitate the analysis of public policy relative to Dr. King's principles and philosophy, including his*  
4721 *work pertaining to social and economic justice, ethics, and racial equality, and promote the appreciation of*  
4722 *diverse cultures among the citizenry;*

4723 *5. Collaborate with The King Center in Atlanta and other established state and local entities and*  
4724 *community organizations in activities and events that commemorate the birth and death of Dr. King and in*  
4725 *initiatives designed to perpetuate his work and legacy;*

4726 *6. Establish a memorial to honor Dr. King in which (i) records, oral histories, and memorabilia*  
4727 *documenting his relationship with and impact on the Commonwealth may be acquired and preserved; (ii)*  
4728 *information concerning his life, work, teachings, writings, and philosophy may be collected, preserved, and*  
4729 *accessed for educational and cultural purposes; and (iii) scholarly inquiry and writing, undergraduate and*  
4730 *graduate study, and policy analysis may be conducted;*

4731 *7. Encourage and support collaborative activities among state, local, and national organizations that (i)*  
4732 *emphasize the noncommercialization of the state and federal Dr. Martin Luther King, Jr. Holiday; (ii)*  
4733 *present Dr. King's life and achievements in historical context; (iii) articulate the relationship between his*  
4734 *philosophy, contributions, and current public policies; and (iv) demonstrate his principles consistently*  
4735 *through significant participation of persons of diverse racial, ethnic, and cultural backgrounds in public and*  
4736 *private endeavors and enterprises;*

4737 *8. Monitor and evaluate state, local, and national public policy relative to the principles and philosophy*  
4738 *of Dr. King and make appropriate recommendations to the General Assembly and the Governor to maintain*  
4739 *progress toward social and economic justice and equal opportunity for all citizens;*

4740 *9. Seek, receive, and expend gifts, donations, grants, bequests, or other funds from any source to support*  
4741 *the work of the Commission and facilitate the objectives of this article;*

4742 *10. Seek, accept, and direct the expenditure of public and private contributions to carry out the*  
4743 *Commission's purpose and enhance its fiscal stability, financial management, and fundraising abilities;*

4744 *11. Submit reports pursuant to § 30.1-1107; and*

4745 *12. Perform such other duties, functions, and activities as may be necessary to facilitate and implement*  
4746 *the objectives of this article.*

4747 *B. The Commission shall meet no more than four times each year.*

4748 **§ 30.1-1503. Staffing.**

4749 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The*  
4750 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
4751 *Commission.*

4752 **§ 30.1-1504. Dr. Martin Luther King, Jr. Commission Fund established.**

4753 *There is created in the state treasury a special nonreverting fund to be known as the Dr. Martin Luther*  
4754 *King, Jr. Commission Fund (the Fund). The Fund shall be established on the books of the Comptroller. All*  
4755 *moneys, including gifts, donations, grants, bequests, and other funds from any source, shall be paid into the*  
4756 *state treasury and credited to the Fund. Interest earned on moneys in the Fund shall remain in and be*  
4757 *credited to the Fund. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal*  
4758 *year shall not revert to the general fund but shall remain in the Fund. Moneys in the Fund shall be used*  
4759 *solely for the purposes of supporting the Commission's work and as seed money to generate additional funds.*  
4760 *Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by*  
4761 *the Comptroller upon written request signed by the chair, upon the approval of a majority of the members of*  
4762 *the Commission.*

4763 *Article 2.*

4764 *Brown v. Board of Education Scholarship Program and Fund.*

4765 **§ 30.1-1505. Definitions.**

4766 *As used in this article, unless the context requires a different meaning:*

4767 *"Accredited career and technical education postsecondary school" means (i) a privately owned and*  
4768 *managed academic-vocational non-college degree school, non-college degree school, postsecondary school,*

4769 or vocational non-college degree school, as such terms are defined in § 23.1-213; (ii) formed, incorporated,  
 4770 or chartered within the Commonwealth and whose administrative office and principal campus is located in  
 4771 the Commonwealth; (iii) accredited by a national or regional organization or agency recognized by the U.S.  
 4772 Secretary of Education for accrediting purposes; and (iv) certified by the State Council of Higher Education  
 4773 for Virginia to award certificates and diplomas or to confer degrees, pursuant to § 23.1-219.

4774 "Approved education program" means an educational agency or transition program or services accepted  
 4775 for participation in the Program by the Committee.

4776 "College-Level Examination Program" or "CLEP" means a program consisting of a series of general and  
 4777 subject examinations in undergraduate college courses that measures an individual's college-level knowledge  
 4778 gained through coursework, independent study, cultural pursuits, travel, special interests, military service,  
 4779 and professional development for the purpose of earning college credit.

4780 "Committee" means the Brown v. Board of Education Scholarship Committee.

4781 "Dual enrollment" means the concurrent enrollment of a scholarship recipient in an adult education  
 4782 program for the high school diploma and a public or private accredited two-year or four-year institution of  
 4783 higher education in the Commonwealth.

4784 "Educational agency" means any (i) public school in the Commonwealth, (ii) public or private accredited  
 4785 two-year or four-year institution of higher education in the Commonwealth that is in compliance with the  
 4786 Southern Association of Colleges and Schools Commission on Colleges accreditation standards for  
 4787 institutions and academic programs or other national or regional organization or agency recognized by the  
 4788 U.S. Secretary of Education for accrediting purposes, (iii) high school equivalency preparation program in  
 4789 compliance with Board of Education guidelines, (iv) College-Level Examination Program in compliance with  
 4790 the requirements of the College Board governing college-level examination programs, or (v) accredited  
 4791 career and technical education postsecondary school in the Commonwealth, that accepts for scholarship  
 4792 recipients under the Program.

4793 "Eligible student" means a person who resided in a jurisdiction in the Commonwealth between 1954 and  
 4794 1964 in which the public schools were closed to avoid desegregation and who (i) was unable during such  
 4795 years to (a) begin, continue, or complete his education in the public schools of the Commonwealth; (b) attend  
 4796 a private academy or foundation, whether within or outside of the Commonwealth, established to circumvent  
 4797 desegregation; or (c) pursue postsecondary education opportunities or training because of the inability to  
 4798 obtain a high school diploma or (ii) was required to relocate within or outside of the Commonwealth to  
 4799 begin, continue, or complete his public education during such years because public schools were closed to  
 4800 avoid desegregation. "Eligible student" also means a lineal or collateral descendant of such person. "Eligible  
 4801 student" includes only persons currently domiciled and residing in the Commonwealth.

4802 "Fund" means the Brown v. Board of Education Scholarship Program Fund.

4803 "Graduate degree program" means an accredited academic program of study offered by an institution of  
 4804 higher education in the Commonwealth that has been accepted for participation in the Program by the  
 4805 Committee to which scholarship recipients are accepted for admission and for which successful completion  
 4806 of the academic program culminates in the awarding of the masters or doctoral degree.

4807 "High school equivalency preparation program" means a program of preparation and instruction for  
 4808 adults who did not complete high school, and for youth who have been granted permission by the division  
 4809 superintendent of the school in which they are enrolled, to take a high school equivalency examination  
 4810 approved by the Board of Education.

4811 "Professional degree program" means an accredited graduate level program of study offered by an  
 4812 institution of higher education in the Commonwealth that has been accepted for participation in the Program  
 4813 by the Committee to which scholarship recipients are accepted for admission and successful completion of  
 4814 the academic program culminates in the award of a degree in medicine, dentistry, nursing, law, pharmacy,  
 4815 optometry, engineering, architecture, veterinary medicine, or other discipline approved by the Committee.

4816 "Program" means the Brown v. Board of Education Scholarship Program.

4817 "Transition program and services" means individualized instruction or a compensatory education  
 4818 program designed to provide remediation, acceleration, or fundamental basic life skills to assist scholarship  
 4819 recipients in overcoming learning problems or to prepare such persons for academic success in an approved  
 4820 education program.

4821 **§ 30.1-1506. Brown v. Board of Education Scholarship Program; purpose.**

4822 The Brown v. Board of Education Scholarship Program is established for the purpose of assisting  
 4823 students who were enrolled in the public schools of the Commonwealth between 1954 and 1964 in  
 4824 jurisdictions in which the public schools were closed to avoid desegregation, and their lineal or collateral  
 4825 descendants, in obtaining any of the following: the adult high school diploma; a passing score on a high  
 4826 school equivalency examination approved by the Board of Education; CLEP credit; career or technical  
 4827 education or training in an approved program at a comprehensive community college or at an accredited  
 4828 career and technical education postsecondary school in the Commonwealth; an undergraduate degree from  
 4829 an accredited associate-degree-granting or baccalaureate (i) private institution of higher education or (ii)  
 4830 public institution of higher education; a graduate degree at the masters or doctoral level; or a professional

4831 *degree from an accredited baccalaureate private institution of higher education in the Commonwealth or*  
 4832 *baccalaureate public institution of higher education in the Commonwealth.*

4833 **§ 30.1-1507. Brown v. Board of Education Scholarship Committee; purpose.**

4834 *The Brown v. Board of Education Scholarship Committee is established in the legislative branch of state*  
 4835 *government. The purpose of the Committee is to evaluate applications for and select eligible students to*  
 4836 *receive scholarships under the Program.*

4837 **§ 30.1-1508. Membership.**

4838 *The Committee shall have a total membership of 11 members that shall include six legislative members*  
 4839 *and five nonlegislative citizen members. Members shall be appointed as follows:*

4840 *1. Four members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 4841 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 4842 *Delegates;*

4843 *2. Two members of the Senate to be appointed by the Senate Committee on Rules; and*

4844 *3. Five nonlegislative citizen members, of whom one shall represent college admissions personnel, one*  
 4845 *shall have expertise in academic and career counseling, and three shall represent residents of the affected*  
 4846 *jurisdictions, to be appointed by the Governor.*

4847 **§ 30.1-1509. Powers and duties of the Committee; meetings.**

4848 *A. The Committee shall have the following powers and duties:*

4849 *1. Establish criteria for the awarding of scholarships, including eligibility for and renewal of*  
 4850 *scholarships; evidence of satisfactory academic achievement in accordance with § 30.1-1511; terms and*  
 4851 *conditions of scholarships awarded pursuant to § 30.1-1512; cancellation, rescindment, and recovery of*  
 4852 *scholarship awards; and conditions for which repayment of scholarships, or any part thereof, may be*  
 4853 *required;*

4854 *2. Evaluate applications for and select recipients of scholarships under the Program;*

4855 *3. Establish standards and determine approved education programs to ensure that the Program is*  
 4856 *implemented and administered in a manner that preserves the purpose for which it was created;*

4857 *4. Establish, revise as necessary, and implement policies and standards to govern all aspects of the*  
 4858 *Program;*

4859 *5. Confer with the Board of Education, Virginia Community College System, State Council of Higher*  
 4860 *Education for Virginia, and Private College Advisory Board to the State Council of Higher Education for*  
 4861 *Virginia to establish a protocol to facilitate (i) the dual enrollment of eligible students in two-year and four-*  
 4862 *year degree programs and (ii) the conventional enrollment of eligible students in public and private two-year*  
 4863 *and four-year accredited institutions of higher education;*

4864 *6. Develop and implement a system to provide individualized transition programs and services, including*  
 4865 *remediation, acceleration, and fundamental basic life skills, designed to prepare eligible students for*  
 4866 *academic success in the preparation program for a high school equivalency examination approved by the*  
 4867 *Board of Education; earning college credit through CLEP examinations; adult basic education programs;*  
 4868 *and two-year, four-year, graduate, and professional degree programs;*

4869 *7. Determine annually the sum of any gifts, grants, donations, bequests, or other funds in the Fund, set the*  
 4870 *annual maximum scholarship award, and determine the maximum number of scholarships that may be*  
 4871 *awarded each year;*

4872 *8. Seek, receive, and expend gifts, grants, donations, bequests, or other funds from any source on behalf of*  
 4873 *the Program for its support and to facilitate its purpose;*

4874 *9. Make awards of the Program annually to eligible students selected by the Committee;*

4875 *10. Submit reports pursuant to § 30.1-1107; and*

4876 *11. Perform such other duties, functions, and activities as may be necessary to facilitate and implement*  
 4877 *the objectives of this article.*

4878 *B. The Committee shall meet no more than four times each year.*

4879 **§ 30.1-1510. Staffing.**

4880 *The Office of the Clerk of the chair of the Committee shall provide administrative staff support. The*  
 4881 *Division of Legislative Services shall provide legal and legislative research and analysis as requested by the*  
 4882 *Committee. The State Council of Higher Education for Virginia, consistent with its statutory responsibilities*  
 4883 *for higher education in the Commonwealth, shall advise and provide technical assistance to the Committee in*  
 4884 *the implementation and administration of the Program, in the manner as may be requested by the Committee.*

4885 **§ 30.1-1511. Brown v. Board of Education Scholarship Program Fund.**

4886 *There is created in the state treasury a special nonreverting fund to be known as the Brown v. Board of*  
 4887 *Education Scholarship Program Fund. The Fund shall be established on the books of the Comptroller and*  
 4888 *shall consist of gifts, grants, donations, bequests, or other funds from any source as may be received by the*  
 4889 *Program or the Committee on behalf of the Program. Moneys shall be paid into the state treasury and*  
 4890 *credited to the Fund. Interest earned on moneys in the Fund shall remain in and be credited to the Fund. Any*  
 4891 *moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the*  
 4892 *general fund but shall remain in the Fund. Moneys in the Fund shall be used solely for the purpose of*

4893 awarding scholarships to eligible students, pursuant to §§ 30.1-1512 and 30.1-1513. Expenditures and  
 4894 disbursements for scholarships to eligible students from the Fund shall be made by the State Treasurer on  
 4895 warrants issued by the Comptroller upon written request signed by the chair of the State Council of Higher  
 4896 Education for Virginia as directed by the Committee.

4897 **§ 30.1-1512. Criteria for awarding and renewal of scholarships by the Committee; eligibility; penalty.**

4898 A. Scholarships shall be awarded to eligible students annually by the Committee with the funds made  
 4899 available from gifts, grants, donations, bequests, and other funds as may be received for such purpose.

4900 B. Scholarships may be granted for part-time or full-time attendance and shall be limited to:

4901 1. One year of study for students enrolled in adult education programs for the high school diploma and  
 4902 preparation programs for a high school equivalency examination approved by the Board of Education or for  
 4903 CLEP credit; and

4904 2. No more than the minimum number of credit hours required to complete program requirements, except  
 4905 as approved by the Committee for students enrolled in the following approved education programs:

4906 a. An approved career or technical education or training program at a comprehensive community college,  
 4907 or at an accredited career and technical education postsecondary school in the Commonwealth;

4908 b. A two-year undergraduate comprehensive community college program;

4909 c. A four-year undergraduate degree program;

4910 d. A recognized five-year undergraduate degree program;

4911 e. A masters or doctoral level degree program; or

4912 f. A professional degree program.

4913 Scholarships granted may also be used for CLEP examinations and costs related to preparation for tests,  
 4914 transition programs and services, and dual enrollment programs as may be approved by the Committee, in  
 4915 accordance with § 30.1-1509.

4916 C. No scholarship under the Program shall be used to obtain multiple baccalaureate, masters, doctoral,  
 4917 or professional degrees.

4918 D. The Standards of Learning requirements and all related assessments shall be waived for any student  
 4919 awarded a scholarship under the Program and enrolled in an adult basic education program to obtain the  
 4920 high school diploma.

4921 E. No student pursuing a course of religious training or theological education or a student enrolled in any  
 4922 institution whose primary purpose is to provide religious training or theological education shall be eligible to  
 4923 receive a scholarship. However, nothing in this section shall be construed to prohibit a student from taking  
 4924 courses of a religious or theological nature to satisfy undergraduate and graduate elective requirements for a  
 4925 liberal arts nonreligious degree.

4926 F. Only students who are domiciled residents of the Commonwealth as defined by § 23.1-502 shall be  
 4927 eligible to receive scholarship awards. For purposes of this Program only, the Committee may establish a list  
 4928 of acceptable documents to verify United States citizenship and legal presence in the Commonwealth from  
 4929 among those included in regulations promulgated by the Department of Motor Vehicles governing legal  
 4930 presence in the Commonwealth to obtain a driver's license or identification card, and regulations  
 4931 promulgated by the State Department of Health governing requests for and access to vital records.

4932 G. Scholarships may be renewed annually upon request if the recipient:

4933 1. Maintains domicile and residency in the Commonwealth;

4934 2. Evidences satisfactory academic achievement and progress toward program completion; and

4935 3. Maintains continuous enrollment in an approved education program until graduation or program  
 4936 completion, in accordance with the provisions of this section and § 30.1-1506.

4937 For scholarship renewal purposes, the Committee may extend the period in which satisfactory academic  
 4938 achievement shall be demonstrated for no more than two semesters or the equivalent thereof.

4939 H. Any person who knowingly makes a false statement or conceals a material fact or otherwise commits a  
 4940 fraud in any application for a scholarship is guilty of a Class 3 misdemeanor.

4941 **§ 30.1-1513. Amount and use of scholarships; disbursement and recovery of scholarship funds; terms  
 4942 and conditions.**

4943 A. No scholarship awarded under the Program shall exceed the total annual costs of tuition, a book  
 4944 allowance, and fees assessed by the educational agency for the specific program in which the student is  
 4945 enrolled, as determined by the Committee.

4946 B. The full amount of each scholarship awarded to a recipient shall be used solely for the payment of  
 4947 tuition, a book allowance, and fees, or for a one-time only payment of the costs of a preparation program,  
 4948 instructional materials, and high school equivalency examinations approved by the Board of Education or  
 4949 CLEP examinations.

4950 C. Awards granted to applicants accepted for enrollment at accredited career and technical education  
 4951 postsecondary schools shall be made in accordance with Article VIII, Section 11 of the Constitution of  
 4952 Virginia.

4953 D. Before any scholarship is awarded, the applicant shall sign an acceptance form affirming the accuracy  
 4954 of the information he has provided and agreeing to pursue the approved education program for which the

4955 scholarship is awarded until his graduation or the completion of the program, as appropriate. Following  
 4956 verification of enrollment by the relevant educational agency to the State Council of Higher Education for  
 4957 Virginia, educational agencies acting as agents for students receiving awards under this article shall  
 4958 promptly credit disbursed funds to student accounts.

4959 E. No scholarship award shall be reduced by the educational agency upon receipt of any other financial  
 4960 assistance on behalf of the student. However, the scholarship award may be reduced by the Committee to  
 4961 ensure that, when such award is added to other financial assistance, the award does not produce a total of  
 4962 financial assistance that exceeds the annual total costs of tuition, a book allowance, and fees. Every  
 4963 educational agency acting as an agent for students receiving awards under this article shall notify the  
 4964 Committee and the State Council of Higher Education for Virginia upon request concerning the type and  
 4965 total of other financial assistance received by such students.

4966 F. Every educational agency accepting for admission persons awarded a *Brown v. Board of Education*  
 4967 scholarship shall, upon request, provide the Committee information concerning the accreditation status of the  
 4968 school and academic programs offered and other relevant information as the Committee may require to  
 4969 evaluate the person's eligibility for the scholarship and to determine the eligibility of the educational agency  
 4970 for participation in the Program. Whenever a student withdraws from an educational agency or otherwise  
 4971 fails, regardless of reason, to complete the program in which he is enrolled, the educational agency shall  
 4972 surrender promptly to the Commonwealth the balance of the scholarship award, in accordance with the  
 4973 tuition refund policy in effect at the time of the student's admission to the educational agency.

4974 G. This article shall not be construed as creating any legally enforceable right or entitlement on the part  
 4975 of any person or any right or entitlement to participation in the Program.

#### 4976 Article 3.

#### 4977 Commission on Civic Education.

#### 4978 § 30.1-1514. Commission on Civic Education; purpose.

4979 The Commission on Civic Education (the Commission) is established in the legislative branch of state  
 4980 government. The purpose of the Commission is to (i) educate students on the importance of citizen  
 4981 involvement in a constitutional republic, (ii) promote the study of state and local government among the  
 4982 Commonwealth's citizenry, and (iii) enhance communication and collaboration among organizations in the  
 4983 Commonwealth that conduct civic education.

#### 4984 § 30.1-1515. Membership.

4985 The Commission shall have a total membership of 17 members that shall include five legislative members  
 4986 and 12 nonlegislative citizen members. Members shall be appointed as follows:

4987 1. Three members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 4988 accordance with the principles of proportional representation contained in the Rules of the House of  
 4989 Delegates;

4990 2. Two members of the Senate to be appointed by the Senate Committee on Rules;

4991 3. Six nonlegislative citizen members, of whom two shall be former or current government or civics  
 4992 teachers, one shall be a representative of an organization involved in civic engagement, one shall be a  
 4993 representative of an institution of political or civil engagement studies, one shall be a Department of  
 4994 Education social studies specialist, and one shall have the qualifications or experience as determined by the  
 4995 Speaker, to be appointed by the Speaker of the House of Delegates; and

4996 4. Six nonlegislative citizen members, of whom two shall be current or former social studies coordinators,  
 4997 one shall be a representative of a voter outreach organization, one shall be a member of the Virginia Press  
 4998 Association, one shall be a professor of social studies education, and one shall have the qualifications or  
 4999 experience as determined by the Senate Committee on Rules, to be appointed by the Senate Committee on  
 5000 Rules.

#### 5001 § 30.1-1516. Powers and duties of the Commission.

5002 The Commission shall have the following powers and duties:

5003 1. Develop and coordinate outreach programs in collaboration with schools to educate students on the  
 5004 importance of understanding that (i) a constitutional republic is a form of government dependent on reasoned  
 5005 debate and good-faith negotiation; (ii) individual involvement is a critical factor in community success; and  
 5006 (iii) consideration of and respect for others is essential to deliberating, negotiating, and advocating positions  
 5007 on public concerns;

5008 2. Identify civic education projects in the Commonwealth and provide technical assistance as needed for  
 5009 such programs;

5010 3. Build a network of civic education professionals to share information and strengthen partnerships;

5011 4. Develop, in consultation with entities represented on the Commission and others as determined by the  
 5012 Commission, a clearinghouse that is accessible on the Department of Education's website. The electronic  
 5013 clearinghouse shall include (i) a database of civic education resources, lesson plans, and other programs of  
 5014 best practices in civic education; (ii) a bulletin board to promote discussion and exchange of ideas relative to  
 5015 civic education; (iii) an events calendar; and (iv) links to civic education research;

5016 5. Make recommendations to the Board of Education regarding revisions to the Standards of Learning for

5017 civics and government;

5018 6. Seek, receive, and expend gifts, grants, donations, bequests, or other funds from any source to support  
5019 the work of the Commission and facilitate the objectives of this article; and

5020 7. Submit reports pursuant to § 30.1-1107.

5021 **§ 30.1-1517. Staffing.**

5022 The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The  
5023 Division of Legislative Services shall provide legal and legislative research and analysis as requested by the  
5024 Commission. The Department of Education shall provide technical assistance.

5025 **§ 30.1-1518. Commission on Civic Education Fund.**

5026 There is created in the state treasury a special nonreverting fund to be known as the Commission on Civic  
5027 Education Fund (the Fund). The Fund shall be established on the books of the Comptroller. All moneys,  
5028 including gifts, grants, donations, bequests, or other funds from any source as may be received by the  
5029 Commission, shall be paid into the state treasury and credited to the Fund. Interest earned on moneys in the  
5030 Fund shall remain in and be credited to the Fund. Any moneys remaining in the Fund, including interest  
5031 thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund.  
5032 Moneys in the Fund shall be used for the purpose of enabling the Commission to perform its duties.  
5033 Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by  
5034 the Comptroller upon written request signed by the chair of the Commission.

5035

Article 4.

American Revolution 250 Commission.

5036 **§ 30.1-1519. (Expires July 1, 2032) American Revolution 250 Commission; purpose.**

5037 The American Revolution 250 Commission (the Commission) is established in the legislative branch of  
5038 state government. The purpose of the Commission is to commemorate the 250th anniversary of the American  
5039 Revolution, the Revolutionary War, and the independence of the United States.

5040 **§ 30.1-1520. (Expires July 1, 2032) Membership; terms; chair and vice-chair.**

5041 A. The Commission shall have a total membership of at least 27 but no more than 31 members that shall  
5042 include five legislative members, 17 nonlegislative citizen members, and at least five but no more than nine ex  
5043 officio members. Members shall be appointed as follows:

5044 1. Three members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
5045 accordance with the principles of proportional representation contained in the Rules of the House of  
5046 Delegates;

5047 2. Two members of the Senate to be appointed by the Senate Committee on Rules;

5048 3. Three nonlegislative citizen members, consisting of one representative from each of the lead  
5049 commemoration partners: the Jamestown-Yorktown Foundation, the primary state agency; the Virginia  
5050 Museum of History & Culture, the primary nonstate agency; and Gunston Hall, the primary representative of  
5051 historic homes and related sites in the Commonwealth;

5052 4. Two nonlegislative citizen members, of whom one shall be a representative from the American  
5053 Battlefield Trust and one shall be a representative from the Virginia Bar Association, to be appointed by the  
5054 represented organization; and

5055 5. Twelve nonlegislative citizen members, of whom six shall be selected from a list of 10 candidates  
5056 provided by the Jamestown-Yorktown Foundation and six shall be selected from a list of 10 candidates  
5057 provided by the Virginia Museum of History & Culture, to be appointed by the Governor.

5058 The chair and vice-chair of the Commission may appoint up to four members who are directors of historic  
5059 homes, historic sites, or National Park Service sites in the Commonwealth. Such members shall serve ex  
5060 officio.

5061 The chair and vice-chair of the Commission may appoint former legislative members of the Commission  
5062 who have retired or resigned from the General Assembly. Such members shall serve ex officio.

5063 The Secretary of Education, the Librarian of Virginia, the Director of the Department of Historic  
5064 Resources, the Executive Director of Virginia Humanities, and the Chief Executive Officer of the Virginia  
5065 Tourism Authority or their designees shall serve ex officio.

5066 B. The Commission shall elect a chair and vice-chair from among its membership.

5067 C. Nonlegislative citizen members shall be appointed for the duration of the Commission's activities.  
5068 Nonlegislative citizen members of the Commission shall not receive compensation or reimbursement for  
5069 travel and other expenses incurred in the performance of their duties.

5070 **§ 30.1-1521. (Expires July 1, 2032) Powers and duties of the Commission.**

5071 A. The Commission shall have the following powers and duties:

5072 1. Formulate and implement a program for the inclusive observance of the 250th anniversary of the  
5073 independence of the United States and the Revolutionary War in the Commonwealth, including (i) civic,  
5074 cultural, and historical education and scholarship concerning the ideals of the American Revolution and  
5075 their contemporary relevance; (ii) visitation of museums and historic sites, including battlefields; (iii)  
5076 creation and publication of historical documents and studies; (iv) cooperation with agencies responsible for  
5077 the preservation or restoration of historic sites, buildings, art, and artifacts; (v) establishment of exhibitions  
5078

5079 *and interpretive and wayfinding signage; (vi) arrangement of appropriate public ceremonies; (vii) a*  
 5080 *comprehensive marketing and tourism campaign encompassing calendar year 2025 through calendar year*  
 5081 *2026; and (viii) the general dissemination of public information regarding the Commonwealth's involvement*  
 5082 *in the American Revolution and its legacy today;*

5083 2. *Appoint and establish an advisory council composed of nonlegislative citizen members who have a*  
 5084 *knowledge of relevant history or expertise in areas useful to the work of the Commission, including a*  
 5085 *representative of the Sons of the Revolution in the Commonwealth of Virginia, a representative of the*  
 5086 *Virginia Daughters of the American Revolution, and a representative of the National Washington-*  
 5087 *Rochambeau Revolutionary Route Association. The advisory council shall make recommendations and*  
 5088 *provide comment as requested by the Commission. The Commission may appoint, add, or remove members of*  
 5089 *the advisory council. Members of the advisory council shall serve without compensation or reimbursement;*

5090 3. *Appoint and establish an executive committee composed of members of the Commission, including the*  
 5091 *Commission's chair and vice-chair and one representative designated by each of the lead commemoration*  
 5092 *partners: the Jamestown-Yorktown Foundation, the Virginia Museum of History & Culture, and Gunston*  
 5093 *Hall;*

5094 4. *Perform such other duties, functions, and activities as may be necessary to facilitate and implement the*  
 5095 *objectives of the Commission; and*

5096 5. *Submit reports pursuant to § 30.1-1107.*

5097 B. *The Commission may solicit, accept, use, and dispose of gifts, grants, donations, bequests, or other*  
 5098 *funds or real or personal property for the purpose of aiding or facilitating the work of the Commission. In*  
 5099 *accordance with the general appropriation act, the Commission may procure supplies, services, and property*  
 5100 *and make or enter into contracts, leases, or other legal agreements as it may deem necessary to carry out its*  
 5101 *duties. No contract, lease, or other legal agreement shall be entered into by the Commission that extends*  
 5102 *beyond the date of expiration of the Commission.*

5103 **§ 30.1-1522. (Expires July 1, 2032) Staffing.**

5104 *The Commission may appoint and employ and, at its pleasure, remove an executive director and such*  
 5105 *other persons as it deems necessary to assist it in carrying out its duties as set forth in this article. The*  
 5106 *Commission may determine the duties of such staff and fix their salaries or compensation within the amounts*  
 5107 *appropriated in the general appropriation act. If funds are not appropriated for staffing, the Joint Rules*  
 5108 *Committee shall determine the staffing support for the Commission.*

5109 *The Office of the Clerk of the chair of the Commission shall provide administrative staff support.*

5110 **§ 30.1-1523. (Expires July 1, 2032) Virginia American Revolution 250 Commission Fund.**

5111 *There is created in the state treasury a special nonreverting fund to be known as the Virginia American*  
 5112 *Revolution 250 Commission Fund (the Fund). The Fund shall be established on the books of the Comptroller.*  
 5113 *All funds appropriated for such purpose and any gifts, grants, donations, bequests, and other funds received*  
 5114 *on its behalf shall be paid into the state treasury and credited to the Fund. Interest earned on moneys in the*  
 5115 *Fund shall remain in and be credited to the Fund. Any moneys remaining in the Fund, including interest*  
 5116 *thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund.*  
 5117 *Moneys in the Fund shall be used solely for the purpose of enabling the Commission to perform its duties.*  
 5118 *Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by*  
 5119 *the Comptroller upon written request of the chair of the Commission.*

5120 **§ 30.1-1524. (Expires July 1, 2032) Sunset.**

5121 *This article shall expire on July 1, 2032.*

## CHAPTER 16.

### LEGISLATIVE STUDY ENTITIES.

#### Article 1.

#### Commission on School Construction and Modernization.

5126 **§ 30.1-1600. (Expires July 1, 2026) Commission on School Construction and Modernization; purpose.**

5127 *The Commission on School Construction and Modernization (the Commission) is established in the*  
 5128 *legislative branch of state government. The purpose of the Commission is to develop and provide guidance*  
 5129 *and resources to local school divisions related to school construction and modernization and make funding*  
 5130 *recommendations to the General Assembly and the Governor.*

5131 **§ 30.1-1601. (Expires July 1, 2026) Membership.**

5132 *The Commission shall have a total membership of 17 members that shall include eight legislative*  
 5133 *members, three nonlegislative citizen members, and six ex officio members. Members shall be appointed as*  
 5134 *follows:*

5135 1. *Five members of the House of Delegates to be appointed by the Speaker of the House of Delegates in*  
 5136 *accordance with the principles of proportional representation contained in the Rules of the House of*  
 5137 *Delegates;*

5138 2. *Three members of the Senate to be appointed by the Senate Committee on Rules;*

5139 3. *One nonlegislative citizen member to be appointed by the Speaker of the House of Delegates;*

5140 4. *One nonlegislative citizen member to be appointed by the Senate Committee on Rules; and*

5141 5. One nonlegislative citizen member to be appointed by the Governor.  
 5142 The Superintendent of Public Instruction, the Director of the Department of General Services, the  
 5143 Executive Director of the Virginia Resources Authority, the State Treasurer, the President of the Board of  
 5144 Education, and the Director of the Department of Planning and Budget or their designees shall serve ex  
 5145 officio.

5146 **§ 30.1-1602. (Expires July 1, 2026) Powers and duties of the Commission.**

5147 The Commission shall have the following powers and duties:

5148 1. Assess the Commonwealth's school facilities and determine funding needs for school construction and  
 5149 modernization;

5150 2. Identify funding mechanisms and make recommendations to the General Assembly and the Governor;

5151 3. Establish best practices in school construction and modernization for school divisions;

5152 4. Create standardized construction designs and procurement practices to recommend and make  
 5153 available to local school divisions;

5154 5. Identify potential cost-saving measures for implementation by local school divisions to minimize  
 5155 construction and modernization costs where possible; and

5156 6. Submit reports pursuant to § 30.1-1107.

5157 **§ 30.1-1603. (Expires July 1, 2026) Staffing.**

5158 The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The  
 5159 Division of Legislative Services shall provide legal and legislative research and analysis as requested by the  
 5160 Commission.

5161 **§ 30.1-1604. (Expires July 1, 2026) Sunset.**

5162 This article shall expire on July 1, 2026.

5163

Article 2.

5164 Virginia Commission to End Hunger.

5165 **§ 30.1-1605. (Expires July 1, 2027) Virginia Commission to End Hunger; purpose.**

5166 The Virginia Commission to End Hunger (the Commission) is established in the legislative branch of state  
 5167 government. The purpose of the Commission is to develop an action plan every two years for ending hunger  
 5168 in the Commonwealth, review the progress of such plan, and ensure cross-collaboration among government  
 5169 entities and community partners toward the goal of ending hunger in the Commonwealth.

5170 **§ 30.1-1606. (Expires July 1, 2027) Membership.**

5171 The Commission shall have a total membership of 19 members that shall include eight legislative  
 5172 members and 11 nonlegislative citizen members. Members shall be appointed as follows:

5173 1. Five members of the House of Delegates to be appointed by the Speaker of the House of Delegates in  
 5174 accordance with the principles of proportional representation contained in the Rules of the House of  
 5175 Delegates;

5176 2. Three members of the Senate to be appointed by the Senate Committee on Rules;

5177 3. Six nonlegislative citizen members, of whom one shall be a researcher at the university level, one shall  
 5178 be a representative of the Secretary of Health and Human Resources, two shall be representatives from  
 5179 community organizations working toward ending hunger, one shall be a high school junior or senior student  
 5180 representative from a public school, and one shall be a board-certified physician, to be appointed by the  
 5181 Speaker of the House of Delegates; and

5182 4. Five nonlegislative citizen members, of whom one shall be a researcher at the university level, three  
 5183 shall be representatives from community organizations working toward ending hunger, and one shall be a  
 5184 nutritionist, to be appointed by the Senate Committee on Rules.

5185 **§ 30.1-1607. (Expires July 1, 2027) Powers and duties of the Commission.**

5186 The Commission shall have the following powers and duties:

5187 1. Identify all funding sources that can be used for improving nutrition and ending hunger for which the  
 5188 state has administrative control and for development of future funding;

5189 2. Identify strategies for ensuring that each public elementary and secondary student has access to  
 5190 nutritious meals and snacks at school, including by promoting full participation in all federally assisted  
 5191 school meal and snack programs by both eligible schools and eligible students in such schools;

5192 3. Identify barriers to food access and develop sustainable policies and programs to address such  
 5193 barriers;

5194 4. Promote and facilitate public-private partnerships;

5195 5. Develop benchmarks and set goals to indicate success; and

5196 6. Submit reports pursuant to § 30.1-1107.

5197 **§ 30.1-1608. (Expires July 1, 2027) Staffing.**

5198 The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The  
 5199 Division of Legislative Services shall provide legal and legislative research and analysis as requested by the  
 5200 Commission.

5201 **§ 30.1-1609. (Expires July 1, 2027) Sunset.**

5202 This article shall expire on July 1, 2027.

## Article 3.

## Commission on Women's Health.

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**§ 30.1-1610. Commission on Women's Health; purpose.**

The Commission on Women's Health (the Commission) is established in the legislative branch of state government. The purpose of the Commission is to study, report on, and make recommendations on issues related to women's health, including maternal health.

**§ 30.1-1611. Membership.**

The Commission shall have a total membership of 15 members that shall include 10 legislative members and five nonlegislative citizen members. Members shall be appointed as follows:

1. Six members of the House of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates;

2. Four members of the Senate to be appointed by the Senate Committee on Rules;

3. Two nonlegislative citizen members with significant experience or expertise in women's or maternal health policy to be appointed by the Speaker of the House of Delegates; and

4. Three nonlegislative citizen members with significant experience or expertise in women's or maternal health policy to be appointed by the Senate Committee on Rules.

**§ 30.1-1612. Powers and duties of the Commission.**

The Commission shall have the following powers and duties:

1. Study and evaluate issues related to women's health, including maternal health, mental health, access to reproductive care, chronic conditions, and health outcomes;

2. Examine the intersection of social determinants of health and the impact of such determinants on women's health outcomes;

3. Conduct public hearings, facilitate stakeholder engagement, and consult with subject-matter experts as necessary;

4. Identify systemic barriers to equitable health care access for women and recommend policies to address such barriers;

5. Develop and make recommendations to the General Assembly for legislative, regulatory, and budgetary changes or policies to improve women's health outcomes in the Commonwealth; and

6. Submit reports pursuant to § 30.1-1107.

**§ 30.1-1613. Staffing.**

The Office of the Clerk of the chair of the Commission shall provide administrative staff support. The Division of Legislative Services shall provide legal and legislative research and analysis as requested by the Commission. The Commission may consult or contract with experts who have knowledge of the issues before it within the amounts appropriated for such purpose.

2. That whenever any of the conditions, requirements, provisions, or contents of any section or chapter of Title 30, or any other title of the Code of Virginia as such title existed prior to October 1, 2026, are transferred in the same or modified form to a new section or chapter of Title 30.1 or any other title of the Code of Virginia and whenever any such former section or chapter is given a new number in Title 30.1 or any other title, all references to any such former section or chapter of Title 30, or any other title appearing in this Code shall be construed to apply to the new or renumbered section or chapter containing such conditions, requirements, provisions, contents, or portions thereof.

3. That the regulations of any department or agency affected by the revision of Title 30 or such other titles of the Code of Virginia as are in effect on the effective date of this act shall continue in effect to the extent that they are not in conflict with this act and shall be deemed to be regulations adopted under this act.

4. That the provisions of § 30-152 of the Code of Virginia shall apply to the revision of proposed Title 30.1 of the Code of Virginia so as to give effect to other laws enacted by the 2026 Session of the General Assembly, notwithstanding the delay in the effective date of this act.

5. That the repeal of Title 30 (§§ 30-1 through 30-453), effective as of October 1, 2026, shall not affect any act or offense done or committed, or any penalty incurred, or any right established, accrued, or accruing on or before such date, or any proceeding, prosecution, suit, or action pending on that day. Except as otherwise provided in this act, neither the repeal of Title 30 (§§ 30-1 through 30-453) of the Code of Virginia, nor the enactment of Title 30.1 shall apply to offenses committed prior to October 1, 2026, and prosecution for such offenses shall be governed by the prior law, which is continued in effect for that purpose. For the purposes of this enactment, an offense was committed prior to October 1, 2026, if any of the essential elements of the offense occurred prior thereto.

6. That if any clause, sentence, paragraph, subdivision, or section of Title 30.1 shall be adjudged in any court of competent jurisdiction to be invalid, the judgment shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or section thereof directly involved in the controversy in which the judgment shall have been rendered, and to this end the provisions of Title 30.1 are declared severable.

5265 7. That, with the exception of § 30-13 of the Code of Virginia, Title 30 (§§ 30-1 through 30-453) of the  
5266 Code of Virginia is repealed.

5267 8. That § 30-13 of the Code of Virginia is repealed. Such repeal of § 30-13 of the Code of Virginia  
5268 pursuant to this act shall be retroactive effective beginning July 1, 1971.

5269 9. That the provisions of this act shall not affect the existing terms of persons currently serving as  
5270 members of any agency, board, authority, commission, or other entity and that appointees currently  
5271 holding positions shall maintain their terms of appointment and continue to serve until such time as the  
5272 existing terms might expire or become renewed. However, any new appointments made on or after  
5273 October 1, 2026, shall be made in accordance with the provisions of this act.

5274 10. That the Virginia Code Commission shall convene a work group with the Clerk of the House of  
5275 Delegates and the Clerk of the Senate of Virginia, or their designees, to resolve remaining concerns  
5276 with the Title 30 recodification. The work group shall complete its meeting by September 1, 2026.

5277 11. That the first through seventh and ninth enactments shall not become effective unless reenacted by  
5278 the 2027 Session of the General Assembly.