

2010 VIRGINIA GENERAL ASSEMBLY

LEGISLATIVE REPORT

2/7/2010

Below Myles Louria, with Hunton & Williams, has provided you with an excellent summary of happenings at the session during this past week. In particular, Myles worked hard on killing the Senate version of the Everify legislation which we are opposed to. As Myles points out however, challenges remain on the House side and in the budget. This is going to be a tough battle to win.

I also want to add that we testified against SB 703 which would have created bid preferences on public contractors for contractors who hired residents from the area where the work was to take place. We strongly objected to the legislature telling us where we needed to hire our workers from and were successful, along with two other construction groups, in killing this bill.

Finally, i want to report our sucess in having SB 377 killed for this session. This legislation contained onerous requirements to be imposed on Virgina's construction industry regarding verification of employee vs. independent contractor status, and provided for employer audits and severe penalties. We strenously opposed this legislation, which was requested by organized labor. The bill will be back next year, and we will work equally hard then to kill it then.

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Budget:

With less than two weeks to go before the House and Senate money committees are scheduled to adopt their respective two year spending plans, it appears neither chamber has committed to a strategy that will close the \$4 billion budget shortfall. It continues to remain unclear the role Governor McDonnell will choose to play (offering formal budget amendments to address the shortfall or offering informal advice to budget negotiators) as the debate over the budget continues to unfold. Democrats continue to assail the Governor for not offering amendments

that reflect his priorities for addressing the shortfall. Democrats have publically suggested that the lack of direction from the Executive Branch constitutes a lack of leadership on the state's most pressing issue. Some Republican members of the General Assembly have privately suggested that Governor McDonnell does need to become more formally (and more publically) engaged in the budget process.

From a political perspective, there is ample reason for the Governor to want to avoid wading into the budget fight. The decisions that will need to be made to close the shortfall will be both painful and unpopular. Approximately two-thirds of state spending is focused on education and health care, meaning that the bulk of the cuts would have to come from these two vital service areas. The magnitude of the cuts includes estimates in excess of \$700 million over two years from K-12 education (this would be on top of the more than \$650 million in cuts in Governor Kaine's introduced budget), and over \$480 million from Health and Human Resources (in addition to the \$690 million reduction in the introduced budget).

The magnitude of the cuts have some Senate Democrats considering scaling back at least a portion of the state's \$950 million a year commitment to reimburse localities for a portion of the car tax relief. Such a strategy would be strongly opposed by House Republicans and Governor McDonnell. The Senate Democratic leadership has indicated that they do not intend to embed the Senate budget with tax increases because such an approach would be rejected by House Republicans. However, it appears that House and Senate leaders, along with Governor McDonnell will be willing to consider certain fee increases in an effort to provide additional revenue under certain circumstances. House Republicans have said that they believe the \$150 million in fee increases that are currently embedded in the introduced budget are excessive (the House has already rejected legislation that would have generated \$66 million by increasing the premium tax on property and casualty insurance - the rejection of this piece of legislation means that the House budget must reflect the elimination of that revenue). Some Republican members have said that they could consider fee increases that are tied to the government service they are intended to fund - which still represents a break with some of the more conservative elements within the Republican Party who believe fee increases are nothing more than tax increases.

School Funding Issue:

One of the most potentially divisive budget issues will not pit Republican against Democrat, but rather will feature different regions of the Commonwealth fighting over scarce K-12 dollars. Governor Kaine's introduced budget freezes adjustments to the composite index, which determines K-12 school funding. The choice to freeze the adjustments saves money in the state budget and would delay cuts in education spending for 97 of the states least wealthy jurisdictions. However, the decision hits a number of "wealthier" jurisdictions, none harder than several jurisdictions in Northern Virginia, including reductions in school funding of \$61 million in Fairfax, \$34.4 million in Loudoun, and \$22.6 million in Prince William (other jurisdictions around that state will also see decreases in education funding). Legislators on both sides of the aisle and in both chambers have declared this issue to be their number one concern. It is likely that if this issue is not resolved in the respective budgets of the House and Senate, there could be bi-partisan group of legislators that will vote against the budget.

Legislation of Interest:

Transportation Funding:

Several bills that would have generated additional revenue for transportation infrastructure needs failed to advance this past week. One of the more comprehensive of the funding bills, HB 971 sponsored by Delegate Tom Rust (R-Fairfax County), Delegate Joe May (R-Loudoun County), and Delegate Vivian Watts (D-Fairfax County) would have provided additional transportation revenues in Northern Virginia by increasing the sales tax and recordation tax, and would have provided for a statewide increase in revenues from an increase in the gas tax. The bill was the subject of one of the more interesting subcommittee meetings. The measure was opposed by several anti-tax Republicans on a subcommittee of Finance. However, newly elected Delegate Tag Greason (R-Loudoun), who is a member of the subcommittee, surprised a number of observers by supporting Delegate Rust's bill. The Council spoke on behalf of the measure. Delegate Tom Gear (R-Hampton) asked if anyone was going to speak for the hardworking taxpayers of Virginia. Delegates Rust and May both raised their hands, declaring that the hardworking taxpayers of Northern Virginia need a solution to the gridlock in the region. While the measure did not advance, there appears to be some confusion about the bill's ultimate disposition. HB 971 has been recommended to be carried over for consideration next year, but Delegate Rust requested time to present the bill to the full Finance Committee (there is no expectation that, given the anti-tax make-up of the full committee, that the measure could pass, but Delegate Rust apparently wants to have a full hearing to continue the discussions regarding funding). Finance Committee Chairman Bob Purkey (R-Virginia Beach) appears to support such a request, but it is unclear whether the full Finance Committee will ultimately hear the bill.

One of Delegate May's major funding bills also had difficulty advancing passed the subcommittee level. HB 1323, which authorizes the imposition of a \$2 toll on the Hampton Roads and Monitor-Merrimac Memorial bridge-tunnels, was rejected on a 4-0 vote by a Transportation subcommittee. Delegate Glen Oder (R-Newport News), who was a member of the subcommittee and serves as Vice Chairman of the Transportation Committee, railed against the bill as a "piecemeal approach" to funding that would be devastating to the Hampton Roads region. Even as several members voted against the measure, they said that the conversation the bill has started is a valuable one, namely the absolutely critical need to provide additional revenues for the Commonwealth's transportation infrastructure system. Delegate May left open the possibility that he would exercise his prerogative as the chairman of the House Transportation Committee to bring the bill up before the full Committee for consideration. Given the strong vote in Subcommittee against the measure, it is unlikely the bill will fare any better before the full Committee.

Bills dedicated to raising revenues through the gas tax were defeated by a House Finance subcommittee, including HB 1153, sponsored by Delegate Jim Scott (D-Fairfax County), which would have converted the gas tax from a-cents- per-gallon levy to a percentage rate tax (there is a similar measure, SB 223, patroned by Senator George Barker (D-Fairfax County), which is awaiting action in the Senate, but given the House action, the prospects of Senator Barker's measure are dim at best).

The only measure to advanced which might eventually generate revenue is HB 756, sponsored by freshman Delegate Chris Stolle (R-Virginia Beach) and SB 601, sponsored by Senator Frank Wagner (R-Virginia Beach). Both bills will require that at least 70% of any revenues and

royalties paid to the Commonwealth as a result of offshore natural gas and oil drilling will be deposited into the Transportation Trust Fund. SB 601 is awaiting action by the full Senate, while HB 756 is awaiting action by the House.

Electronic Work Verification Program:

SB 225 (Senator George Barker, D-Fairfax County), which would have required any contractor who does public work at either the state or local level to use the e-verify system was heard by the Senate Commerce and Labor Committee last week. The Council helped to organize broad based opposition to the measure from a variety of interest groups. Ultimately, the bill did not receive a motion, which effectively killed the measure. While the bill has been rejected by the Senate, there are still two E-verify measures that are under consideration by the House. The first is HB 737 which is sponsored by Delegate Dave Albo (R-Fairfax County). HB 737 would require all employers in the Commonwealth with 15 or more employees to participate in the E-verify system. HB 737 is much broader than the E-verify bill rejected by the Senate. In addition to HB 737, Delegate Scott Lingamfelter (R-Prince William County) offered a budget amendment that would require private sector businesses, including sub-contractors, doing business with the Commonwealth to use the E-verify system when hiring its employees. Deliberate noncompliance would prohibit the business from obtaining future employment or contracts with the state or local government for 10 years. Delegate Lingamfelter is a member of the House Appropriations Committee, which means this amendment has a strong chance of being included in the House budget. We will continue to actively oppose both HB 737 and the E-verify budget amendment.

Stormwater Management Regulations:

Two bills that will delay the effective date of the recently-approved stormwater management regulations that were to go into effect on July 1, 2010 are both moving through the General Assembly without opposition. SB 395, sponsored by Senator Frank Wagner (R-Virginia Beach) passed the Senate unanimously. The companion bill, HB 1220, sponsored by Delegate Tim Hugo (R-Fairfax County) passed unanimously out of subcommittee and will be considered by the full House Agriculture, Conservation, and Natural Resources Committee (and the full House) this week. .

Speed limits:

The House and Senate both approved bills that will raise the interstate speed limit to 70 mph. HB 856, sponsored by Delegate Bill Carrico (R-Grayson County) and SB 537 sponsored by Senator Steve Newman (R-Lynchburg) both received strong support in their respective chambers. The measures were also supported by Governor McDonnell.

Overweight Truck Fees:

SB 212 sponsored by Senator George Barker (D-Fairfax County), which would require the CTB in consultation with the Commissioner of DMV to establish a new schedule of fees for overweight and overload vehicle permits, was referred to the Joint Commission on Transportation Accountability. The Commission will be charged with considering a number of

measures related to overweight truck permit issues that were offered during the 2010 General Assembly Session (all of these bills were sent to the Commission for study).

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Composite view with notes

| Bills | Committee | Last action | <u>Date</u> |
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| HB 22 - Howell, A.T. - Handheld personal communications device; prohibits use while operating motor vehicle, etc., penalty. | (H) Committee on Militia, Police and Public Safety | (H) Subcommittee recommends laying on the table | 01/21/10 |
| HB 37 - Marshall, R.G. - Overload and overweight permits; fees established by Commissioner. | (H) Committee on Transportation | (H) Passed by in Transportation with letter | 01/26/10 |
| HB 58 - Dance - Wireless telecommunications devices; prohibits talking on such device unless in hands-free mode. | (H) Committee on Militia, Police and Public Safety | (H) Subcommittee recommends laying on the table | 02/04/10 |
| HB 82 - Knight - Public sewer system; locality may adopt ordinance establishing standard for use & services; penalty. | (H) Committee on Counties, Cities and Towns (S) Committee on Local Government | (S) Referred to Committee on Local Government | 02/04/10 |
| HB 95 - Loupassi - Secondary highway system; requirements for taking new streets into system. | (H) Committee on Transportation | (H) Subcommittee recommends striking from docket | 02/04/10 |
| HB 115 - Purkey - Underground Utility Damage Prevention Act; sewer laterals. | (H) Committee on Commerce and Labor | (H) Tabled in Commerce and Labor | 01/26/10 |
| HB 155 - Dance - Stormwater management programs; delays for two years DCR's regulations governing. | (H) Committee on Agriculture, Chesapeake and Natural Resources | (H) Subcommittee recommends incorporating (HB1220-Hugo) | 02/03/10 |
| HB 212 - Bulova - Handheld personal communications device; texting while driving primary offense. | (H) Committee on Militia, Police and Public Safety | (H) Subcommittee recommends laying on the table | 01/21/10 |
| HB 221 - Watts - Handheld personal communication device; person guilty of careless driving unless in hands-free mode. | (H) Committee on Militia, Police and Public Safety | (H) Subcommittee recommends laying on the table | 01/21/10 |

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| HB 222 - Watts - Secondary highway system; Secretary of Transportation to develop design standards for urban areas. | (H) Committee on Transportation | (H) Subcommittee recommends reporting with amendment(s) (5-Y 0-N) | 02/04/10 |
| HB 224 - Watts - Highways; payments to cities and towns for maintenance. | (H) Committee on Transportation | (H) Subcommittee recommends laying on the table | 01/28/10 |
| HB 230 - Watts - Motor fuels tax rate increase; allocation of construction funds for primary highway system. | (H) Committee on Finance | (H) Referred to Committee on Finance | 01/11/10 |
| HB 269 - Englin - Retail Sales and Use Tax; increases rate on motor fuels in Northern Virginia. | (H) Committee on Finance | (H) Subcommittee recommends laying on the table | 02/03/10 |
| HB 276 - Albo - Highway maintenance funds; requires CTB to allocate funds on basis of achieving level of disparity. | (H) Committee on Transportation | (H) Committee substitute printed 10105061D-H1 | 02/04/10 |
| HB 277 - Albo - Washington Bypass transportation corridor; Transportation Board to establish. | (H) Committee on Appropriations | (H) Assigned App. sub: Transportation | 02/04/10 |
| HB 342 - Marshall, R.G. - Alcoholic beverage control; privatization of ABC stores. | (H) Committee on General Laws | (H) Referred to Committee on General Laws | 01/11/10 |
| HB 391 - Lohr - Highways; payments to cities and towns for maintenance of certain. | (H) Committee on Transportation | (H) Reported from Transportation with amendments (21-Y 0-N) | 02/04/10 |
| HB 402 - Oder - Hampton Roads Bridge-Tunnel; VDOT to accept for review unsolicited proposals to add capacity. | (H) Committee on Transportation (S) Committee on Transportation | (S) Referred to Committee on Transportation | 02/03/10 |
| HB 404 - Oder - Transportation funding and administration; provides funding in certain localities. | (H) Committee on Appropriations | (H) Assigned App. sub: Transportation | 02/04/10 |
| HB 460 - Herring - Minority Business Enterprise; changes name to Supplier Diversity & Procurement Advocacy. | (H) Committee on General Laws | (H) Subcommittee recommends reporting (4-Y 3-N) | 02/04/10 |
| HB 480 - Carrico - Public-Private Transportation Act of 1995; CTB to conduct third party audits of | (H) Committee on Transportation | (H) Subcommittee recommends laying on the table | 01/21/10 |

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| agreements executed. | | | |
| <u>HB 515</u> - <u>Rust</u> - Wetlands and stream mitigation; prohibits localities from regulating location of projects. | <u>(H) Committee on Agriculture, Chesapeake and Natural Resources</u> <hr/> <u>(S) Committee on Agriculture, Conservation and Natural Resources</u> | (S) Referred to Committee on Agriculture, Conservation and Natural Resources | 02/02/10 |
| <u>HB 542</u> - <u>Marshall, D.W.</u> - Minority Business Enterprise, Department of; includes retired military personnel-owned business. | <u>(H) Committee on General Laws</u> | (H) Referred to Committee on General Laws | 01/12/10 |
| <u>HB 567</u> - <u>Iaquinto</u> - Public Procurement Act; state-aid construction projects. | <u>(H) Committee on General Laws</u> <hr/> <u>(S) Committee on General Laws and Technology</u> | (S) Referred to Committee on General Laws and Technology | 02/01/10 |
| <u>HB 584</u> - <u>Landes</u> - Highway rest areas; VDOT to reopen. | <u>(H) Committee on Transportation</u> | (H) Referred to Committee on Transportation | 01/12/10 |
| <u>HB 615</u> - <u>Lohr</u> - Public Procurement Act; small, women, minority, and service disabled veteran-owned businesses. | <u>(H) Committee on General Laws</u> | (H) Passed by in General Laws with letter | 01/26/10 |
| <u>HB 619</u> - <u>Orrock</u> - Erosion and sediment control; may assess civil penalties for. | <u>(H) Committee on Agriculture, Chesapeake and Natural Resources</u> | (H) Read first time | 02/04/10 |
| <u>HB 631</u> - <u>Scott, E.T.</u> - Commonwealth Transportation Commissioner; advertising for bids. | <u>(H) Committee on Transportation</u> <hr/> <u>(S) Committee on Transportation</u> | (S) Referred to Committee on Transportation | 02/02/10 |
| <u>HB 665</u> - <u>May</u> - Budget bill; Governor to provide for additional appropriations to Transportation Trust Fund. | <u>(H) Committee on Appropriations</u> | (H) Assigned App. sub: Transportation | 01/19/10 |
| <u>HB 666</u> - <u>May</u> - Transportation Capital Projects Revenue Bonds; used | <u>(H) Committee on Transportation</u> | (H) Passed by in Transportation with letter | 02/02/10 |

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| for new road or highway construction projects. | | | |
| HB 737 - Albo - E-Verify Program; requires state agencies, public contractors, localities & employers to enroll. | (H) Committee on General Laws | (H) Assigned GL sub: #2 FOIA/Procurement | 01/19/10 |
| HB 756 - Stolle - Offshore drilling; royalties to be deposited in Transportation Trust Fund. | (H) Committee on Appropriations | (H) Engrossed by House - committee substitute HB756H1 | 02/04/10 |
| HB 768 - Cleaveland - Political contributions; prohibition during procurement process. | (H) Committee on Privileges and Elections | (H) Assigned P & E sub: #3 Campaign Finance | 01/21/10 |
| HB 779 - LeMunyon - Northern Virginia transportation projects; VDOT to evaluate and make periodic reports. | (H) Committee on Transportation | (H) Subcommittee recommends reporting (3-Y 2-N) | 02/04/10 |
| HB 783 - LeMunyon - Wireless telecommunications devices; prohibits talking on such device unless in hands-free mode. | (H) Committee on Militia, Police and Public Safety | (H) Subcommittee recommends laying on the table | 01/21/10 |
| HB 805 - Poindexter - Offshore drilling; portion of royalties to be deposited in Transportation Trust Fund. | (H) Committee on Appropriations | (H) Incorporated by Appropriations (HB756-Stolle) | 02/01/10 |
| HB 818 - Surovell - Commonwealth Transportation Board (CTB); composition. | (H) Committee on Transportation | (H) Referred to Committee on Transportation | 01/13/10 |
| HB 900 - Comstock - Offshore drilling; portion of royalties to be deposited in Transportation Trust Fund. | (H) Committee on Appropriations | (H) Incorporated by Appropriations (HB756-Stolle) | 02/01/10 |
| HB 968 - Englin - HOT lanes; violations are traffic infractions. | (H) Committee on Transportation | (H) Tabled in Transportation (14-Y 7-N) | 01/28/10 |
| HB 969 - Englin - PPTA; preconditions to certain comprehensive agreements. | (H) Committee on Transportation | (H) Tabled in Transportation (14-Y 4-N) | 02/02/10 |
| HB 971 - Rust - Northern Virginia Transportation Authority Sales and Use Tax Fund; established. | (H) Committee on Finance | (H) Subcommittee recommends continuing to 2011 (6-Y 4-N) | 02/03/10 |
| HB 1068 - Athey - Overweight | (H) Committee on | (H) Passed by in Transportation | 01/26/10 |

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| vehicles; penalties. | Transportation | with letter | |
| HB 1103 - Sickles - Primary system highway construction funds; allocation. | (H) Committee on Transportation | (H) Subcommittee recommends passing by with letter | 02/04/10 |
| HB 1124 - Keam - Street maintenance payments; provides for increased payments where traffic volumes exceed average. | (H) Committee on Transportation | (H) Tabled in Transportation (13-Y 4-N) | 02/02/10 |
| HB 1131 - Keam - Transportation Board; formulas for allocating funds. | (H) Committee on Transportation | (H) Referred to Committee on Transportation | 01/13/10 |
| HB 1153 - Scott, J.M. - Motor fuels tax; converts rates of taxation from cents per gallon to percentage rates. | (H) Committee on Finance | (H) Subcommittee recommends laying on the table | 02/03/10 |
| HB 1158 - Oder - Regional VDOT construction accounts; established. | (H) Committee on Transportation | (H) Subcommittee recommends reporting with amendment(s) (5-Y 0-N) | 02/04/10 |
| HB 1220 - Hugo - Stormwater management regulations; extends effective date that establishes local program criteria. | (H) Committee on Agriculture, Chesapeake and Natural Resources | (H) Subcommittee recommends reporting with amendment(s) (8-Y 0-N) | 02/03/10 |
| HB 1230 - Ware, R.L. - Underground Utility Damage Prevention Act; sewer laterals. | (H) Committee on Commerce and Labor (S) Committee on Commerce and Labor | (S) Referred to Committee on Commerce and Labor | 01/28/10 |
| HB 1279 - McClellan - Public Procurement Act; certain amount of contracts to be awarded to small businesses, etc. | (H) Committee on General Laws | (H) Referred to Committee on General Laws | 01/20/10 |
| HB 1309 - Scott, E.T. - Transportation Commissioner; procurement of certain professional services thereby. | (H) Committee on General Laws | (H) Subcommittee recommends reporting (7-Y 0-N) | 02/04/10 |
| HB 1311 - Bulova - Stormwater management regulations; extends effective date that establishes local program criteria. | (H) Committee on Agriculture, Chesapeake and Natural Resources | (H) Subcommittee recommends incorporating (HB1220-Hugo) | 02/03/10 |
| HJ 5 - Oder - Constitutional amendment (first resolution); Transportation Funds. | (H) Committee on Privileges and Elections | (H) Referred to Committee on Privileges and Elections | 11/16/09 |

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| <u>HJ 61</u> - <u>Plum</u> - Transportation Needs, Commission on; established, report. | <u>(H) Committee on Rules</u> | (H) Subcommittee recommends laying on the table | 01/28/10 |
| <u>HJ 67</u> - <u>Marshall, R.G.</u> - Constitutional amendment; Transportation Funds (first resolution). | <u>(H) Committee on Privileges and Elections</u> | (H) Referred to Committee on Privileges and Elections | 01/11/10 |
| <u>HJ 68</u> - <u>Rust</u> - Highway; Joint Commission on Transportation Accountability to develop plan to place toll on certain. | <u>(H) Committee on Rules</u> | (H) Subcommittee failed to recommend reporting (2-Y 2-N) | 01/28/10 |
| <u>HJ 69</u> - <u>Watts</u> - Constitutional amendment; Transportation Funds (first reference). | <u>(H) Committee on Privileges and Elections</u> | (H) Referred to Committee on Privileges and Elections | 01/12/10 |
| <u>HJ 81</u> - <u>Oder</u> - Hampton Roads Bridge-Tunnel; VDOT to implement recommendations of Independent Review Panel. | <u>(H) Committee on Transportation</u> <hr/> <u>(S) Committee on Rules</u> | (S) Referred to Committee on Rules | 01/26/10 |
| <u>HJ 86</u> - <u>Marshall, D.W.</u> - Constitutional amendment; Transportation Trust Fund (first reference). | <u>(H) Committee on Privileges and Elections</u> | (H) Referred to Committee on Privileges and Elections | 01/12/10 |
| <u>HJ 91</u> - <u>Purkey</u> - Alcoholic Beverage Control Board; disposition of real estate used for government stores. | <u>(H) Committee on Rules</u> | (H) Subcommittee recommends laying on the table | 01/28/10 |
| <u>HJ 96</u> - <u>May</u> - Transportation Needs, Commission on; established, report. | <u>(H) Committee on Rules</u> | (H) Assigned Rules sub: #3 Studies | 01/29/10 |
| <u>SB 10</u> - <u>Blevins</u> - Wireless telecommunications devices; prohibits talking on such device unless in hands-free mode. | <u>(S) Committee on Transportation</u> | (S) Incorporated by Transportation (SB517-Norment) (15-Y 0-N) | 01/28/10 |
| <u>SB 103</u> - <u>McDougle</u> - Transportation, Chief Executive Officer for; abolishes office of Transportation Commissioner. | <u>(S) Committee on Transportation</u> | (S) Continued to 2011 in Transportation (15-Y 0-N) | 02/04/10 |
| <u>SB 105</u> - <u>McDougle</u> - Mechanics' and materialmen's liens; removes certain requirements. | <u>(H) Committee for Courts of Justice</u> <hr/> <u>(S) Committee for Courts of Justice</u> | (H) Referred to Committee for Courts of Justice | 02/03/10 |
| <u>SB 114</u> - <u>Petersen</u> - Motor fuels taxes; | <u>(S) Committee on</u> | (S) Referred to Committee on | 01/06/10 |

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| rate increase or decrease each year using fuel efficiency index. | Finance | Finance | |
| SB 123 - Petersen - Stormwater management; developer of single lot to provide where redevelopment is proposed. | (S) Committee on Local Government | (S) Referred to Committee on Local Government | 01/06/10 |
| SB 132 - Obenshain - Retail Sales and Use Tax; increases distribution to Transportation Trust Fund. | (S) Committee on Finance | (S) Referred to Committee on Finance | 01/11/10 |
| SB 164 - Edwards - Transportation; source of revenue by increase of motor vehicle sales and use tax. | (S) Committee on Finance | (S) Referred to Committee on Finance | 01/11/10 |
| SB 212 - Barker - Overload and overweight permits; Transportation Board, et al. to establish new schedule of fees. | (S) Committee on Transportation | (S) Passed by in Transportation with letter (15-Y 0-N) | 02/04/10 |
| SB 223 - Barker - Motor fuels tax; converts rates of taxation from cents per gallon to percentage rates. | (S) Committee on Finance | (S) Referred to Committee on Finance | 01/12/10 |
| SB 225 - Barker - Public Procurement Act; verification of legal presence for employment in U.S. | (S) Committee on Commerce and Labor | (S) Rereferred to Commerce and Labor | 01/27/10 |
| SB 235 - Watkins - Solid waste disposal fees; assesses operators or owners of management facilities. | (S) Committee on Agriculture, Conservation and Natural Resources | (S) Referred to Committee on Agriculture, Conservation and Natural Resources | 01/12/10 |
| SB 245 - Watkins - Stormwater management regulations; extends effective date that establishes local program criteria. | (S) Committee on Agriculture, Conservation and Natural Resources | (S) Incorporated by Agriculture, Conservation and Natural Resources (SB395-Wagner) (15-Y 0-N) | 02/01/10 |
| SB 246 - Watkins - Noise ordinance; authorizes governing body to adopt civil penalties. | (H) Committee on Counties, Cities and Towns <hr/> (S) Committee on Local Government | (H) Referred to Committee on Counties, Cities and Towns | 02/03/10 |
| SB 254 - Miller, Y.B. - Commonwealth Transportation Commissioner; advertising for bids. | (S) Committee on Transportation | (S) Read third time and passed Senate (40-Y 0-N) | 01/27/10 |
| SB 255 - Miller, Y.B. - | (S) Committee on | (S) Read third time and passed | 01/27/10 |

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| Commonwealth Transportation Board; rules and regulations. | Transportation | Senate (40-Y 0-N) | |
| SB 285 - Deeds - Unpaved secondary road fund; no penalty will be applied to transfers from other road projects. | (S) Committee on Transportation | (S) Referred to Committee on Transportation | 01/12/10 |
| SB 318 - Ruff - Subdivision ordinance; dedication of public improvements. | (S) Committee on Local Government | (S) Read third time and passed Senate (40-Y 0-N) | 02/01/10 |
| SB 343 - Hanger - Fuels taxes; annually adjusted. | (S) Committee on Finance | (S) Referred to Committee on Finance | 01/12/10 |
| SB 351 - Obenshain - Transportation programs; performance audit by Secretary of Transportation, report. | (S) Committee on Rules | (S) Assigned Rules sub: #1 | 01/22/10 |
| SB 377 - Puckett - Workplace Fraud Act; established. | (S) Committee on Commerce and Labor | (S) Continued to 2011 in Commerce and Labor (15-Y 0-N) | 02/01/10 |
| SB 395 - Wagner - Stormwater management regulations; changes effective date that establishes local program criteria. | (S) Committee on Agriculture, Conservation and Natural Resources | (S) Read third time and passed Senate (40-Y 0-N) | 02/04/10 |
| SB 443 - Obenshain - Alcoholic beverage control; privatization of ABC stores. | (S) Committee on Finance | (S) Rereferred to Finance | 01/22/10 |
| SB 513 - Norment - Racing Commission; allocations from simulcast horse racing. | (S) Committee on General Laws and Technology | (S) Referred to Committee on General Laws and Technology | 01/13/10 |
| SB 517 - Norment - Wireless telecommunications devices; prohibits talking on such device unless in hands-free mode. | (S) Committee on Transportation | (S) Printed as engrossed 10104806D-ES1 | 02/04/10 |
| SB 574 - Ticer - Wireless telecommunications devices; prohibits talking on such device unless in hands-free mode. | (S) Committee on Transportation | (S) Incorporated by Transportation (SB517-Norment) (15-Y 0-N) | 01/28/10 |
| SB 600 - Wagner - Transportation Trust Fund; increases amount of general fund surplus. | (S) Committee on Finance | (S) Failed to report (defeated) in Finance (6-Y 9-N) | 02/02/10 |
| SB 601 - Wagner - Offshore drilling; royalties to be deposited in Transportation Trust Fund. | (S) Committee on Finance | (S) Passed by for the day | 02/04/10 |

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| <u>SB 655</u> - <u>Herring</u> - Racing Commission; allocations from simulcast horse racing. | (S) Committee on General Laws and Technology | (S) Referred to Committee on General Laws and Technology | 01/20/10 |
| <u>SB 677</u> - <u>Hanger</u> - Stormwater management regulations; extends effective date that establishes local program criteria. | (S) Committee on Agriculture, Conservation and Natural Resources | (S) Incorporated by Agriculture, Conservation and Natural Resources (SB395-Wagner) (15-Y 0-N) | 02/01/10 |
| <u>SB 681</u> - <u>Whipple</u> - Stormwater management regulations; extends effective date that establishes local program criteria. | (S) Committee on Agriculture, Conservation and Natural Resources | (S) Incorporated by Agriculture, Conservation and Natural Resources (SB395-Wagner) (15-Y 0-N) | 02/01/10 |
| <u>SB 684</u> - <u>Miller, J.C.</u> - Transportation; provides new and increased taxes, tolls, etc., & general fund revenues for funding. | (S) Committee on Finance | (S) Referred to Committee on Finance | 01/22/10 |
| <u>SB 691</u> - <u>Obenshain</u> - Minority Business Enterprise, Department of; enhancement measures for small, etc., businesses. | (S) Committee on Finance | (S) Rereferred to Finance | 02/03/10 |
| <u>SB 694</u> - <u>McWaters</u> - Budget bill; Governor to provide for additional appropriations to Transportation Trust Fund. | (S) Committee on Finance | (S) Referred to Committee on Finance | 01/22/10 |
| <u>SB 703</u> - <u>Marsden</u> - Public Procurement Act; preference for construction contractors hiring local residents. | (S) Committee on General Laws and Technology | (S) Committee amendments | 02/03/10 |
| <u>SJ 94</u> - <u>Miller, J.C.</u> - Motor fuel tax; joint subcommittee to study desirability of replacing with mileage-based fee. | (S) Committee on Rules | (S) Assigned Rules sub: Studies | 01/18/10 |