

2011 Virginia General Assembly

Final Legislative Report

3/5/2011

Below please find the final Legislative Report from the 2011 Regular Session of the Virginia General Assembly. You will note from the detailed information below and the attached matrix that numerous issues which directly impact the business interests of VUHCC members were introduced at this session. Many of them passed and many of them were amended or defeated based on the work of our lobbyists and other industry allies.

Of special significance was the passage of transportation funding legislation (highlighted below) that represents the first real injection of new capital for transportation infrastructure projects in over 20 years. Although this legislation is primarily a borrow and spend plan, it is a much-needed jumpstart towards meeting the state's ever-growing transportation needs. Rest assured that VUHCC continues to work with our industry partners legislative members, and the Governor to finally address the need for a long term, sustainable, and adequate transportation funding stream.

In previous reports I have highlighted legislation that sought to amend state law regarding the applicability of bid, payment, and performance bonds. Because the issue of bonding affects so many VUHCC members be advised that buried in SB 1126 is language that requires VDOT to create a committee which will include industry members and bond insurance representatives to review performance and payment bond requirements currently in state law, and to make recommendations for any changes to the current law before year's end. VUHCC will endeavor to monitor this situation closely.

Finally, I want to recognize and thank our lobbying team from Hunton & Williams - Whitt Clement and Myles Louria - for doing an excellent job representing our interests at the 2011 session. (A special thanks to Myles for taking time to provide VUHCC with his written weekly comments regarding activity at the session.) I would also be remiss if I did not thank the leadership and members of each of the three participating VUHCC organizations for their financial support of these efforts.

Myles and Whitt are available to personally address each VUHCC member association regarding actions taken at the 2011 session. I urge you to provide that valuable opportunity to your members.

Thank you again for your continued support of the VUHCC.

Mark Singer
Legislative Representative
Virginia Utility & Heavy Contractors Council
1108 E. Main St., Suite 1200
Richmond, VA 23219
ph - 804.346.1020
fx - 804.346.8287
www.vuhcc.org

The Budget and the Conclusion of the 2011 General Assembly Session:

The scheduled adjournment of the 47 day 2012 General Assembly session stretched into a 48th day due to disagreements surrounding revisions to the Commonwealth's two year \$80 billion budget document. The General Assembly approved nearly 1600 bills during the regular session (Governor McDonnell will have 30 days to sign, amend, or

veto the bills passed by the legislature. The Governor's amendments and vetos will be considered by the General Assembly during their one day reconvened session scheduled for April 6).

Governor McDonnell who offered an ambitious legislative package, had some significant success during the legislative session, with the most notable being the approval of his signature transportation package which represents the largest infusion of funds into the state's infrastructure program in more than two decades (approximately \$3 billion). The package will help fund 900 projects statewide (more information on the Governor's package can be found below).

The issue that forced the General Assembly into overtime, the budget, ended up being a document that members in both chambers and on both sides of the aisle supported unanimously, which is the first time in many, many years the budget received universal support from both chambers and both parties. The respective budgets approved by the House and the Senate several weeks ago differed dramatically in terms of operating philosophies. The Senate wanted to dramatically increase spending on core services such as K-12 education and Health and Human Resources in an effort to begin restoring the \$4 billion in cuts that were necessary to close last year's budget shortfall. In contrast, the House was focused on correcting long-term imbalances in areas such as the Virginia Retirement System and the Rainy Day Fund that could adversely impact future budgets. In the end, the House and Senate budget conference committee reconciled the two budgets by, in effect, meeting each other halfway on both the spending priorities and the long-term structural issues. For example, the House and Senate agreed to increase spending on public education by \$75 million for public education (a Senate priority), while replenishing the state's Rainy Day Fund with \$64 million (a House priority). The budget also includes no new fee or tax increases (and in fact, reduces existing fees paid by some Virginia businesses by nearly \$6 million).

Other notable budget items include:

- Provides \$100 million for public colleges and universities to help stabilize tuition costs, increase student financial aid, and increase the number of in-state undergraduate seats
- Places \$30 million into the Behavioral Health Trust Fund to help move intellectually and developmentally disabled Virginians into community care
- Restores \$65 million in cuts for reimbursements for Medicaid health care providers and provide an additional \$47 million to restore waiver slots for those with intellectual and developmental disabilities, and other behavioral health services
- Provides \$22.6 million for sheriffs, \$12.4 million for local police departments, and \$3 million for state troopers
- Provides \$46 million to begin eliminating the accelerated sales tax, which is a budget-balancing trick that forces retailers of a certain size to collect sales tax a month earlier than normal
- Requires state employees to pay 5% of their salary toward their retirement (the requirement is offset by a 5% salary increase).

Transportation Funding:

As referenced above, the House and Senate reconciled the differences between HB 2527 (sponsored by Speaker Bill Howell (R-Stafford) and SB 1446 (patroned by Senator William Wampler (R-Bristol) and Senator Chuck Colgan (D-Prince William County)). The substantive difference between the two bills was the use of general funds to help capitalize the newly created Infrastructure Bank. The House proposed investing \$150 million, while the Senate rejected using any general funds for the Bank. In the end, the House and Senate agreed on using \$33.7 million in surplus general fund dollars for the Infrastructure Bank.

The transportation funding bills, which were overwhelmingly agreed to by both chambers, require at least 20% of the proceeds from the newly created Infrastructure Bank to be used to make grants to localities for transportation projects, with the remaining resources to be used to make loans to private or public entities for transportation projects (both the grants and the loans will be for projects that will be chosen by the Bank). The bills also authorize the issuance of approximately \$1.2 billion in Transportation Grant Anticipation Revenue Notes (GARVEEs). The proceeds from the GARVEE bonds will be used for transportation projects as determined by the Commonwealth Transportation Board. In addition to the use of the GARVEE bonds, the bills also increase the amount of the Virginia Transportation Capital Projects Revenue Bonds to be issued from \$300 million to \$600 million over the next two fiscal years (totaling \$1.2 billion by 2013). These infrastructure bonds were the result of the transportation bill that passed the General Assembly in 2007.

The bills also increases the availability of dollars for the Revenue Sharing Program, which is a dollar for dollar match program, from \$50 million to \$200 million, and increases the per project cap from \$1 million to \$10 million.

It is worth noting that one of Governor McDonnell's signature efforts, the proposal to privatize the Commonwealth's ABC operation was never even considered by the 2011 General Assembly. Senator Mark Obenshaine (R-Harrisonburg) introduced SB 1417, which would have privatize the Commonwealth's retail ABC operation, while maintaining the wholesale component of the system under state control. The bill would have generated a one time cash payment for transportation of approximately \$200 million (which would have been placed dedicated to the Infrastructure Bank).. The privatization plan lacked support even among House and Senate Republicans. In fact, an identical version of the Senate bill, HB 2456, was introduced by Delegate Bob Brink (D-Arlington County) in an effort to force House Republicans who opposed the privatization plan to vote against the Governor's proposal and in doing so, embarrass Governor McDonnell. Neither of the bills even received a hearing from their respective committees that were charged with considering the measures..

E-Verify:

In what ended up being a drama filled final day for the two bills related to requiring businesses that contract with the state to utilize the E-verify program, Delegate Jackson Miller (R-Manassas) offered amendments on the House floor to Senate Bill 1049 patroned by Senator George Barker (D-Fairfax County). Senator Barker's bill was the compromise E-Verify legislation that VUHCC lobbyists helped to negotiate. The compromise that was negotiated provides that any employer with 50 or more employees for the previous 12 month period must

use E-Verify for newly hired employees when entering into a contract with the state that is in excess of \$50,000. The bill would become effective December 1, 2013. Delegate Miller offered amendments that among other things, eliminated the 50 employee threshold, eliminated the delayed effective date of the bill (making it effective this July), and increased the debarment period. The House approved the amendments, making the bill completely unsuitable for VUHCC members. VUHCC lobbyists worked with Senator George Barker and Senator Jeff McWaters (R-Virginia Beach) to ensure that the Senate would reject the amendments and insist on the negotiated version of the E-Verify bill. Delegate Dave Albo (R-Fairfax County), who wanted a tougher E-Verify program, nevertheless worked with members of the House to accept Senator Barker's original version of the bill in order to preserve the negotiated settlement between the legislators and the business community. In the end, SB 1049 and HB 1859, which was patroned by Delegate Rich Anderson (R-Prince William County) and is identical to SB 1049, passed the House and Senate. The work on this issue is far from complete. There is a strong possibility that Governor McDonnell may offer amendments that will be contrary to the interests of VUHCC members and the larger business community. There will be a concerted effort to educate the Governor's policy staff regarding the business community's strong opposition to adding additional burdens on the business community through additional mandates that feature extended use of the E-Verify program.

Taking of Private Property:

VUHCC, along with a variety of other business interests, were successful in efforts to remove damaging amendments to House Joint Resolution 693, sponsored by Delegate Johnny Joannou (D-Portsmouth). HJR 693 seeks to amend the Virginia Constitution by clarifying that no private property shall be damaged or taken except in cases where it is for a public use, without just compensation to its owner. The Senate Privileges and Elections Committee offered amendments to the bill that would have stymied almost any infrastructure project by adding language that would have made it impossible to calculate just compensation. VUHCC and other business groups were able to strip out the offending language on the floor of the Senate. The Resolution subsequently passed both Houses by a comfortable margin. Since this is a resolution that amends the Virginia Constitution, the measure must be passed in two General Assembly sessions that are separated by an intervening election, so this resolution must be passed again by the 2012 General Assembly.

What to Expect in the Coming Months:

In addition to the Reconvened Session of the General Assembly that will consider Governor McDonnell's actions to legislation that was passed during the regular session, the General Assembly will also be holding a special session to address the decennial redistricting process, which will redraw all the House, Senate, and Congressional districts. In addition to the always contentious redistricting process, which will help shape the political map in Virginia for the next decade or more, all 140 members of the General Assembly will be up for re-election this November.

Myles Louria
Director of Government Affairs
Hunton & Williams LLP
Riverfront Plaza
East Tower

951 East Byrd Street
Richmond, Virginia 23219
804-788-7362 (w)
804-937-6601 (c)

VUHCC: Va. Utilities and Heavy Contractors Council

Composite view

Bills	Committee	Last action	<u>Date</u>
HB 1404 - Howell, A.T. - Handheld personal communications devices; prohibits use thereof while operating motor vehicle, etc.	(H) Committee on Militia, Police and Public Safety	(H) Left in Militia, Police and Public Safety	02/08/11
HB 1410 - Bell, Richard P. - Income tax, corporate; small business reduced rate. (notes!)	(H) Committee on Finance	(H) Left in Finance	02/08/11
HB 1413 - Scott, J.M. - Motor fuels tax rate; converts rate of taxation from cents per gallon to a percentage rate.	(H) Committee on Finance	(H) Left in Finance	02/08/11
HB 1424 - Dance - Wireless telecommunications devices; extends prohibition on use in motor vehicles, etc.	(H) Committee on Militia, Police and Public Safety	(H) Left in Militia, Police and Public Safety	02/08/11
HB 1489 - Spruill - Handheld personal communications device; texting while driving.	(H) Committee on Militia, Police and Public Safety	(H) Left in Militia, Police and Public Safety	02/08/11
HB 1491 - Albo - Highway maintenance funds; requires CTB to allocate funds on basis of achieving level of disparity.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Letter sent to Joint Commission on Transportation Accountability	02/17/11
HB 1531 - Howell, A.T. - Motor fuels tax; increases rate and dedicates additional revenue to transportation system.	(H) Committee on Finance	(H) Stricken from docket by Finance	02/02/11
HB 1546 - Kory - Handheld personal communications device; texting while driving.	(H) Committee on Militia, Police and Public Safety	(H) Left in Militia, Police and Public Safety	02/08/11
HB 1582 - Cosgrove - Virginia Transportation Infrastructure Bank; created.	(H) Committee on Appropriations	(H) Incorporated by Appropriations (HB2527-Howell, W.J.)	01/31/11
HB 1604 - Albo - Income tax, corporate; market-based sourcing. (notes!)	(H) Committee on Finance	(H) Left in Finance	02/08/11

HB 1612 - Oder - Patriots Crossing project; requires VDOT to accept for review unsolicited proposal for construction.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Signed by President	02/22/11
HB 1630 - Watts - Cell phones or other wireless telecommunications devices; prohibited use while driving, exception.	(H) Committee on Militia, Police and Public Safety	(H) Left in Militia, Police and Public Safety	02/08/11
HB 1631 - Watts - Highway maintenance; payments to cities and towns.	(H) Committee on Transportation	(H) Left in Transportation	02/08/11
HB 1653 - Purkey - Motor fuels tax; imposes additional tax in certain transportation districts, referendum.	(H) Committee on Finance	(H) Stricken from docket by Finance	01/24/11
HB 1654 - Purkey - Motor fuels tax rate; adjusted by motor fuel price index.	(H) Committee on Finance	(H) Left in Finance	02/08/11
HB 1692 - Stolle - Speed limits; City of Va. Beach may, by ordinance, change on any highway in its jurisdiction.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(H) Bill text as passed House and Senate (HB1692ER)	03/03/11
HB 1727 - Carrico - Virginia Fair Employment Act; certain public contractors, etc., to enroll in E-Verify Program.	(H) Committee for Courts of Justice <hr/> (S) Committee for Courts of Justice	(S) Left in Courts of Justice	02/22/11
HB 1801 - Surovell - Transportation Board; changes composition. (notes!)	(H) Committee on Transportation	(H) Passed by in Transportation with letter	01/25/11
HB 1825 - Oder - Commissioner of Highways; changes title from Transportation Commissioner, report.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Signed by President	02/22/11
HB 1827 - Scott, E.T. - Overweight permits; issuance for operation of certain vehicles used for hauling farm animal feed.	(H) Committee on Transportation	(H) Passed by in Transportation with letter (17-Y 5-N)	01/20/11
HB 1859 - Anderson - Public Procurement Act; state agencies to include in contract that contractor use E-Verify program.	(H) Committee for Courts of Justice <hr/> (S) Committee for Courts of Justice	(H) Bill text as passed House and Senate (HB1859ER)	03/03/11

<u>HB 1882</u> - <u>Filler-Corn</u> - Public Procurement Act; use of best value contracting by localities.	<u>(H) Committee on General Laws</u>	(H) Left in General Laws	02/08/11
<u>HB 1884</u> - <u>Filler-Corn</u> - Highway maintenance funds; requires CTB to allocate funds on basis of achieving level of disparity.	<u>(H) Committee on Transportation</u>	(H) Incorporated by Transportation (HB1491-Albo)	02/01/11
<u>HB 1892</u> - <u>Watts</u> - Northern Virginia Transportation Authority Sales & Use Tax Fund; established, etc.	<u>(H) Committee on Finance</u>	(H) Left in Finance	02/08/11
<u>HB 1895</u> - <u>Watts</u> - Illegal immigrants; document verification for employment, penalty for false representation.	<u>(H) Committee for Courts of Justice</u>	(H) Left in Courts of Justice	02/08/11
<u>HB 1914</u> - <u>Miller, J.H.</u> - E-Verify program; requires Virginia Employment Commission to use.	<u>(H) Committee for Courts of Justice</u>	(H) Left in Courts of Justice	02/08/11
<u>HB 1926</u> - <u>Marshall, D.W.</u> - Salem Highway Construction District Transportation Revenue Fund; established.	<u>(H) Committee on Transportation</u>	(H) Stricken from docket by Transportation	02/01/11
<u>HB 1929</u> - <u>Marshall, D.W.</u> - Public Procurement Act; price matching by State's businesses.	<u>(H) Committee on Appropriations</u> <hr/> <u>(S) Committee on General Laws and Technology</u>	(S) Signed by President	02/28/11
<u>HB 1945</u> - <u>Cox, J.A.</u> - Motor carriers; regulation by DMV.	<u>(H) Committee on Transportation</u> <hr/> <u>(S) Committee on Transportation</u>	(S) Signed by President	02/22/11
<u>HB 1946</u> - <u>Cox, J.A.</u> - Commercial vehicles; prohibits driving on left-most lanes of certain interstate highways.	<u>(H) Committee on Transportation</u>	(H) VOTE: ENGROSSMENT REFUSED (39-Y 60-N)	02/07/11
<u>HB 1951</u> - <u>Villanueva</u> - Public Procurement Act; raises minimum contract amount required for bid, performance, etc.	<u>(H) Committee on General Laws</u> <hr/> <u>(S) Committee on General Laws and Technology</u>	(S) Signed by President	02/28/11
<u>HB 1957</u> - <u>Rust</u> - Transportation Board;	<u>(H) Committee on</u>	(H) Bill text as passed House	03/03/11

powers and duties.	Transportation <hr/> (S) Committee on Transportation	and Senate (HB1957ER)	
HB 1998 - LeMunyon - Northern Virginia Transportation District; long-range transportation planning.	(H) Committee on Transportation <hr/> (S) Committee on Finance	(S) Left in Finance	02/22/11
HB 1999 - LeMunyon - Northern Virginia Transportation District; revises criteria for allocation of revenues.	(H) Committee on Appropriations <hr/> (S) Committee on Finance	(S) Passed by indefinitely in Finance (9-Y 5-N)	02/21/11
HB 2003 - LeMunyon - Real property; DGS to inventory all property owned and update at least annually.	(H) Committee on Appropriations <hr/> (S) Committee on General Laws and Technology	(H) Bill text as passed House and Senate (HB2003ER)	03/03/11
HB 2021 - May - Allocation of revenue-sharing funds; removes priority structure to localities.	(H) Committee on Appropriations	(H) Incorporated by Appropriations (HB2527-Howell, W.J.)	01/31/11
HB 2022 - May - Overweight vehicles; Commissioner of DMV to develop comprehensive, tiered schedule for fees, etc.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Signed by President	02/22/11
HB 2051 - Carrico - Size and weight compliance agents; citations for overweight vehicles.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Signed by President	02/22/11
HB 2120 - Villanueva - Patriot Crossing; VDOT to review unsolicited proposal to add capacity to Intermodal Connector I-664.	(H) Committee on Transportation	(H) Incorporated by Transportation (HB1612-Oder)	01/25/11
HB 2203 - Comstock - Allocation of revenue-sharing funds; removes priority structure to localities.	(H) Committee on Transportation	(H) Incorporated by Transportation (HB2021-May)	01/25/11
HB 2222 - Oder - Transportation funding	(H) Committee on	(H) Passed by in	01/31/11

and administration; funding in Northern Virginia, Hampton Roads, etc.	Appropriations	Appropriations with letter	
HB 2233 - Anderson - Transportation agency efficiencies & cost recoveries; exempts VDOT, etc., paying remote access fee.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(H) Bill text as passed House and Senate (HB2233ER)	03/03/11
HB 2307 - Sickles - Handheld personal communications devices; fines for texting while driving doubled in work zones.	(H) Committee on Militia, Police and Public Safety	(H) Left in Militia, Police and Public Safety	02/08/11
HB 2331 - Lingamfelter - Allocation of highway maintenance & construction funds; alters manner Transportation Bd. allocates.	(H) Committee on Appropriations	(H) Passed by in Appropriations with letter	01/31/11
HB 2333 - Lingamfelter - E-Verify program; preference given to services, etc., by persons for employees who work in State.	(H) Committee for Courts of Justice <hr/> (S) Committee for Courts of Justice	(S) Left in Courts of Justice	02/22/11
HB 2352 - Morrissey - Motor fuels tax; rate increase. (notes!)	(H) Committee on Finance	(H) Left in Finance	02/08/11
HB 2400 - Nutter - Income tax, corporate; subcontracts tax credit.	(H) Committee on Finance	(H) Left in Finance	02/08/11
HB 2403 - Cox, J.A. - Oversize and overweight permits; Transportation Board has authority to limit control on highways.	(H) Committee on Transportation	(H) Passed by in Transportation with letter	01/25/11
HB 2404 - Rust - State sales & use tax revenue; dedicates portion for transportation projects in Hampton Roads, etc. (notes!)	(H) Committee on Appropriations	(H) Left in Appropriations	02/08/11
HB 2411 - Lingamfelter - Land use approvals; existing performance bonds may be waived if locality has bonding moratorium.	(H) Committee on Counties, Cities and Towns <hr/> (S) Committee on Local Government	(S) Signed by President	02/25/11
HB 2451 - Byron - State Corporation Commission staff; discovery of settlement negotiations.	(H) Committee on Commerce and Labor	(H) Left in Commerce and Labor	02/08/11
HB 2456 - Brink - Alcoholic beverage	(H) Committee on	(H) Left in General Laws	02/08/11

control; privatization of government stores.	General Laws		
HB 2461 - Carrico - Trucks; maximum weight limits for those hauling gravel, sand, etc.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Signed by President	02/22/11
HB 2499 - Albo - Insurance license tax; dedicates to Highway Maintenance & Operating Fund one-third of total revenue.	(H) Committee on Finance	(H) Left in Finance	02/08/11
HB 2503 - Cosgrove - Governor's Transportation Regulatory Review Commission; created.	(H) Committee on Rules	(H) Tabled in Rules	02/01/11
HB 2527 - Howell, W.J. - Va. Transportation Infrastructure Fund and Va. Transportation Infrastructure Bank; created, report. (notes!)	(H) Committee on Appropriations <hr/> (S) Committee on Finance	(H) Bill text as passed House and Senate (HB2527ER)	03/03/11
HJ 511 - Oder - Constitutional amendment; Transportation Funds. (notes!)	(H) Committee on Privileges and Elections <hr/> (S) Committee on Privileges and Elections	(H) Failed to pass in House	02/27/11
HJ 539 - Cole - Constitutional amendment; imposition of taxes and fees by General Assembly or local governing body.	(H) Committee on Privileges and Elections <hr/> (S) Committee on Privileges and Elections	(S) Left in Privileges and Elections	02/22/11
HJ 572 - Watts - Constitutional amendment; Transportation Funds (first reference).	(H) Committee on Privileges and Elections	(H) Incorporated by Privileges and Elections (HJ511-Oder)	01/14/11
HJ 613 - Cole - Constitutional amendment; limitation on debt (first reference).	(H) Committee on Privileges and Elections	(H) Left in Privileges and Elections	02/08/11
HJ 619 - Rust - Tolling of certain highways; Joint Commission on Transportation Accountability, et al., to	(H) Committee on Rules	(H) Left in Rules	02/08/11

study.			
HJ 621 - May - Cell phone; Virginia Tech Transportation Institute to study disincentives for use in motor vehicles.	(H) Committee on Rules	(H) Left in Rules	02/08/11
HJ 647 - Bell, Robert B. - Constitutional amendment; taking or damaging of private property for public use (first reference).	(H) Committee on Privileges and Elections	(H) Incorporated by Privileges and Elections (HJ693-Joannou)	02/04/11
HJ 693 - Joannou - Constitutional amendment; taking or damaging of private property for public use (first reference). (notes!)	(H) Committee on Privileges and Elections <hr/> (S) Committee on Privileges and Elections	(H) Bill text as passed House and Senate (HJ693ER)	03/03/11
SB 789 - Watkins - E-Verify program; requires Virginia Employment Commission to use.	(S) Committee on Commerce and Labor	(S) Letter sent to Virginia Employment Commission	01/24/11
SB 833 - Petersen - Motor fuels taxes; indexing of tax rates.	(S) Committee on Finance	(S) Left in Finance	02/08/11
SB 856 - Wagner - Patriots Crossing project; requires VDOT to accept unsolicited proposals for development, etc.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Bill text as passed Senate and House (SB856ER)	03/03/11
SB 874 - Stuart - George Washington Toll Road Authority; adds Stafford County as participating locality.	(H) Committee on Counties, Cities and Towns <hr/> (S) Committee on Local Government	(S) Signed by President	02/21/11
SB 913 - McDougle - Chief Executive Officer for Transportation; replaces Transportation Commissioner, etc.	(S) Committee on Transportation	(S) Passed by indefinitely in Transportation (14-Y 1-N)	02/03/11
SB 1004 - Watkins - Transportation agency efficiencies & cost recoveries; exempts VDOT, etc., paying remote access fee.	(H) Committee on Transportation <hr/> (S) Committee on Finance	(S) Signed by President	02/24/11
SB 1005 - Watkins - Transportation Commissioner; changes title to	(H) Committee on Transportation	(S) Signed by President	02/22/11

Commissioner of Highways, report.	(S) Committee on Transportation		
SB 1042 - Barker - Handheld personal communications device; texting while driving.	(H) Committee on Militia, Police and Public Safety (S) Committee for Courts of Justice	(H) Left in Militia, Police and Public Safety	02/22/11
SB 1044 - Barker - Highway maintenance allocations; allocation by CTB for maintenance of assets.	(S) Committee on Transportation	(S) Failed to report (defeated) in Transportation (5-Y 8-N 2-A)	02/03/11
SB 1047 - Barker - Driver's license holders, provisional; makes cell phone use while driving a primary offense.	(H) Committee on Militia, Police and Public Safety (S) Committee for Courts of Justice	(H) Left in Militia, Police and Public Safety	02/22/11
SB 1049 - Barker - E-Verify Program, federal; public contractors to register.	(H) Committee for Courts of Justice (S) Committee for Courts of Justice	(S) Bill text as passed Senate and House (SB1049ER)	03/03/11
SB 1053 - Barker - General fund balance; assignment of year-end general fund surplus.	(S) Committee on Finance	(S) Left in Finance	02/08/11
SB 1126 - Stosch - Public Procurement Act; transportation-related construction projects.	(H) Committee on General Laws (S) Committee on General Laws and Technology	(S) Bill text as passed Senate and House (SB1126ER)	03/03/11
SB 1135 - Wagner - Transportation Board; powers and duties. (notes!)	(H) Committee on Transportation (S) Committee on Transportation	(H) Signed by Speaker	02/16/11
SB 1174 - Marsden - Public Procurement Act; provisions for construction contracts involving certain schools.	(S) Committee on General Laws and Technology	(S) Stricken at request of Patron in General Laws and Technology (15-Y 0-N)	01/26/11
SB 1177 - Marsden - Public Procurement	(S) Committee on	(S) Passed by indefinitely in	02/02/11

Act; use of best value contracting by localities.	General Laws and Technology	General Laws and Technology (9-Y 3-N 2-A)	
SB 1242 - Edwards - Transportation; creates additional revenue by increasing motor vehicle sales & use and rental taxes. (notes!)	(S) Committee on Finance	(S) Left in Finance	02/08/11
SB 1257 - Vogel - Real property; DGS to inventory all property owned and update at least annually.	(H) Committee on General Laws <hr/> (S) Committee on Finance	(S) Bill text as passed Senate and House (SB1257ER)	03/03/11
SB 1266 - Smith - Size and weight compliance agents; citations for overweight vehicles.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(H) Signed by Speaker	02/16/11
SB 1281 - McWaters - Commercial driver's licenses; revises statutes for issuance of overweight and oversize permits.	(H) Committee on Transportation <hr/> (S) Committee on Transportation	(S) Signed by President	02/22/11
SB 1283 - McWaters - Year-end surplus of general fund balance; changes priority of assignment.	(S) Committee on Finance	(S) Stricken at request of Patron in Finance (14-Y 0-N)	02/01/11
SB 1285 - McWaters - Highway contractors; state taxes paid to be dedicated for transportation purposes.	(S) Committee on Finance	(S) Stricken at request of Patron in Finance (14-Y 0-N)	02/01/11
SB 1288 - McWaters - Electronic Work Verification Program, federal; public contractors to register.	(S) Committee for Courts of Justice	(S) Incorporated by Courts of Justice (SB1049-Barker) (13-Y 0-N)	02/07/11
SB 1295 - Miller, J.C. - Transportation funding; provides new and increased taxes, tolls, and general fund revenues.	(S) Committee on Finance	(S) Stricken at request of Patron in Finance (14-Y 0-N)	02/01/11
SB 1301 - Ruff - Public Procurement Act; exemptions for certain transactions.	(H) Committee on General Laws <hr/> (S) Committee on General Laws and Technology	(S) Bill text as passed Senate and House (SB1301ER)	03/03/11
SB 1329 - Herring - Highway revenue sharing construction funds; removes \$1	(S) Committee on Finance	(S) Incorporated by Finance (SB1446-Wampler) (14-Y 0-	02/01/11

million cap.		N)	
SB 1347 - Norment - Virginia Racing Commission; authorizes wagering on horse historical racing.	(H) Committee on General Laws <hr/> (S) Committee on Finance	(H) Left in General Laws	02/22/11
SB 1351 - Norment - Wireless telecommunications devices; prohibits answering a call unless in hands-free mode.	(H) Committee on Militia, Police and Public Safety <hr/> (S) Committee for Courts of Justice	(H) Left in Militia, Police and Public Safety	02/22/11
SB 1394 - McWaters - State sales & use tax revenue; dedicates portion for transportation projects in Hampton Roads, etc. (notes!)	(S) Committee on Finance	(S) Passed by indefinitely in Finance (13-Y 1-N)	02/01/11
SB 1397 - Colgan - Homeowners' associations; funds for highway maintenance to be distributed.	(S) Committee on Finance	(S) Left in Finance	02/08/11
SB 1413 - Norment - State Corporation Commission staff; discovery of settlement negotiations.	(S) Committee on Commerce and Labor	(S) Left in Commerce and Labor	02/08/11
SB 1417 - Obenshain - Alcoholic beverage control; privatization of government stores.	(S) Committee on Rehabilitation and Social Services	(S) Left in Rehabilitation and Social Services	02/08/11
SB 1424 - Locke - Virginia Public Procurement Act; action against contractor's payment bond.	(H) Committee on General Laws <hr/> (S) Committee on General Laws and Technology	(S) Bill text as passed Senate and House (SB1424ER)	03/03/11
SB 1425 - Locke - Virginia Public Procurement Act; process for withdrawal of bid due to error.	(H) Committee on General Laws <hr/> (S) Committee on General Laws and Technology	(S) Bill text as passed Senate and House (SB1425ER)	03/03/11
SB 1438 - Herring - Virginia Racing Commission; authorizes wagering on historical horse racing.	(S) Committee on General Laws and Technology	(S) Incorporated by General Laws and Technology (SB1347-Norment) (14-Y 0-N)	01/26/11

SB 1443 - Reynolds - Public Procurement Act; establishes preference in state contracting for goods produced in State.	(S) Committee on General Laws and Technology	(S) Stricken at request of Patron in General Laws and Technology (15-Y 0-N)	02/02/11
SB 1446 - Wampler - Virginia Transportation Infrastructure Bank; created, report. (notes!)	(H) Committee on Appropriations <hr/> (S) Committee on Finance	(S) Bill text as passed Senate and House (SB1446ER)	03/03/11
SJ 328 - Miller, J.C. - Motor fuel tax; Center for Transportation Innovation & Research to study replacing with alternative.	(H) Committee on Rules <hr/> (S) Committee on Rules	(H) Left in Rules	02/21/11
SJ 345 - Puckett - Independent contractors; JLARC to study misclassification of employees.	(H) Committee on Rules <hr/> (S) Committee on Rules	(S) Title replaced 11105395D-H1	02/23/11
SJ 353 - Obenshain - Constitutional amendment; Transportation Funds. (notes!)	(S) Committee on Privileges and Elections	(S) Left in Privileges and Elections	02/08/11
SJ 361 - Saslaw - Constitutional amendment; limitation on debt (first reference).	(S) Committee on Privileges and Elections	(S) Left in Privileges and Elections	02/08/11
SJ 363 - Norment - Constitutional amendment; Transportation Funds. (notes!)	(H) Committee on Privileges and Elections <hr/> (S) Committee on Privileges and Elections	(S) Failed to pass in Senate	02/27/11
