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SENATE BILL NO. 649

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee for Courts of Justice on February 21, 2014)

(Patron Prior to Substitute—Senator Norment [SB 652])

A BILL to amend and reenact §§ 2.2-419, 2.2-423, 2.2-426, 2.2-428, 2.2-3101, 2.2-3104, 2.2-3114, 2.2-3115, 2.2-3116, 2.2-3117, 2.2-3118, 2.2-3118.1, 2.2-3121, 2.2-3131, 30-101, 30-110, 30-111, 30-112, 30-114, 30-117, 30-118, and 30-124 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 2.2-3103.1, by adding in Article 2 of Chapter 13 of Title 30 a section numbered 30-103.1, by adding in Chapter 13 of Title 30 an article numbered 6, consisting of sections numbered 30-129.1, 30-129.2, and 30-129.3, and by adding in Title 30 a chapter numbered 55, consisting of sections numbered 30-348 through 30-351, relating to the State and Local Government Conflict of Interests Act and General Assembly Conflicts of Interests Act; establishing the Virginia Conflict of Interest and Ethics Advisory Council.

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-419, 2.2-423, 2.2-426, 2.2-428, 2.2-3101, 2.2-3104, 2.2-3114, 2.2-3115, 2.2-3116, 2.2-3117, 2.2-3118, 2.2-3118.1, 2.2-3121, 2.2-3131, 30-101, 30-110, 30-111, 30-112, 30-114, 30-117, 30-118, and 30-124 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding a section numbered 2.2-3103.1, by adding in Article 2 of Chapter 13 of Title 30 a section numbered 30-103.1, by adding in Chapter 13 of Title 30 an article numbered 6, consisting of sections numbered 30-129.1, 30-129.2, and 30-129.3, and by adding in Title 30 a chapter numbered 55, consisting of sections numbered 30-348 through 30-351, as follows:

§ 2.2-419. Definitions.

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

"Anything of value" means:

- 1. A pecuniary item, including money, or a bank bill or note;
 - 2. A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment of money;
 - 3. A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;
 - 4. A stock, bond, note, or other investment interest in an entity;
 - 5. A receipt given for the payment of money or other property;
 - 6. A right in action;
 - 7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;
 - 8. A loan or forgiveness of indebtedness;
 - 9. A work of art, antique, or collectible;
 - 10. An automobile or other means of personal transportation;
 - 11. Real property or an interest in real property, including title to realty, a fee simple or partial interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial interest in realty;
 - 12. An honorarium or compensation for services;
 - 13. A rebate or discount in the price of anything of value unless the rebate or discount is made in the ordinary course of business to a member of the public without regard to that person's status as an executive or legislative official, or the sale or trade of something for reasonable compensation that would ordinarily not be available to a member of the public;
 - 14. A promise or offer of employment; or
 - 15. Any other thing of value that is pecuniary or compensatory in value to a person.
- "Anything of value" does not mean a campaign contribution properly received and reported pursuant to Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2.

"Compensation" means:

- 1. An advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value; or
- 2. A contract, agreement, promise or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value, for services rendered or to be rendered.

"Compensation" does not mean reimbursement of expenses if the reimbursement does not exceed the amount actually expended for the expenses and it is substantiated by an itemization of expenses.

"Executive action" means the proposal, drafting, development, consideration, amendment, adoption,

60 approval, promulgation, issuance, modification, rejection, or postponement by an executive agency or
61 official of legislation or executive orders issued by the Governor.

62 "Executive agency" means an agency, board, commission, or other body in the executive branch of
63 state government. "Executive agency" includes the State Corporation Commission, the Virginia Workers'
64 Compensation Commission, and the State Lottery Department.

65 "Executive official" means:

- 66 1. The Governor;
- 67 2. The Lieutenant Governor;
- 68 3. The Attorney General;
- 69 4. Any officer or employee of the office of the Governor or Lieutenant Governor other than a
70 clerical or secretarial employee;
- 71 5. The Governor's Secretaries, the Deputy Secretaries, and the chief executive officer of each
72 executive agency; or
- 73 6. Members of supervisory and policy boards, commissions and councils, as defined in § 2.2-2100,
74 however selected.

75 "Expenditure" means:

- 76 1. A purchase, payment, distribution, loan, forgiveness of a loan or payment of a loan by a third
77 party, advance, deposit, transfer of funds, a promise to make a payment, or a gift of money or anything
78 of value for any purpose;
- 79 2. A payment to a lobbyist for salary, fee, reimbursement for expenses, or other purpose by a person
80 employing, retaining, or contracting for the services of the lobbyist separately or jointly with other
81 persons;
- 82 3. A payment in support of or assistance to a lobbyist or the lobbyist's activities, including the direct
83 payment of expenses incurred at the request or suggestion of the lobbyist;
- 84 4. A payment that directly benefits an executive or legislative official or a member of the official's
85 immediate family;
- 86 5. A payment, including compensation, payment, or reimbursement for the services, time, or expenses
87 of an employee for or in connection with direct communication with an executive or legislative official;
- 88 6. A payment for or in connection with soliciting or urging other persons to enter into direct
89 communication with an executive or legislative official; or
- 90 7. A payment or reimbursement for categories of expenditures required to be reported pursuant to
91 this chapter.

92 "Expenditure" does not mean a campaign contribution properly received and reported pursuant to
93 Chapter 9.3 (§ 24.2-945 et seq.) of Title 24.2.

94 "Fair market value" means the price that a good or service would bring between a willing seller and
95 a willing buyer in the open market after negotiations. If the fair market value cannot be determined, the
96 actual price paid for the good or service shall be given consideration.

97 "Gift" means anything of value to the extent that a consideration of equal or greater value is not
98 received.

99 "Gift" does not mean:

- 100 1. Printed informational or promotional material;
- 101 2. A gift that is not used and, no later than ~~sixty~~ 60 days after receipt, is returned to the donor or
102 delivered to a charitable organization and is not claimed as a charitable contribution for federal income
103 tax purposes;
- 104 3. A gift, devise, or inheritance from an individual's spouse, child, parent, grandparent, brother, sister,
105 parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the spouse of
106 that individual, if the donor is not acting as the agent or intermediary for someone other than a person
107 covered by this subdivision; or
- 108 4. A gift of a value of ~~\$25~~ \$50 or less.

109 "Immediate family" means (i) the spouse ~~and~~, (ii) any ~~other person~~ *child* who resides in the same
110 household as the executive or legislative official and ~~who is the~~ a dependent of the official, ~~and~~ (iii) any
111 *person with whom the executive or legislative official is habitually cohabiting*.

112 "Legislative action" means:

- 113 1. Preparation, research, drafting, introduction, consideration, modification, amendment, approval,
114 passage, enactment, tabling, postponement, defeat, or rejection of a bill, resolution, amendment, motion,
115 report, nomination, appointment, or other matter by the General Assembly or a legislative official;
- 116 2. Action by the Governor in approving, vetoing, or recommending amendments for a bill passed by
117 the General Assembly; or
- 118 3. Action by the General Assembly in overriding or sustaining a veto by the Governor, considering
119 amendments recommended by the Governor, or considering, confirming, or rejecting an appointment of
120 the Governor.

121 "Legislative official" means:

- 122 1. A member or member-elect of the General Assembly;
- 123 2. A member of a committee, subcommittee, commission, or other entity established by and
- 124 responsible to the General Assembly or either house of the General Assembly; or
- 125 3. Persons employed by the General Assembly or an entity established by and responsible to the
- 126 General Assembly.

- 127 "Lobbying" means:
- 128 1. Influencing or attempting to influence executive or legislative action through oral or written
- 129 communication with an executive or legislative official; or
- 130 2. Solicitation of others to influence an executive or legislative official.

- 131 "Lobbying" does not mean:
- 132 1. Requests for appointments, information on the status of pending executive and legislative actions,
- 133 or other ministerial contacts if there is no attempt to influence executive or legislative actions;
- 134 2. Responses to published notices soliciting public comment submitted to the public official
- 135 designated in the notice to receive the responses;
- 136 3. The solicitation of an association by its members to influence legislative or executive action; or
- 137 4. Communications between an association and its members and communications between a principal
- 138 and its lobbyists.

- 139 "Lobbyist" means:
- 140 1. An individual who is employed and receives payments, or who contracts for economic
- 141 consideration, including reimbursement for reasonable travel and living expenses, for the purpose of
- 142 lobbying;
- 143 2. An individual who represents an organization, association, or other group for the purpose of
- 144 lobbying; or
- 145 3. A local government employee who lobbies.

146 "Lobbyist's principal" or "principal" means the entity on whose behalf the lobbyist influences or
 147 attempts to influence executive or legislative action. An organization whose employees conduct lobbying
 148 activities on its behalf is both a principal and an employer of the lobbyists. In the case of a coalition or
 149 association that employs or retains others to conduct lobbying activities on behalf of its membership, the
 150 principal is the coalition or association and not its individual members.

- 151 "Local government" means:
- 152 1. Any county, city, town, or other local or regional political subdivision;
- 153 2. Any school division;
- 154 3. Any organization or entity that exercises governmental powers that is established pursuant to an
- 155 interstate compact; or
- 156 4. Any organization composed of members representing entities listed in subdivisions 1, 2, or 3 of
- 157 this definition.

158 "Local government employee" means a public employee of a local government.
 159 "Person" means an individual, proprietorship, firm, partnership, joint venture, joint stock company,
 160 syndicate, business trust, estate, company, corporation, association, club, committee, organization, or
 161 group of persons acting in concert.

162 "Value" means the actual cost or fair market value of an item or items, whichever is greater. If the
 163 fair market value cannot be determined, the actual amount paid for the item or items shall be given
 164 consideration.

165 **§ 2.2-423. Contents of registration statement.**

166 A. The registration statement shall be on a form provided by the Secretary of the Commonwealth
 167 Virginia Conflict of Interest and Ethics Advisory Council and include the following information:

- 168 1. The name and business address and telephone number of the lobbyist;
- 169 2. The name and business address and telephone number of the person who will keep custody of the
- 170 lobbyist's and the lobbyist's principal's accounts and records required to comply with this article, and the
- 171 location and telephone number for the place where the accounts and records are kept;
- 172 3. The name and business address and telephone number of the lobbyist's principal;
- 173 4. The kind of business of the lobbyist's principal;
- 174 5. For each principal, the full name of the individual to whom the lobbyist reports;
- 175 6. For each principal, a statement whether the lobbyist is employed or retained and whether
- 176 exclusively for the purpose of lobbying;
- 177 7. The position held by the lobbyist if he is a part-time or full-time employee of the principal;
- 178 8. The full name and business address and telephone number of each lobbyist employed by or
- 179 representing the lobbyist's principal;
- 180 9. An identification of the subject matter (with as much specificity as possible) with regard to which
- 181 the lobbyist or lobbyist's principal will engage in lobbying; and
- 182 10. The statement of the lobbyist, which shall be signed either originally or by electronic signature as

183 authorized by the Uniform Electronic Transactions Act (§ 59.1-479 et seq.), that the information
184 contained on the registration statement is true and correct; and

185 11. A statement by which a principal may elect to waive the principal signature requirement on
186 disclosure filings submitted by its registered lobbyist after the filing of the registration statement.

187 B. Whenever any change, modification or addition to his status as a lobbyist is made, the lobbyist
188 shall, within one week of such change, modification or addition, furnish full information regarding the
189 same to the Secretary of the Commonwealth Council on forms provided by the Secretary Council.

190 C. The Secretary of the Commonwealth Council shall furnish a copy of this article to any individual
191 offering to register as a lobbyist and shall mail by certified mail a copy of this article and a copy of the
192 information furnished by the lobbyist to the person whom the lobbyist represents to be his principal.

193 D. If the principal to whom the information is sent under subsection C does not, within 10 days of
194 such mailing, file an affidavit, signed by the person or duly authorized agent of the person, denying that
195 the lobbyist appears on his behalf, such person shall be deemed to have appointed the Secretary of the
196 Commonwealth Virginia Conflict of Interest and Ethics Advisory Council his agent for service of
197 process in any prosecution arising for violation of this article. If such affidavit is filed, the Secretary
198 Council shall notify the attorney for the Commonwealth of the City of Richmond.

199 § 2.2-426. Lobbyist reporting; penalty.

200 A. Each lobbyist shall file with the Virginia Conflict of Interest and Ethics Advisory Council a
201 separate annual semiannual report of expenditures, including gifts, for each principal for whom he
202 lobbies by July 1 and December 15 for the preceding six-month period complete through the last day of
203 October and June 15 for the preceding 12-month six-month period complete through April 30 the last
204 day of April.

205 B. Each principal who expends more than \$500 to employ or compensate multiple lobbyists shall be
206 responsible for filing a consolidated lobbyist report pursuant to this section in any case in which the
207 lobbyists are each exempt under the provisions of subdivision 7 or 8 of § 2.2-420 from the reporting
208 requirements of this section.

209 C. The report shall be on a form provided by the Secretary of the Commonwealth Virginia Conflict
210 of Interest and Ethics Advisory Council, which shall be substantially as follows and shall be
211 accompanied by instructions provided by the Secretary Council.

212 LOBBYIST'S DISCLOSURE STATEMENT

213 PART I:

214 (1) PRINCIPAL:

215 In Part I, item 2a, provide the name of the individual
216 authorizing your employment as a lobbyist. The lobbyist filing
217 this statement MAY NOT list his name in item 2a. ~~THE INDIVIDUAL~~
218 ~~LISTED IN PART I, ITEM 2A, MUST SIGN THE PRINCIPAL'S STATEMENT.~~

219 (2a) Name:

220 (2b) Permanent Business Address:

221 (2c) Business Telephone:

222 (3) Provide a list of executive and legislative actions (with as
223 much specificity as possible) for which you lobbied and a
224 description of activities conducted.
225
226
227

228 (4) INCORPORATED FILINGS: If you are filing an incorporated
229 disclosure statement, please complete the following:

230 Individual filing financial information:

231 Individuals to be included in the filing:

232

233 (5) Please indicate which schedules will be attached to your
234 disclosure statement:

235 [] Schedule A: Entertainment Expenses

236 [] Schedule B: Gifts

237 [] Schedule C: Other Expenses

238 (6) EXPENDITURE TOTALS:

239 a) ENTERTAINMENT \$

240 b) GIFTS \$

241 c) OFFICE EXPENSES \$

242	dc) COMMUNICATIONS	\$
243	ed) PERSONAL LIVING AND TRAVEL EXPENSES	\$
244	fe) COMPENSATION OF LOBBYISTS	\$
245	gf) HONORARIA	\$
246	h) REGISTRATION COSTS	\$
247	ig) OTHER	\$
248	TOTAL	\$

PART II:

- 250 (1a) NAME OF LOBBYIST:
- 251 (1b) Permanent Business Address:
- 252 (1c) Business Telephone:
- 253 (2) As a lobbyist, you are (check one)
- 254 [] EMPLOYED (on the payroll of the principal)
- 255 [] RETAINED (not on the payroll of the principal, however
- 256 compensated)
- 257 [] NOT COMPENSATED (not compensated; expenses may be reimbursed)
- 258 (3) List all lobbyists other than yourself who registered to
- 259 represent your principal.
- 260
- 261
- 262
- 263 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,
- 264 provide your job title.
- 265

266 PLEASE NOTE: Some lobbyists are not individually compensated for

267 lobbying activities. This may occur when several members of a firm

268 represent a single principal. The principal, in turn, makes a single

269 payment to the firm. If this describes your situation, do not answer

270 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.

- 271 (5a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION as a lobbyist?
- 272 (If you have job responsibilities other than those involving
- 273 lobbying, you may have to prorate to determine the part of your
- 274 salary attributable to your lobbying activities.) Transfer your
- 275 answer to this item to Part I, item 6f.
- 276 (5b) Explain how you arrived at your answer to Part II, item 5a.
- 277
- 278
- 279

PART III:

- 281 PLEASE NOTE: If you answered Part II, items 5a and 5b, you WILL NOT
- 282 complete this section.
- 283 (1) List all members of your firm, organization, association,
- 284 corporation, or other entity who furnished lobbying services to
- 285 your principal.
- 286
- 287
- 288
- 289 (2) Indicate the total amount paid to your firm, organization,
- 290 association, corporation or other entity for services rendered.
- 291 Transfer your answer to this item to Part I, item 6f.....

SCHEDULE A

ENTERTAINMENT EXPENSES

294 PLEASE NOTE: Any single entertainment event included

295 in the expense totals of the principal, with a value greater than \$50,

296 should be itemized below. Transfer any totals from this schedule to

297 Part I, item 6a. (Please duplicate as needed.)

298 Date and Location of Event:
 299
 300
 301 Description of Event:
 302
 303
 304 Total Number of Persons Attending:
 305
 306 Names of Legislative and Executive Officials Attending: (List names
 307 only if the average value for each person attending the event was
 308 greater than \$50.)
 309
 310
 311
 312
 313 Food \$
 314 Beverages \$
 315 Transportation of Legislative and Executive Officials \$
 316 Lodging of Legislative and Executive Officials \$
 317 Performers, Speakers, Etc. \$
 318 Displays \$
 319 Rentals \$
 320 Service Personnel \$
 321 Miscellaneous \$
 322 TOTAL \$

SCHEDULE B

GIFTS

325 PLEASE NOTE: Any single gift reported in the expense totals of the
 326 principal, with a value greater than \$50, should be itemized below.
 327 (Report meals, entertainment and travel under
 328 Schedule A.) Transfer any totals from this schedule to Part I,
 329 item 6b. (Please duplicate as needed.)

330		Name of each	
331		legislative or	
332		executive official	Cost of
333	Date	who is a recipient	individual
334	of gift:	of a gift:	gift:
335	\$
336	\$
337	\$
338	\$
339	TOTAL COST TO PRINCIPAL	\$

SCHEDULE C

OTHER EXPENSES

342 PLEASE NOTE: This section is provided for any lobbying-related
 343 expenses not covered in Part I, items 6a - 6h. An example of an
 344 expenditure to be listed on schedule C would be the rental of a
 345 bill box during the General Assembly session. Transfer the total
 346 from this schedule to Part I, item 6i. (Please duplicate as needed.)

347	DATE OF EXPENSE	DESCRIPTION OF EXPENSE	AMOUNT
348	\$
349	\$
350	\$
351	\$
352	\$
353	\$
354	\$

355 \$

356 \$

357 TOTAL "OTHER" EXPENSES \$

358 PART IV: STATEMENTS

359 ~~Both the lobbyist and principal officer must sign the disclosure~~
 360 ~~statement, attesting to its completeness and accuracy.~~ The following
 361 items are mandatory and if they are not properly completed, the
 362 entire filing will be rejected and returned to the lobbyist:

- 363 (1) All signatures on the statement must be ORIGINAL in the format
 364 specified in the instructions provided by the ~~Secretary~~ Council
 365 that accompany this form. No stamps, or other reproductions of
 366 the individual's signature will be accepted.
- 367 (2) An individual MAY NOT sign the disclosure statement as lobbyist
 368 and principal officer.

369 STATEMENT OF LOBBYIST

370 I, the undersigned registered lobbyist, do state that the information
 371 furnished on this disclosure statement and on all accompanying
 372 attachments required to be made thereto is, to the best of my
 373 knowledge and belief, complete and accurate.

374
 375 Signature of lobbyist

376
 377
 378 Date

379 STATEMENT OF PRINCIPAL

380 I, the undersigned principal (or an authorized official thereof), do
 381 state that the information furnished on this disclosure statement
 382 and on all accompanying attachments required to be made thereto is,
 383 to the best of my knowledge and belief, complete and accurate.

384
 385 Signature of principal

386
 387
 388 Date

389 D. A person who signs the disclosure statement knowing it to contain a material misstatement of fact
 390 shall be *is* guilty of a Class 5 felony.

391 E. Each lobbyist shall send to each legislative and executive official who is required to be identified
 392 by name on Schedule A or B of the Lobbyist's Disclosure Form a copy of Schedule A or B or a
 393 summary of the information pertaining to that official. Copies or summaries shall be provided to the
 394 official by ~~December 15~~ *November 21* for the preceding ~~12-month~~ *six-month* period complete through
 395 ~~November 30~~ *the last day of October* and by *May 21* for the preceding six-month period complete
 396 through the last day of April.

397 **§ 2.2-428. Standards for automated preparation and transmittal of lobbyists' disclosure**
 398 **statements; database.**

399 A. The ~~Secretary~~ *Virginia Conflict of Interest and Ethics Advisory Council* shall accept any lobbyist's
 400 disclosure statement required by § 2.2-426 filed by computer or electronic means in accordance with the
 401 standards approved by the ~~Secretary~~ Council and using software meeting standards approved by the
 402 ~~Secretary~~ Council. The ~~Secretary~~ Council may provide software to filers without charge or at a
 403 reasonable cost. The ~~Secretary~~ Council may prescribe the method of execution and certification of
 404 electronically filed statements and the procedures for receiving statements in the office of the ~~Secretary~~
 405 Council.

406 B. The ~~Secretary~~ Council shall establish a lobbyist disclosure database, available to the public, from
 407 required disclosure statements filed electronically and may enter into that database information from
 408 required disclosure statements filed by other methods.

409 **§ 2.2-3101. Definitions.**

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

411 "Advisory agency" means any board, commission, committee or post which does not exercise any
 412 sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for

413 the purpose of making studies or recommendations, or advising or consulting with a governmental
414 agency.

415 "Affiliated business entity relationship" means a relationship, other than a parent-subsidary
416 relationship, that exists when (i) one business entity has a controlling ownership interest in the other
417 business entity, (ii) a controlling owner in one entity is also a controlling owner in the other entity, or
418 (iii) there is shared management or control between the business entities. Factors that may be considered
419 in determining the existence of an affiliated business entity relationship include that the same person or
420 substantially the same person owns or manages the two entities, there are common or commingled funds
421 or assets, the business entities share the use of the same offices or employees, or otherwise share
422 activities, resources or personnel on a regular basis, or there is otherwise a close working relationship
423 between the entities.

424 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
425 association, trust or foundation, or any other individual or entity carrying on a business or profession,
426 whether or not for profit.

427 "Contract" means any agreement to which a governmental agency is a party, or any agreement on
428 behalf of a governmental agency that involves the payment of money appropriated by the General
429 Assembly or a political subdivision, whether or not such agreement is executed in the name of the
430 Commonwealth, or some political subdivision thereof. "Contract" includes a subcontract only when the
431 contract of which it is a part is with the officer's or employee's own governmental agency.

432 "Council" means the Virginia Conflict of Interest and Ethics Advisory Council established in
433 § 30-348.

434 "Dependent" means a son, daughter, father, mother, brother, sister or other person, whether or not
435 related by blood or marriage, if such person receives from the officer or employee, or provides to the
436 officer or employee, more than one-half of his financial support.

437 "Employee" means all persons employed by a governmental or advisory agency, unless otherwise
438 limited by the context of its use.

439 "Financial institution" means any bank, trust company, savings institution, industrial loan association,
440 consumer finance company, credit union, broker-dealer as defined in subsection A of § 13.1-501, or
441 investment company or advisor registered under the federal Investment Advisors Act or Investment
442 Company Act of 1940.

443 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
444 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
445 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
446 expense has been incurred. "Gift" shall not include (i) any offer of a ticket, coupon, or other
447 admission or pass unless the ticket, coupon, admission, or pass is used; "Gift" shall not include; (ii)
448 honorary degrees and presents; (iii) any athletic, merit, or need-based scholarship or any other financial
449 aid awarded by a public or private school, institution of higher education, or other educational program
450 pursuant to such school, institution, or program's financial aid standards and procedures applicable to
451 the general public; (iv) a campaign contribution properly received and reported pursuant to Chapter 9.3
452 (§ 24.2-945 et seq.) of Title 24.2; (v) any gift related to the private profession or occupation of an
453 officer or employee or of a member of his immediate family; or (vi) gifts from relatives or personal
454 friends. For the purpose of this definition, "relative" means the donee's spouse, child, uncle, aunt, niece,
455 or nephew; a person to whom the donee is engaged to be married; the donee's or his spouse's parent,
456 grandparent, grandchild, brother, or sister; or the donee's brother's or sister's spouse. For the purpose of
457 this definition, "personal friend" does not include any person that the filer knows or has reason to know
458 is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a
459 lobbyist's principal as defined in § 2.2-419; (c) for an officer or employee of a local governmental or
460 advisory agency, a person, organization, or business who is a party to or is seeking to become a party
461 to a contract with the local agency of which he is an officer or an employee; or (d) for an officer or
462 employee of a state governmental or advisory agency, a person, organization, or business who is a
463 party to or is seeking to become a party to a contract with the Commonwealth. For purposes of this
464 definition, "person, organization, or business" includes individuals who are officers, directors, or owners
465 of or who have a controlling ownership interest in such organization or business.

466 "Governmental agency" means each component part of the legislative, executive or judicial branches
467 of state and local government, including each office, department, authority, post, commission,
468 committee, and each institution or board created by law to exercise some regulatory or sovereign power
469 or duty as distinguished from purely advisory powers or duties. Corporations organized or controlled by
470 the Virginia Retirement System are "governmental agencies" for purposes of this chapter.

471 "Immediate family" means (i) a spouse and, (ii) any other person residing child who resides in the
472 same household as the officer or employee; and who is a dependent of the officer or employee or of
473 whom the officer or employee is a dependent, and (iii) any person with whom the officer or employee is
474 habitually cohabiting.

475 "Officer" means any person appointed or elected to any governmental or advisory agency including
 476 local school boards, whether or not he receives compensation or other emolument of office. Unless the
 477 context requires otherwise, "officer" includes members of the judiciary.

478 "Parent-subsidiary relationship" means a relationship that exists when one corporation directly or
 479 indirectly owns shares possessing more than 50 percent of the voting power of another corporation.

480 "Personal interest" means a financial benefit or liability accruing to an officer or employee or to a
 481 member of his immediate family. Such interest shall exist by reason of (i) ownership in a business if the
 482 ownership interest exceeds three percent of the total equity of the business; (ii) annual income that
 483 exceeds, or may reasonably be anticipated to exceed, ~~\$10,000~~ \$5,000 from ownership in real or personal
 484 property or a business; (iii) salary, other compensation, fringe benefits, or benefits from the use of
 485 property, or any combination thereof, paid or provided by a business or governmental agency that
 486 exceeds, or may reasonably be anticipated to exceed, ~~\$10,000~~ \$5,000 annually; (iv) ownership of real or
 487 personal property if the interest exceeds ~~\$10,000~~ \$5,000 in value and excluding ownership in a business,
 488 income, or salary, other compensation, fringe benefits or benefits from the use of property; (v) personal
 489 liability incurred or assumed on behalf of a business if the liability exceeds three percent of the asset
 490 value of the business; or (vi) an option for ownership of a business or real or personal property if the
 491 ownership interest will consist of *clause* (i) or (iv) above.

492 "Personal interest in a contract" means a personal interest that an officer or employee has in a
 493 contract with a governmental agency, whether due to his being a party to the contract or due to a
 494 personal interest in a business that is a party to the contract.

495 "Personal interest in a transaction" means a personal interest of an officer or employee in any matter
 496 considered by his agency. Such personal interest exists when an officer or employee or a member of his
 497 immediate family has a personal interest in property or a business or governmental agency, or represents
 498 or provides services to any individual or business and such property, business or represented or served
 499 individual or business (i) is the subject of the transaction or (ii) may realize a reasonably foreseeable
 500 direct or indirect benefit or detriment as a result of the action of the agency considering the transaction.
 501 Notwithstanding the above, such personal interest in a transaction shall not be deemed to exist where (a)
 502 an elected member of a local governing body serves without remuneration as a member of the board of
 503 trustees of a not-for-profit entity and such elected member or member of his immediate family has no
 504 personal interest related to the not-for-profit entity or (b) an officer, employee, or elected member of a
 505 local governing body is appointed by such local governing body to serve on a governmental agency, or
 506 an officer, employee, or elected member of a separate local governmental agency formed by a local
 507 governing body is appointed to serve on a governmental agency, and the personal interest in the
 508 transaction of the governmental agency is the result of the salary, other compensation, fringe benefits, or
 509 benefits provided by the local governing body or the separate governmental agency to the officer,
 510 employee, elected member, or member of his immediate family.

511 "State and local government officers and employees" shall not include members of the General
 512 Assembly.

513 "State filer" means those officers and employees required to file a disclosure statement of their
 514 personal interests pursuant to subsection A or B of § 2.2-3114.

515 "Transaction" means any matter considered by any governmental or advisory agency, whether in a
 516 committee, subcommittee, or other entity of that agency or before the agency itself, on which official
 517 action is taken or contemplated.

518 **§ 2.2-3103.1. Certain gifts prohibited.**

519 *A. For purposes of this section:*

520 "Intangible gift" means a thing of temporary value or a thing that upon the happening of a certain
 521 event or expiration of a given date loses its value. "Intangible gift" includes entertainment, hospitality, a
 522 ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the
 523 disclosure form prescribed in § 2.2-3117.

524 "Tangible gift" means a thing of value that does not lose its value upon the happening of a certain
 525 event or expiration of a given date. "Tangible gift" includes currency, negotiable instrument, security,
 526 stock option, or other financial instrument that is reportable on Schedule E of the disclosure form
 527 prescribed in § 2.2-3117. "Tangible gift" does not include payments or reimbursements received for any
 528 intangible gift.

529 *B. An officer or employee of a local governmental or advisory agency or candidate required to file*
 530 *the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any calendar*
 531 *year any single tangible gift with a value in excess of \$250 from any person that he knows or has*
 532 *reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a*
 533 *lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to*
 534 *or is seeking to become a party to a contract with the local agency of which he is an officer or an*
 535 *employee; (ii) shall report any tangible gift with a value of \$250 or less or any intangible gift received*

536 from any person listed in clause (i) on Schedule E of such disclosure form; and (iii) shall report any
 537 payments for talks, meetings, and publications on Schedule D of such disclosure form. For purposes of
 538 this subsection, "person, organization, or business" includes individuals who are officers, directors, or
 539 owners of or who have a controlling ownership interest in such organization or business.

540 C. An officer or employee of a state governmental or advisory agency or candidate required to file
 541 the disclosure form prescribed in § 2.2-3117 (i) shall not solicit, accept, or receive within any calendar
 542 year any single tangible gift with a value in excess of \$250 from any person that he knows or has
 543 reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4; (b) a
 544 lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to
 545 or is seeking to become a party to a contract with the Commonwealth; (ii) shall report any tangible gift
 546 with a value of \$250 or less or any intangible gift received from any person listed in clause (i) on
 547 Schedule E of such disclosure form; and (iii) shall report any payments for talks, meetings, and
 548 publications on Schedule D of such disclosure form.

549 D. During the pendency of a civil action in any state or federal court to which the Commonwealth is
 550 a party, the Governor or the Attorney General or any employee of the Governor or the Attorney
 551 General who is subject to the provisions of this chapter shall not solicit, accept, or receive any tangible
 552 gift from any person that he knows or has reason to know is a person, organization, or business who is
 553 a party to such civil action. A person, organization, or business who is a party to such civil action shall
 554 not knowingly give any tangible gift to the Governor or the Attorney General or any of their employees
 555 who are subject to the provisions of this chapter.

556 E. The \$250 limitation imposed in accordance with this section shall be adjusted by the Council
 557 every five years, as of January 1 of that year, in an amount equal to the annual increases for that
 558 five-year period in the United States Average Consumer Price Index for all items, all urban consumers
 559 (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor, rounded to
 560 the nearest whole dollar.

561 F. For purposes of this section, "person, organization, or business" includes individuals who are
 562 officers, directors, or owners of or who have a controlling ownership interest in such organization or
 563 business.

564 **§ 2.2-3104. Prohibited conduct for certain officers and employees of state government.**

565 For one year after the termination of public employment or service, no state officer or employee
 566 shall, before the agency of which he was an officer or employee, represent a client or act in a
 567 representative capacity on behalf of any person or group, for compensation, on matters related to
 568 legislation, executive orders, or regulations promulgated by the agency of which he was an officer or
 569 employee. This prohibition shall be in addition to the prohibitions contained in § 2.2-3103.

570 For the purposes of this section, "state officer or employee" shall mean (i) the Governor, Lieutenant
 571 Governor, Attorney General, and officers appointed by the Governor, whether confirmation by the
 572 General Assembly or by either house thereof is required or not, who are regularly employed on a
 573 full-time salaried basis; those officers and employees of executive branch agencies who report directly to
 574 the agency head; and those at the level immediately below those who report directly to the agency head
 575 and are at a payband 6 or higher and (ii) the officers and professional employees of the legislative
 576 branch designated by the joint rules committee of the General Assembly. For the purposes of this
 577 section, the General Assembly and the legislative branch agencies shall be deemed one agency.

578 Any person subject to the provisions of this section may apply to the Council or Attorney General,
 579 as provided in § 2.2-3121 or 2.2-3126, for an advisory opinion as to the application of the restriction
 580 imposed by this section on any post-public employment position or opportunity.

581 **§ 2.2-3114. Disclosure by state officers and employees.**

582 A. The Governor, Lieutenant Governor, Attorney General, Justices of the Supreme Court, judges of
 583 the Court of Appeals, judges of any circuit court, judges and substitute judges of any district court,
 584 members of the State Corporation Commission, members of the Virginia Workers' Compensation
 585 Commission, members of the Commonwealth Transportation Board, members of the Board of Trustees
 586 of the Virginia Retirement System, and members of the State Lottery Board and other persons
 587 occupying such offices or positions of trust or employment in state government, including members of
 588 the governing bodies of authorities, as may be designated by the Governor or, in the case of officers or
 589 employees of the legislative branch, by the Joint Rules Committee of the General Assembly, shall file
 590 with the Council, as a condition to assuming office or employment, a disclosure statement of their
 591 personal interests and such other information as is specified on the form set forth in § 2.2-3117 and
 592 thereafter shall file such a statement ~~annually on or before January~~ semiannually by December 15 for the
 593 preceding six-month period complete through the last day of October and by June 15 for the preceding
 594 six-month period complete through the last day of April. When the filing deadline falls on a Saturday,
 595 Sunday, or legal holiday, the disclosure statement shall be filed on the next day that is not a Saturday,
 596 Sunday, or legal holiday.

597 B. Nonsalaried citizen members of all policy and supervisory boards, commissions and councils in

598 the executive branch of state government, other than the Commonwealth Transportation Board, members
 599 of the Board of Trustees of the Virginia Retirement System, and the State Lottery Board, shall file *with*
 600 *the Council*, as a condition to assuming office, a disclosure form of their personal interests and such
 601 other information as is specified on the form set forth in § 2.2-3118 and thereafter shall file such form
 602 annually on or before January 15. When the filing deadline falls on a Saturday, Sunday, or legal
 603 holiday, the disclosure statement shall be filed on the next day that is not a Saturday, Sunday, or legal
 604 holiday. Nonsalaried citizen members of other boards, commissions and councils, including advisory
 605 boards and authorities, may be required to file a disclosure form if so designated by the Governor, in
 606 which case the form shall be that set forth in § 2.2-3118.

607 C. The disclosure forms required by subsections A and B shall be provided by the ~~Secretary of the~~
 608 ~~Commonwealth Council~~ to each officer and employee so designated, including officers appointed by
 609 legislative authorities; ~~not later than November 30 of each year at least 30 days prior to the filing~~
 610 ~~deadline~~. Disclosure forms shall be filed and maintained as public records for five years in the ~~Office~~
 611 ~~office of the Secretary of the Commonwealth Council~~.

612 D. Candidates for the offices of Governor, Lieutenant Governor or Attorney General shall file a
 613 disclosure statement of their personal interests as required by § 24.2-502.

614 E. Any officer or employee of state government who has a personal interest in any transaction before
 615 the governmental or advisory agency of which he is an officer or employee and who is disqualified
 616 from participating in that transaction pursuant to subdivision A 1 of § 2.2-3112, or otherwise elects to
 617 disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full
 618 name and address of the business and the address or parcel number for the real estate if the interest
 619 involves a business or real estate, and his disclosure shall also be reflected in the public records of the
 620 agency for five years in the office of the administrative head of the officer's or employee's governmental
 621 agency or advisory agency or, if the agency has a clerk, in the clerk's office.

622 F. An officer or employee of state government who is required to declare his interest pursuant to
 623 subdivision A 2 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) the
 624 nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a
 625 member of a business, profession, occupation, or group the members of which are affected by the
 626 transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public
 627 interest. The officer or employee shall either make his declaration orally to be recorded in written
 628 minutes for his agency or file a signed written declaration with the clerk or administrative head of his
 629 governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for
 630 public inspection such declaration for a period of five years from the date of recording or receipt. If
 631 reasonable time is not available to comply with the provisions of this subsection prior to participation in
 632 the transaction, the officer or employee shall prepare and file the required declaration by the end of the
 633 next business day.

634 G. An officer or employee of state government who is required to declare his interest pursuant to
 635 subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a
 636 party to the transaction is a client of his firm, (iii) that he does not personally represent or provide
 637 services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in
 638 the public interest. The officer or employee shall either make his declaration orally to be recorded in
 639 written minutes for his agency or file a signed written declaration with the clerk or administrative head
 640 of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make
 641 available for public inspection such declaration for a period of five years from the date of recording or
 642 receipt. If reasonable time is not available to comply with the provisions of this subsection prior to
 643 participation in the transaction, the officer or employee shall prepare and file the required declaration by
 644 the end of the next business day.

645 **§ 2.2-3115. Disclosure by local government officers and employees.**

646 A. The members of every governing body and school board of each county and city and of towns
 647 with populations in excess of 3,500 shall file *with the Council*, as a condition to assuming office or
 648 employment, a disclosure statement of their personal interests and other information as is specified on
 649 the form set forth in § 2.2-3117 and thereafter shall file such a statement ~~annually on or before January~~
 650 ~~semiannually by December 15 for the preceding six-month period complete through the last day of~~
 651 ~~October and by June 15 for the preceding six-month period complete through the last day of April~~.

652 The members of the governing body of any authority established in any county or city, or part or
 653 combination thereof, and having the power to issue bonds or expend funds in excess of \$10,000 in any
 654 fiscal year, shall file *with the Virginia Conflict of Interest and Ethics Advisory Council*, as a condition to
 655 assuming office, a disclosure statement of their personal interests and other information as is specified
 656 on the form set forth in § 2.2-3118 and thereafter shall file such a statement annually on or before
 657 January 15, unless the governing body of the jurisdiction that appoints the members requires that the
 658 members file the form set forth in § 2.2-3117 *semiannually by December 15 for the preceding six-month*

659 *period complete through the last day of October and by June 15 for the preceding six-month period*
 660 *complete through the last day of April.*

661 Persons occupying such positions of trust appointed by governing bodies and persons occupying such
 662 positions of employment with governing bodies as may be designated to file by ordinance of the
 663 governing body shall file *with the Virginia Conflict of Interest and Ethics Advisory Council*, as a
 664 condition to assuming office or employment, a disclosure statement of their personal interests and other
 665 information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement
 666 ~~annually on or before January 15~~ *semiannually by December 15 for the preceding six-month period*
 667 *complete through the last day of October and by June 15 for the preceding six-month period complete*
 668 *through the last day of April.*

669 Persons occupying such positions of trust appointed by school boards and persons occupying such
 670 positions of employment with school boards as may be designated to file by an adopted policy of the
 671 school board shall file *with the Virginia Conflict of Interest and Ethics Advisory Council*, as a condition
 672 to assuming office or employment, a disclosure statement of their personal interests and other
 673 information as is specified on the form set forth in § 2.2-3117 and thereafter shall file such a statement
 674 ~~annually on or before January 15~~ *semiannually by December 15 for the preceding six-month period*
 675 *complete through the last day of October and by June 15 for the preceding six-month period complete*
 676 *through the last day of April.*

677 B. Nonsalaried citizen members of local boards, commissions and councils as may be designated by
 678 the governing body shall file *with the Virginia Conflict of Interest and Ethics Advisory Council*, as a
 679 condition to assuming office, a disclosure form of their personal interests and such other information as
 680 is specified on the form set forth in § 2.2-3118 and thereafter shall file such form annually on or before
 681 January 15.

682 C. No person shall be mandated to file any disclosure not otherwise required by this article.

683 D. The disclosure forms required by subsections A and B shall be provided by the ~~Secretary of the~~
 684 ~~Commonwealth~~ *Virginia Conflict of Interest and Ethics Advisory Council* to the clerks of the governing
 685 bodies and school boards ~~not later than November 30 of each year at least 30 days prior to the filing~~
 686 ~~deadline~~, and the clerks of the governing body and school board shall distribute the forms to designated
 687 individuals ~~no later than December 10 of each year at least 20 days prior to the filing deadline~~. Forms
 688 shall be filed and maintained as public records for five years in the office of the ~~clerk of the respective~~
 689 ~~governing body or school board~~ *Virginia Conflict of Interest and Ethics Advisory Council*. Forms filed
 690 by members of governing bodies of authorities shall be filed and maintained as public records for five
 691 years in the office of the ~~clerk of the governing body of the county or city~~ *Virginia Conflict of Interest*
 692 *and Ethics Advisory Council*.

693 E. Candidates for membership in the governing body or school board of any county, city or town
 694 with a population of more than 3,500 persons shall file a disclosure statement of their personal interests
 695 as required by § 24.2-502.

696 F. Any officer or employee of local government who has a personal interest in any transaction before
 697 the governmental or advisory agency of which he is an officer or employee and who is disqualified
 698 from participating in that transaction pursuant to subdivision A 1 of § 2.2-3112 or otherwise elects to
 699 disqualify himself, shall forthwith make disclosure of the existence of his interest, including the full
 700 name and address of the business and the address or parcel number for the real estate if the interest
 701 involves a business or real estate, and his disclosure shall be reflected in the public records of the
 702 agency for five years in the office of the administrative head of the officer's or employee's governmental
 703 or advisory agency.

704 G. In addition to any disclosure required by subsections A and B, in each county and city and in
 705 towns with populations in excess of 3,500, members of planning commissions, boards of zoning appeals,
 706 real estate assessors, and all county, city and town managers or executive officers shall make annual
 707 disclosures of all their interests in real estate located in the county, city or town in which they are
 708 elected, appointed, or employed. Such disclosure shall include any business in which such persons own
 709 an interest, or from which income is received, if the primary purpose of the business is to own, develop
 710 or derive compensation through the sale, exchange or development of real estate in the county, city or
 711 town. Such disclosure shall be filed as a condition to assuming office or employment, and thereafter
 712 shall be filed annually with the ~~clerk of the governing body of such county, city or town~~ *Virginia*
 713 *Conflict of Interest and Ethics Advisory Council* on or before January 15. Such disclosures shall be filed
 714 and maintained as public records for five years. Forms for the filing of such reports shall be prepared
 715 and distributed by the ~~Secretary of the Commonwealth~~ *Virginia Conflict of Interest and Ethics Advisory*
 716 *Council* to the clerk of each governing body.

717 H. An officer or employee of local government who is required to declare his interest pursuant to
 718 subdivision A 2 of § 2.2-3112 shall declare his interest by stating (i) the transaction involved, (ii) the
 719 nature of the officer's or employee's personal interest affected by the transaction, (iii) that he is a
 720 member of a business, profession, occupation, or group the members of which are affected by the

721 transaction, and (iv) that he is able to participate in the transaction fairly, objectively, and in the public
722 interest. The officer or employee shall either make his declaration orally to be recorded in written
723 minutes of his agency or file a signed written declaration with the clerk or administrative head of his
724 governmental or advisory agency, as appropriate, who shall, in either case, retain and make available for
725 public inspection such declaration for a period of five years from the date of recording or receipt. If
726 reasonable time is not available to comply with the provisions of this subsection prior to participation in
727 the transaction, the officer or employee shall prepare and file the required declaration by the end of the
728 next business day. The officer or employee shall also orally disclose the existence of the interest during
729 each meeting of the governmental or advisory agency at which the transaction is discussed and such
730 disclosure shall be recorded in the minutes of the meeting.

731 I. An officer or employee of local government who is required to declare his interest pursuant to
732 subdivision A 3 of § 2.2-3112, shall declare his interest by stating (i) the transaction involved, (ii) that a
733 party to the transaction is a client of his firm, (iii) that he does not personally represent or provide
734 services to the client, and (iv) that he is able to participate in the transaction fairly, objectively, and in
735 the public interest. The officer or employee shall either make his declaration orally to be recorded in
736 written minutes for his agency or file a signed written declaration with the clerk or administrative head
737 of his governmental or advisory agency, as appropriate, who shall, in either case, retain and make
738 available for public inspection such declaration for a period of five years from the date of recording or
739 receipt. If reasonable time is not available to comply with the provisions of this subsection prior to
740 participation in the transaction, the officer or employee shall prepare and file the required declaration by
741 the end of the next business day.

742 **§ 2.2-3116. Disclosure by certain constitutional officers.**

743 For the purposes of this chapter, holders of the constitutional offices of treasurer, sheriff, attorney for
744 the Commonwealth, clerk of the circuit court and commissioner of the revenue of each county and city,
745 shall be deemed to be local officers and shall be required to file the Statement of Economic Interests set
746 forth in § 2.2-3117. These officers shall file statements pursuant to § 2.2-3115 and candidates shall file
747 statements as required by § 24.2-502. *These officers shall be subject to the prohibition on certain gifts*
748 *set forth in subsection B of § 2.2-3103.1.*

749 **§ 2.2-3117. Disclosure form.**

750 The disclosure form to be used for filings required by subsections A and D of § 2.2-3114 and
751 subsections A and E of § 2.2-3115 shall be substantially as follows:

752 STATEMENT OF ECONOMIC INTERESTS.

- 753 Name
- 754 Office or position held or sought
- 755 Address
- 756 Names of members of immediate family

757 DEFINITIONS AND EXPLANATORY MATERIAL.

758 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
759 association, trust or foundation, or any other individual or entity carrying on a business or profession,
760 whether or not for profit.

761 "Close financial association" means an association in which the person filing shares significant
762 financial involvement with an individual and the filer would reasonably be expected to be aware of the
763 individual's business activities and would have access to the necessary records either directly or through
764 the individual. "Close financial association" does not mean an association based on (i) the receipt of
765 retirement benefits or deferred compensation from a business by which the person filing this statement is
766 no longer employed, or (ii) the receipt of compensation for work performed by the person filing as an
767 independent contractor of a business that represents an entity before any state governmental agency
768 when the person filing has had no communications with the state governmental agency.

769 "Contingent liability" means a liability that is not presently fixed or determined, but may become
770 fixed or determined in the future with the occurrence of some certain event.

771 "Dependent" means any person, whether or not related by blood or marriage, who receives from the
772 officer or employee, or provides to the officer or employee, more than one-half of his financial support.

773 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
774 having monetary value. It includes services as well as gifts of transportation, local travel, lodgings and
775 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
776 expense has been incurred. "Gift" shall does not include (i) any offer of a ticket, coupon, or other
777 admission or pass unless the ticket, coupon, admission, or pass is used; "Gift" shall not include; (ii)
778 honorary degrees and presents; any athletic, merit, or need-based scholarship or any other financial aid
779 awarded by a public or private school, institution of higher education, or other educational program
780 pursuant to such school, institution, or program's financial aid standards and procedures applicable to
781 the general public; (iv) a campaign contribution properly received and reported pursuant to Chapter 9.3

782 (§ 24.2-945 et seq.) of Title 24.2; (v) any gift related to the private profession or occupation of an
 783 officer or employee or of a member of his immediate family; or (vi) gifts from relatives or personal
 784 friends. "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the
 785 donee is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or
 786 sister; or the donee's brother's or sister's spouse. "Personal friend" does not include any person that the
 787 filer knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of
 788 Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; (c) for an officer or employee
 789 of a local governmental or advisory agency, a person, organization, or business who is a party to or is
 790 seeking to become a party to a contract with the local agency of which he is an officer or an employee;
 791 or (d) for an officer or employee of a state governmental or advisory agency, a person, organization, or
 792 business who is a party to or is seeking to become a party to a contract with the Commonwealth.
 793 "Person, organization, or business" includes individuals who are officers, directors, or owners of or who
 794 have a controlling ownership interest in such organization or business.

795 "Immediate family" means (i) a spouse and, (ii) any other person residing child who resides in the
 796 same household as the officer or employee, and who is a dependent of the officer or employee or of
 797 whom the officer or employee is a dependent, and (iii) any person with whom the officer or employee is
 798 habitually cohabiting.

799 TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,
 800 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional
 801 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if
 802 you and your immediate family have a one-third interest in a trust, complete your Statement as if you
 803 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust
 804 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

805 REPORT TO THE BEST OF INFORMATION AND BELIEF. Information required on this
 806 Statement must be provided on the basis of the best knowledge, information and belief of the individual
 807 filing the Statement as of the date of this report unless otherwise stated.

808 COMPLETE ITEMS 1 THROUGH 10. REFER TO SCHEDULES ONLY IF DIRECTED.

809 You may attach additional explanatory information.

810 1. Offices and Directorships.

811 Are you or a member of your immediate family a paid officer or paid director of a business?

812 EITHER check NO / / OR check YES / / and complete Schedule A.

813 2. Personal Liabilities.

814 Do you or a member of your immediate family owe more than ~~\$10,000~~ \$5,000 to any one creditor
 815 including contingent liabilities? (Exclude debts to any government and loans secured by recorded liens
 816 on property at least equal in value to the loan.)

817 EITHER check NO / / OR check YES / / and complete Schedule B.

818 3. Securities.

819 Do you or a member of your immediate family, directly or indirectly, separately or together, own
 820 securities valued in excess of ~~\$10,000~~ invested \$5,000 in one business investment or, during the past six
 821 months, did you or a member of your immediate family, directly or indirectly, separately or together,
 822 sell or otherwise transfer any securities in one investment and the aggregate proceeds from all such
 823 sales or transfers of securities from such investment exceeded \$5,000? Account for mutual funds, limited
 824 partnerships and trusts.

825 EITHER check NO / / OR check YES / / and complete Schedule C.

826 4. Payments for Talks, Meetings, and Publications.

827 During the past ~~12~~ six months did you receive in your capacity as an officer or employee of your
 828 agency lodging, transportation, money, or anything else of value with a combined value exceeding \$200
 829 \$50 (i) for a single talk, meeting, or published work in your capacity as an officer or employee of your
 830 agency or (ii) for a meeting, conference, or event where your attendance at the meeting, conference, or
 831 event was designed to (a) educate you on issues relevant to your duties as an officer or employee of
 832 your agency or (b) enhance your knowledge and skills relative to your duties as an officer or employee
 833 of your agency?

834 EITHER check NO / / OR check YES / / and complete Schedule D.

835 5. Gifts.

836 During the past ~~12~~ six months did a business, government, or individual other than a relative or
 837 personal friend (i) furnish you or a member of your immediate family with any gift or entertainment at a
 838 single event, and the value received by you exceeded \$50 in value or (ii) furnish you or a member of
 839 your immediate family with gifts or entertainment in any combination and the total value received by
 840 you exceeded \$100 in total value, and for which you or the member of your immediate family neither
 841 paid nor rendered services in exchange? Account for entertainment events only if the average value per
 842 person attending the event exceeded \$50 in value. Account for all business entertainment (except if
 843 related to ~~you~~ the private profession or occupation of you or the member of your immediate family who

844 received such business entertainment) even if unrelated to your official duties.
845 EITHER check NO / / OR check YES / / and complete Schedule E.

846 6. Salary and Wages.

847 List each employer that pays you or a member of your immediate family salary or wages in excess
848 of \$10,000 \$5,000 annually. (Exclude state or local government or advisory agencies.)
849 If no reportable salary or wages, check here / /.

850 _____
851 _____
852 _____

853 7. Business Interests.

854 Do you or a member of your immediate family, separately or together, operate your own business, or
855 own or control an interest in excess of \$10,000 \$5,000 in a business?

856 EITHER check NO / / OR check YES / / and complete Schedule F.

857 8. Payments for Representation and Other Services.

858 8A. Did you represent, excluding activity defined as lobbying in § 2.2-419, any businesses before any
859 state governmental agencies, excluding courts or judges, for which you received total compensation
860 during the past ~~12~~ six months in excess of \$1,000, excluding compensation for other services to such
861 businesses and representation consisting solely of the filing of mandatory papers and subsequent
862 representation regarding the mandatory papers? (Officers and employees of local governmental and
863 advisory agencies do NOT need to answer this question or complete Schedule G-1.)

864 EITHER check NO / / OR check YES / / and complete Schedule G-1.

865 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial
866 association (partners, associates or others) represent, excluding activity defined as lobbying in § 2.2-419,
867 any businesses before any state governmental agency for which total compensation was received during
868 the past ~~12~~ six months in excess of \$1,000? (Officers and employees of local governmental and advisory
869 agencies do NOT need to answer this question or complete Schedule G-2.)

870 EITHER check NO / / OR check YES / / and complete Schedule G-2.

871 8C. Did you or persons with whom you have a close financial association furnish services to
872 businesses operating in Virginia pursuant to an agreement between you and such businesses, or between
873 persons with whom you have a close financial association and such businesses for which total
874 compensation in excess of \$1,000 was received during the past ~~12~~ six months? *Services reported under
875 this provision shall not include services involving the representation of businesses that are reported
876 under item 8A or 8B.*

877 EITHER check NO / / OR check YES / / and complete Schedule G-3.

878 9. Real Estate.

879 9A. State Officers and Employees.

880 Do you or a member of your immediate family hold an interest, including a partnership interest,
881 valued at \$10,000 or more than \$5,000 in real property (other than your principal residence) for which
882 you have not already listed the full address on Schedule F? Account for real estate held in trust.

883 EITHER check NO / / OR check YES / / and complete Schedule H-1.

884 9B. Local Officers and Employees.

885 Do you or a member of your immediate family hold an interest, including a partnership interest, or
886 option, easement, or land contract, valued at \$10,000 or more than \$5,000 in real property (other than
887 your principal residence) for which you have not already listed the full address on Schedule F? Account
888 for real estate held in trust.

889 EITHER check NO / / OR check YES / / and complete Schedule H-2.

890 10. Real Estate Contracts with Governmental Agencies.

891 Do you or a member of your immediate family hold an interest valued at more than \$10,000 \$5,000
892 in real estate, including a corporate, partnership, or trust interest, option, easement, or land contract,
893 which real estate is the subject of a contract, whether pending or completed within the past ~~12~~ six
894 months, with a governmental agency? If the real estate contract provides for the leasing of the property
895 to a governmental agency, do you or a member of your immediate family hold an interest in the real
896 estate valued at more than \$1,000? Account for all such contracts whether or not your interest is
897 reported in Schedule F, H-1, or H-2. This requirement to disclose an interest in a lease does not apply
898 to an interest derived through an ownership interest in a business unless the ownership interest exceeds
899 three percent of the total equity of the business.

900 EITHER check NO / / OR check YES / / and complete Schedule I.

901 Statements of Economic Interests are open for public inspection.

902 AFFIRMATION BY ALL FILERS.

903 I swear or affirm that the foregoing information is full, true and correct to the best of my knowledge.

904 Signature

905 (Return only if needed to complete Statement.)

906 SCHEDULES

907 to

908 STATEMENT OF ECONOMIC INTERESTS.

909 NAME

910 SCHEDULE A - OFFICES AND DIRECTORSHIPS.

911 Identify each business of which you or a member of your immediate family is a paid officer or paid
912 director.

913

914

915	Name of Business	Address of Business	Position Held <i>and by Whom</i>
916	_____	_____	_____
917	_____	_____	_____
918	_____	_____	_____
919	_____	_____	_____
920	_____	_____	_____

916

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920

RETURN TO ITEM 2

921 SCHEDULE B - PERSONAL LIABILITIES.

922 Report personal liability by checking each category. Report only debts in excess of ~~\$10,000~~ \$5,000.

923 Do not report debts to any government. Do not report loans secured by recorded liens on property at
924 least equal in value to the loan.

925 Report contingent liabilities below and indicate which debts are contingent.

926 1. My personal debts are as follows:

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2. The personal debts of the members of my immediate family are as follows:

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962

Check one

~~\$10,001~~

\$5,001 to More than

\$50,000 \$50,000

Check appropriate categories

Banks
Savings institutions
Other loan or finance companies
Insurance companies
Stock, commodity or other brokerage companies
Other businesses:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

963 (State principal business activity for each
 964 creditor and its name.) _____
 965 _____
 966 _____
 967 Individual creditors:
 968 (State principal business or occupation of
 969 each creditor and its name.) _____
 970 _____
 971 _____
 972 _____

RETURN TO ITEM 3

974 SCHEDULE C - SECURITIES.

975 "Securities" INCLUDES stocks, bonds, "Securities" EXCLUDES
 976 mutual funds, ~~limited partnerships,~~ certificates of deposit,
 977 exchange-traded funds, and

978 money market funds, annuity
 979 commodity futures contracts.
 980 contracts, and insurance policies.

981 Identify each business or Virginia governmental entity investment in which you or a member of your
 982 immediate family, directly or indirectly, separately or together, (i) own securities valued in excess of
 983 \$10,000 \$5,000 as of the last date of the reporting period or (ii) owned securities in one investment that
 984 were sold or otherwise transferred during the reporting period and the aggregate proceeds from all
 985 such sales or transfers of securities from such investment during the reporting period exceeded \$5,000.
 986 Name each ~~entity~~ issuer and type of security individually.

987 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia
 988 or its authorities, agencies, or local governments. Do not list organizations that do not do business in
 989 this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held
 990 in trust.

991 If no reportable securities, check here / /.

Check one

996		Type of Security	\$10,001	\$50,001	More
997	Name of Issuer	(stocks, bonds, mutual	to	to	than
998	Type of	funds, etc.)	\$50,000	\$250,000	\$250,000
999	Entity				
1000	_____	_____	_____	_____	_____
1001	_____	_____	_____	_____	_____
1002	_____	_____	_____	_____	_____
1003	_____	_____	_____	_____	_____
1004	_____	_____	_____	_____	_____

RETURN TO ITEM 4

1005 SCHEDULE D - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

1006 List each source from which you received during the past ~~12~~ six months in your capacity as an
 1007 officer or employee of your agency lodging, transportation, money, or any other thing of value
 1008 (excluding meals or drinks coincident with a meeting) with combined value exceeding \$200 \$50 (i) for
 1009 your presentation of a single talk, participation in one meeting, or publication of a work in your capacity
 1010 as an officer or employee of your agency or (ii) for your attendance at a meeting, conference, or event
 1011 where your attendance at the meeting, conference, or event was designed to (a) educate you on issues
 1012 relevant to your duties as an officer or employee of your agency or (b) enhance your knowledge and
 1013 skills relative to your duties as an officer or employee of your agency. Any lodging, transportation,
 1014 money, or other thing of value received by an officer or employee that does not satisfy the provisions of
 1015 clause (i), (ii) (a), or (ii) (b) shall be listed as a gift on Schedule E.

1016 List payments or reimbursements by an advisory or governmental agency only for meetings or travel
 1017 outside the Commonwealth.

1018 List a payment even if you donated it to charity.

1019 Do not list information about a payment if you returned it within 60 days or if you received it from
 1020 an employer already listed under Item 6 or from a source of income listed on Schedule F.
 1021

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1080 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

1081 List the businesses you represented, excluding activity defined as lobbying in § 2.2-419, before any
1082 state governmental agency, excluding any court or judge, for which you received total compensation
1083 during the past ~~12~~ six months in excess of \$1,000, excluding compensation for other services to such
1084 businesses and representation consisting solely of the filing of mandatory papers and subsequent
1085 representation regarding the mandatory papers filed by you.

1086 Identify each business, the nature of the representation and the amount received by dollar category
1087 from each such business. You may state the type, rather than name, of the business if you are required
1088 by law not to reveal the name of the business represented by you.

1089 Only STATE officers and employees should complete this Schedule.

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Name of Business	Type of Business	Purpose of Representation	Name of Agency	\$1,001 to \$10,000	\$10,001 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$250,000	\$250,001 and over
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____

1103 If you have received \$250,001 or more from a single business within the reporting period, indicate
1104 the amount received, rounded to the nearest \$10,000.

1105

1106

Amount Received: _____.

1107 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

1108 List the businesses that have been represented, excluding activity defined as lobbying in § 2.2-419,
1109 before any state governmental agency, excluding any court or judge, by persons who are your partners,
1110 associates or others with whom you have a close financial association and who received total
1111 compensation in excess of \$1,000 for such representation during the past ~~12~~ six months, excluding
1112 representation consisting solely of the filing of mandatory papers and subsequent representation
1113 regarding the mandatory papers filed by your partners, associates or others with whom you have a close
1114 financial association.

1115 Identify such businesses by type and also name the state governmental agencies before which such
1116 person appeared on behalf of such businesses.

1117 Only STATE officers and employees should complete this Schedule.

1118

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1125

Type of business	Name of state governmental agency
_____	_____
_____	_____
_____	_____
_____	_____

1126 SCHEDULE G-3 - PAYMENTS FOR OTHER SERVICES GENERALLY.

1127 Indicate below types of businesses that operate in Virginia to which services were furnished by you
1128 or persons with whom you have a close financial association pursuant to an agreement between you and
1129 such businesses, or between persons with whom you have a close financial association and such
1130 businesses and for which total compensation in excess of \$1,000 was received during the past ~~12~~ six
1131 months. *Services reported in this Schedule shall not include services involving the representation of*
1132 *businesses that are reported in Schedule G-1 or G-2.*

1133 Identify opposite each category of businesses listed below (i) the type of business, (ii) the type of
1134 service rendered and (iii) the value by dollar category of the compensation received for all businesses
1135 falling within each category.

1136

1137

1138

Check Value of Compensation

	if	Type						
	ser-	of						
	vices	ser-						
1139	were	vice	\$1,001	\$10,001	\$50,001	\$100,001	\$250,001	
1140	ren-	ren-	to	to	to	to	and	
1141	dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	over	
1145	Electric utilities							
1146	Gas utilities							
1147	Telephone utilities							
1148	Water utilities							
1149	Cable television							
1150	companies							
1151	Interstate							
1152	transportation							
1153	companies							
1154	Intrastate							
1155	transportation							
1156	companies							
1157	Oil or gas retail							
1158	companies							
1159	Banks							
1160	Savings institutions							
1161	Loan or finance							
1162	companies							
1163	Manufacturing							
1164	companies (state							
1165	type of product,							
1166	e.g., textile,							
1167	furniture, etc.)							
1168	Mining companies							
1169	Life insurance							
1170	companies							
1171	Casualty insurance							
1172	companies							
1173	Other insurance							
1174	companies							
1175	Retail companies							
1176	Beer, wine or liquor							
1177	companies or							
1178	distributors							
1179	Trade associations							
1180	Professional							
1181	associations							
1182	Associations of							
1183	public employees							
1184	or officials							
1185	Counties, cities							
1186	or towns							
1187	Labor organizations							
1188	Other							

RETURN TO ITEM 9

SCHEDULE H-1 - REAL ESTATE - STATE OFFICERS AND EMPLOYEES.

List real estate other than your principal residence in which you or a member of your immediate family holds an interest, including a partnership interest, option, easement, or land contract, valued at \$40,000 or more *than* \$5,000. Each parcel shall be listed individually.

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	Describe the type of real estate you own in each location (business, recreational, apartment, commercial, open land, etc.).	If the real estate is owned or recorded in a name other than your own, list that name.
List each location (state, and county or city) where you own real estate.		
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

SCHEDULE H-2 - REAL ESTATE - LOCAL OFFICERS AND EMPLOYEES.

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1210
1211
1212
1213

List real estate other than your principal residence in which you or a member of your immediate family holds an interest, including a partnership interest or option, easement, or land contract, valued at ~~\$10,000~~ or more than \$5,000. Each parcel shall be listed individually. Also list the names of any co-owners of such property, if applicable.

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	Describe the type of real estate you own in each location (business, recreational, apartment, commercial, open land, etc.).	If the real estate is owned or recorded in a name other than your own, list that name.	
List each location (state, and county or city) where you own real estate.			List the names of any co-owners, if applicable.
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

SCHEDULE I - REAL ESTATE CONTRACTS WITH GOVERNMENTAL AGENCIES.

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List all contracts, whether pending or completed within the past ~~12~~ six months, with a governmental agency for the sale or exchange of real estate in which you or a member of your immediate family holds an interest, including a corporate, partnership or trust interest, option, easement, or land contract, valued at more than \$10,000 or more. List all contracts with a governmental agency for the lease of real estate in which you or a member of your immediate family holds such an interest valued at more than \$1,000 or more. This requirement to disclose an interest in a lease does not apply to an interest derived through an ownership interest in a business unless the ownership interest exceeds three percent of the total equity of the business.

1239
1240
1241

State officers and employees report contracts with state agencies.
Local officers and employees report contracts with local agencies.

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List your real estate interest and the person or entity, including the type of entity, which is party to the contract.	
Describe any management role and the percentage ownership	List each governmental agency which is a party to the contract
	State the annual income from the contract, and the amount, if any, of income you or any

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1254	interest you or your	and indicate the	immediate family
1255	immediate family	county or city where	member derives
1256	member has in the real	the real estate	annually from the
1257	estate or entity.	is located.	contract.
1258	_____	_____	_____
1259	_____	_____	_____
1260	_____	_____	_____
1261	_____	_____	_____
1262	_____	_____	_____
1263	_____	_____	_____

1264 **§ 2.2-3118. Disclosure form; certain citizen members.**

1265 A. The financial disclosure form to be used for filings required pursuant to subsection B of
1266 § 2.2-3114 and subsection B of § 2.2-3115 shall be signed by the filer either originally or by electronic
1267 signature as authorized by the Uniform Electronic Transactions Act (§ 59.1-479 et seq.). The financial
1268 disclosure form shall be substantially as follows:

1269 **DEFINITIONS AND EXPLANATORY MATERIAL.**

1270 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
1271 association, trust or foundation, or any other individual or entity carrying on a business or profession,
1272 whether or not for profit.

1273 "Close financial association" means an association in which the person filing shares significant
1274 financial involvement with an individual and the filer would reasonably be expected to be aware of the
1275 individual's business activities and would have access to the necessary records either directly or through
1276 the individual. "Close financial association" does not mean an association based on (i) the receipt of
1277 retirement benefits or deferred compensation from a business by which the person filing this statement is
1278 no longer employed, or (ii) the receipt of compensation for work performed by the person filing as an
1279 independent contractor of a business that represents an entity before any state governmental agency
1280 when the person filing has no communications with the state governmental agency.

1281 "Contingent liability" means a liability that is not presently fixed or determined, but may become
1282 fixed or determined in the future with the occurrence of some certain event.

1283 "Immediate family" means (i) a spouse ~~and~~, (ii) any ~~other person residing~~ *child who resides* in the
1284 same household as the filer; ~~and who is a dependent of the filer or of whom the filer is a dependent,~~
1285 ~~and (iii) any person with whom the filer is habitually cohabiting.~~

1286 "Dependent" means ~~any person, whether or not related by blood or marriage, who receives from the~~
1287 ~~filer, or provides to the filer, more than one-half of his financial support.~~

1288 "Personal interest" means, for the purposes of this form only, a personal and financial benefit or
1289 liability accruing to a filer or a member of his immediate family. Such interest shall exist by reason of
1290 (i) ownership in real or personal property, tangible or intangible; (ii) ownership in a business; (iii)
1291 income from a business; or (iv) personal liability on behalf of a business; however, unless the ownership
1292 interest in a business exceeds three percent of the total equity of the business, or the liability on behalf
1293 of a business exceeds three percent of the total assets of the business, or the annual income, and/or
1294 property or use of such property, from the business exceeds \$10,000 or may reasonably be anticipated to
1295 exceed \$10,000, such interest shall not constitute a "personal interest."

1296 Name

1297 Office or position held or to be held

1298

1299 Address

1300 **I. FINANCIAL INTERESTS**

1301 My personal interests and those of my immediate family are as follows:

1302 Include all forms of personal interests held at the time of filing: real estate, stocks, bonds, equity
1303 interests in proprietorships and partnerships. You may exclude:

1304 1. Deposits and interest bearing accounts in banks, savings institutions and other institutions
1305 accepting such deposits or accounts;

1306 2. Interests in any business, other than a news medium, representing less than three percent of the
1307 total equity value of the business;

1308 3. Liability on behalf of any business representing less than three percent of the total assets of such
1309 business; and

1310 4. Income (other than from salary) less than \$10,000 annually from any business. You need not state
1311 the value of any interest. You must state the name or principal business activity of each business in
1312 which you have a personal interest.

1313 A. My personal interests are:

- 1314 1. Residence, address, or, if no address, location
- 1315 2. Other real estate, address, or, if no address, location
- 1316 3. Name or principal business activity of each business in which stock, bond or equity interest is
- 1317 held
- 1318 B. The personal interests of my immediate family are:
- 1319 1. Real estate, address or, if no address, location
- 1320 2. Name or principal business activity of each business in which stock, bond or equity interest is
- 1321 held

II. OFFICES, DIRECTORSHIPS AND SALARIED EMPLOYMENTS

1322 The paid offices, paid directorships and salaried employments which I hold or which members of my

1323 immediate family hold and the businesses from which I or members of my immediate family receive

1324 retirement benefits are as follows:

1325

1326 (You need not state any dollar amounts.)

1327 A. My paid offices, paid directorships and salaried employments are:

1328

1329 _____

1330 Position held	Name of business
--------------------	------------------

1331 _____

1332 _____

1333 _____

1334

1335 B. The paid offices, paid directorships and salaried employments of members of my immediate

1336 family are:

1337

1338 _____

1339 Position held	Name of business
--------------------	------------------

1340 _____

1341 _____

1342 _____

1343

1344 III. BUSINESSES TO WHICH SERVICES WERE FURNISHED

1345 A. The businesses I have represented, excluding activity defined as lobbying in § 2.2-419, before any

1346 state governmental agency, excluding any court or judge, for which I have received total compensation

1347 in excess of \$1,000 during the preceding year, excluding compensation for other services to such

1348 businesses and representation consisting solely of the filing of mandatory papers, are as follows:

1349 Identify businesses by name and name the state governmental agencies before which you appeared on

1350 behalf of such businesses.

1351

1352 _____

1353 Name of business	Name of governmental agency
-----------------------	-----------------------------

1354 _____

1355 _____

1356 _____

1357

1358 B. The businesses that, to my knowledge, have been represented, excluding activity defined as

1359 lobbying in § 2.2-419, before any state governmental agency, excluding any court or judge, by persons

1360 with whom I have a close financial association and who received total compensation in excess of \$1,000

1361 during the preceding year, excluding compensation for other services to such businesses and

1362 representation consisting solely of the filing of mandatory papers, are as follows:

1363 Identify businesses by type and name the state governmental agencies before which such person

1364 appeared on behalf of such businesses.

1365

1366 _____

1367 Type of business	Name of state governmental agency
-----------------------	-----------------------------------

1368 _____

1369 _____

1370 _____

1371

1372 C. All other businesses listed below that operate in Virginia to which services were furnished

1373 pursuant to an agreement between you and such businesses and for which total compensation in excess
1374 of \$1, 000 was received during the preceding year:

1375 Check each category of business to which services were furnished.

- 1376 _____
- 1377 _____
- 1378 Electric utilities _____
- 1379 Gas utilities _____
- 1380 Telephone utilities _____
- 1381 Water utilities _____
- 1382 Cable television companies _____
- 1383 Intrastate transportation companies _____
- 1384 Interstate transportation companies _____
- 1385 Oil or gas retail companies _____
- 1386 Banks _____
- 1387 Savings institutions _____
- 1388 Loan or finance companies _____
- 1389 Manufacturing companies (state type
1390 of product, e.g., textile, furniture,
1391 etc.) _____
- 1392 Mining companies _____
- 1393 Life insurance companies _____
- 1394 Casualty insurance companies _____
- 1395 Other insurance companies _____
- 1396 Retail companies _____
- 1397 Beer, wine or liquor companies or
1398 distributors _____
- 1399 Trade associations _____
- 1400 Professional associations _____
- 1401 Associations of public employees or
1402 officials _____
- 1403 Counties, cities or towns _____
- 1404 Labor organizations _____
- 1405 _____

1406 IV. COMPENSATION FOR EXPENSES

1407 The persons, associations, or other sources other than my governmental agency from which I or a
1408 member of my immediate family received remuneration in excess of \$200 \$50 during the preceding
1409 year, in cash or otherwise, as honorariums or payment of expenses in connection with my attendance at
1410 any meeting or other function to which I was invited in my official capacity are as follows:

1411 _____

1412	1413	1414	1415
	Name of Source	Description of occasion	Amount of remuneration for each occasion
1416	_____	_____	_____
1417	_____	_____	_____
1418	_____	_____	_____

1419 B. The provisions of Part III A and B of the disclosure form prescribed by this section shall not be
1420 applicable to officers and employees of local governmental and local advisory agencies.

1421 C. Except for real estate located within the county, city or town in which the officer or employee
1422 serves or a county, city or town contiguous to the county, city or town in which the officer or employee
1423 serves, officers and employees of local governmental or advisory agencies shall not be required to
1424 disclose under Part I of the form any other interests in real estate.

1425 **§ 2.2-3118.1. Special provisions for individuals serving in or seeking multiple positions or**
1426 **offices; reappointees.**

1427 A. The filing of a single current statement of economic interests by a state officer or employee
1428 required to file the form prescribed in § 2.2-3117 shall suffice for the purposes of this chapter as filing
1429 for all state positions or offices held or sought by such individual during a single reporting period. The
1430 filing of a single current financial disclosure statement by a state officer or employee required to file the

1431 form prescribed in § 2.2-3118 shall suffice for the purposes of this chapter as filing for all state
1432 positions or offices held or sought by such individual and requiring the filing of the § 2.2-3118 form
1433 during a single reporting period.

1434 B. Any individual who has met the requirement for ~~annually~~ *periodically* filing a statement provided
1435 in § 2.2-3117 or 2.2-3118 shall not be required to file an additional statement upon such individual's
1436 reappointment to the same office or position for which he is required to file, provided such
1437 reappointment occurs within *six months after filing a statement pursuant to § 2.2-3117 and within 12*
1438 *months after the annual filing a statement pursuant to § 2.2-3118.*

1439 **§ 2.2-3121. Advisory opinions.**

1440 A. A state officer or employee shall not be prosecuted for a knowing violation of this chapter if the
1441 alleged violation resulted from his good faith reliance on a written opinion of the Attorney General *or*
1442 *the Virginia Conflict of Interest and Ethics Advisory Council* made in response to his written request for
1443 such opinion and the opinion was made after a full disclosure of the facts.

1444 B. A local officer or employee shall not be prosecuted for a knowing violation of this chapter if the
1445 alleged violation resulted from his good faith reliance on a written opinion of the attorney for the
1446 Commonwealth *or the Council* made in response to his written request for such opinion and the opinion
1447 was made after a full disclosure of the facts. The written opinion shall be a public record and shall be
1448 released upon request.

1449 C. If any officer or employee serving at the local level of government is charged with a knowing
1450 violation of this chapter, and the alleged violation resulted from his reliance upon a written opinion of
1451 his city, county or town attorney, made after a full disclosure of the facts, that such action was not in
1452 violation of this chapter, then the officer or employee shall have the right to introduce a copy of the
1453 opinion at his trial as evidence that he did not knowingly violate this chapter.

1454 **§ 2.2-3131. Exemptions.**

1455 A. The requirements of § 2.2-3130 shall not apply to state filers with a state agency who have taken
1456 an equivalent ethics orientation course through another state agency within the time periods set forth in
1457 subdivision 1 or 2 of § 2.2-3130, as applicable.

1458 B. State agencies may jointly conduct and state filers from more than one state agency may jointly
1459 attend an orientation course required by § 2.2-3128, as long as the course content is relevant to the
1460 official duties of the attending state filers.

1461 C. Before conducting each orientation course required by § 2.2-3128, state agencies shall consult with
1462 the Attorney General *and the Virginia Conflict of Interest and Ethics Advisory Council* regarding
1463 appropriate course content.

1464 **§ 30-101. Definitions.**

1465 As used in this chapter, unless the context requires a different meaning:

1466 "Advisory agency" means any board, commission, committee or post which does not exercise any
1467 sovereign power or duty, but is appointed by a governmental agency or officer or is created by law for
1468 the purpose of making studies or recommendations, or advising or consulting with a governmental
1469 agency.

1470 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
1471 association, trust or foundation, or any other individual or entity carrying on a business or profession,
1472 whether or not for profit.

1473 "Contract" means any agreement to which a governmental agency is a party, or any agreement on
1474 behalf of a governmental agency ~~which~~ *that* involves the payment of money appropriated by the General
1475 Assembly or a political subdivision, whether or not such agreement is executed in the name of the
1476 Commonwealth of Virginia, or some political subdivision thereof. "Contract" includes a subcontract only
1477 when the contract of which it is a part is with the legislator's own governmental agency.

1478 "*Council*" means *the Virginia Conflict of Interest and Ethics Advisory Council established in*
1479 *§ 30-348.*

1480 "Financial institution" means any bank, trust company, savings institution, industrial loan association,
1481 consumer finance company, credit union, broker-dealer as defined in subsection A of § 13.1-501, or
1482 investment company or advisor registered under the federal Investment Advisors Act or Investment
1483 Company Act of 1940.

1484 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
1485 having monetary value. It includes services as well as gifts of transportation, ~~local travel~~, lodgings and
1486 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
1487 expense has been incurred. "Gift" ~~shall~~ *does* not include (i) any offer of a ticket, *coupon*, or other
1488 admission or pass unless the ticket, *coupon*, admission, or pass is used; "Gift" ~~shall not include~~; (ii)
1489 honorary degrees ~~and presents~~; (iii) *any athletic, merit, or need-based scholarship or any other financial*
1490 *aid awarded by a public or private school, institution of higher education, or other educational program*
1491 *pursuant to such school, institution, or program's financial aid standards and procedures applicable to*

1492 *the general public; (iv) a campaign contribution properly received and reported pursuant to Chapter 9.3*
 1493 *(§ 24.2-945 et seq.) of Title 24.2; (v) any gift related to the private profession or occupation of a*
 1494 *legislator or of a member of his immediate family; or (vi) gifts from relatives or personal friends. For*
 1495 *the purpose of this definition, "relative" means the donee's spouse, child, uncle, aunt, niece, or nephew;*
 1496 *a person to whom the donee is engaged to be married; the donee's or his spouse's parent, grandparent,*
 1497 *grandchild, brother, or sister; or the donee's brother's or sister's spouse. For the purpose of this*
 1498 *definition, "personal friend" does not include any person that the filer knows or has reason to know is*
 1499 *(a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a*
 1500 *lobbyist's principal as defined in § 2.2-419; or (c) a person, organization, or business who is a party to*
 1501 *or is seeking to become a party to a contract with the Commonwealth. For purposes of this definition,*
 1502 *"person, organization, or business" includes individuals who are officers, directors, or owners of or who*
 1503 *have a controlling ownership interest in such organization or business.*

1504 "Governmental agency" means each component part of the legislative, executive or judicial branches
 1505 of state and local government, including each office, department, authority, post, commission,
 1506 committee, and each institution or board created by law to exercise some regulatory or sovereign power
 1507 or duty as distinguished from purely advisory powers or duties.

1508 "Immediate family" means (i) a spouse ~~and~~, (ii) any ~~other person residing~~ *child who resides* in the
 1509 same household as the legislator; ~~and who is a dependent of the legislator or of whom the legislator is a~~
 1510 ~~dependent, and~~ (iii) *any person with whom the legislator is habitually cohabiting. "Dependent" means a*
 1511 ~~son, daughter, father, mother, brother, sister or other person, whether or not related by blood or~~
 1512 ~~marriage, if such person receives from the legislator, or provides to the legislator, more than one-half of~~
 1513 ~~his financial support.~~

1514 "Legislator" means a member of the General Assembly.

1515 "Personal interest" means a financial benefit or liability accruing to a legislator or to a member of his
 1516 immediate family. Such interest shall exist by reason of (i) ownership in a business if the ownership
 1517 interest exceeds three percent of the total equity of the business; (ii) annual income that exceeds, or may
 1518 reasonably be anticipated to exceed, ~~\$10,000~~ *\$5,000* from ownership in real or personal property or a
 1519 business; (iii) salary, other compensation, fringe benefits, or benefits from the use of property, or any
 1520 combination thereof, paid or provided by a business *or governmental agency* that exceeds, or may
 1521 reasonably be anticipated to exceed, ~~\$10,000~~ *\$5,000* annually; (iv) ownership of real or personal
 1522 property if the interest exceeds ~~\$10,000~~ *\$5,000* in value and excluding ownership in a business, income,
 1523 or salary, other compensation, fringe benefits or benefits from the use of property; ~~or~~ (v) personal
 1524 liability incurred or assumed on behalf of a business if the liability exceeds three percent of the asset
 1525 value of the business; *or (vi) an option for ownership of a business or real or personal property if the*
 1526 *ownership interest will consist of clause (i) or (iv).*

1527 "Personal interest in a contract" means a personal interest ~~which~~ *that* a legislator has in a contract
 1528 with a governmental agency, whether due to his being a party to the contract or due to a personal
 1529 interest in a business ~~which~~ *that* is a party to the contract.

1530 "Personal interest in a transaction" means a personal interest of a legislator in any matter considered
 1531 by the General Assembly. Such personal interest exists when an officer or employee or a member of his
 1532 immediate family has a personal interest in property or a business, or represents *or provides services to*
 1533 any individual or business and such property, business or represented *or served* individual or business (i)
 1534 is the subject of the transaction or (ii) may realize a reasonably foreseeable direct or indirect benefit or
 1535 detriment as a result of the action of the agency considering the transaction. A "personal interest in a
 1536 transaction" exists only if the legislator or member of his immediate family or an individual or business
 1537 represented *or served* by the legislator is affected in a way that is substantially different from the
 1538 general public or from persons comprising a profession, occupation, trade, business or other comparable
 1539 and generally recognizable class or group of which he or the individual or business he represents *or*
 1540 *serves* is a member.

1541 "Transaction" means any matter considered by the General Assembly, whether in a committee,
 1542 subcommittee, or other entity of the General Assembly or before the General Assembly itself, on which
 1543 official action is taken or contemplated.

1544 **§ 30-103.1. Certain gifts prohibited.**

1545 A. For purposes of this section:

1546 "Intangible gift" means a thing of temporary value or a thing that upon the happening of a certain
 1547 event or expiration of a given date loses its value. "Intangible gift" includes entertainment, hospitality, a
 1548 ticket, admission, or pass, transportation, lodgings, and meals that are reportable on Schedule E of the
 1549 disclosure form prescribed in § 2.2-3117.

1550 "Tangible gift" means a thing of value that does not lose its value upon the happening of a certain
 1551 event or expiration of a given date. "Tangible gift" includes currency, negotiable instrument, security,
 1552 stock option, or other financial instrument that are reportable on Schedule E of the disclosure form
 1553 prescribed in § 2.2-3117. "Tangible gift" does not include payments or reimbursements received for any

1554 intangible gift.

1555 B. A legislator or candidate for the General Assembly required to file the disclosure form prescribed
1556 in § 30-111 (i) shall not solicit, accept, or receive within any calendar year any single tangible gift with
1557 a value in excess of \$250 from any person that he knows or has reason to know is (a) a lobbyist
1558 registered pursuant to Article 3 (§ 2.2-418 et seq.) of Chapter 4 of Title 2.2; (b) a lobbyist's principal as
1559 defined in § 2.2-419; or (c) a person, organization, or business who is a party to or is seeking to
1560 become a party to a contract with the Commonwealth; (ii) shall report any tangible gift with a value of
1561 \$250 or less or any intangible gift received from any person listed in clause (i) on Schedule E of such
1562 disclosure form; and (iii) shall report any payments for talks, meetings, and publications on Schedule
1563 D-1 of such disclosure form. For purposes of this subsection, "person, organization, or business"
1564 includes individuals who are officers, directors, or owners of or who have a controlling ownership
1565 interest in such organization or business.

1566 C. The \$250 limitation imposed in accordance with this section shall be adjusted by the Council
1567 every five years, as of January 1 of that year, in an amount equal to the annual increases for that
1568 five-year period in the United States Average Consumer Price Index for all items, all urban consumers
1569 (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor, rounded to
1570 the nearest whole dollar.

1571 § 30-110. Disclosure.

1572 A. Every legislator and legislator-elect shall file, as a condition to assuming office, a disclosure
1573 statement of his personal interests and such other information as is specified on the form set forth in
1574 § 30-111 and thereafter shall file such a statement annually on or before January 8 semiannually by
1575 December 15 for the preceding six-month period complete through the last day of October and by June
1576 15 for the preceding six-month period complete through the last day of April. When the filing deadline
1577 falls on a Saturday, Sunday, or legal holiday, the disclosure statement shall be filed on the next day that
1578 is not a Saturday, Sunday, or legal holiday. Disclosure forms shall be provided by the clerk of the
1579 appropriate house to each legislator and legislator-elect not later than November 30 of each year
1580 Virginia Conflict of Interest and Ethics Advisory Council at least 30 days prior to the filing deadline.
1581 Members of the Senate shall file their disclosure forms with the Clerk of the Senate and members of the
1582 House of Delegates shall file their disclosure forms with the Clerk of the House of Delegates Virginia
1583 Conflict of Interest and Ethics Advisory Council. The disclosure forms of the members of the General
1584 Assembly shall be maintained as public records for five years in the office of the clerk of the
1585 appropriate house Virginia Conflict of Interest and Ethics Advisory Council.

1586 B. Candidates for the General Assembly shall file a disclosure statement of their personal interests as
1587 required by §§ 24.2-500 through 24.2-503.

1588 C. Any legislator who has a personal interest in any transaction pending before the General
1589 Assembly and who is disqualified from participating in that transaction pursuant to § 30-108 and the
1590 rules of his house shall disclose his interest in accordance with the applicable rule of his house.

1591 § 30-111. Disclosure form.

1592 A. The disclosure form to be used for filings required by subsections A and B of § 30-110 shall be
1593 substantially as follows:

STATEMENT OF ECONOMIC INTERESTS.

- 1594 Name
- 1595 Office or position held or sought
- 1596 Home address-Address
- 1597 Names of members of immediate family

1598 DEFINITIONS AND EXPLANATORY MATERIAL.

1600 "Business" means a corporation, partnership, sole proprietorship, firm, enterprise, franchise,
1601 association, trust or foundation, or any other individual or entity carrying on a business or profession,
1602 whether or not for profit.

1603 "Close financial association" means an association in which the filer shares significant financial
1604 involvement with an individual and the filer would reasonably be expected to be aware of the
1605 individual's business activities and would have access to the necessary records either directly or through
1606 the individual. "Close financial association" does not mean an association based on (i) the receipt of
1607 retirement benefits or deferred compensation from a business by which the legislator is no longer
1608 employed, or (ii) the receipt of compensation for work performed by the legislator as an independent
1609 contractor of a business that represents an entity before any state governmental agency when the
1610 legislator has had no communications with the state governmental agency.

1611 "Contingent liability" means a liability that is not presently fixed or determined, but may become
1612 fixed or determined in the future with the occurrence of some certain event.

1613 "Dependent" means any person, whether or not related by blood or marriage, who receives from the
1614 legislator, or provides to the legislator, more than one-half of his financial support.

1615 "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item
 1616 having monetary value. It includes services as well as gifts of transportation, ~~local travel~~, lodgings and
 1617 meals, whether provided in-kind, by purchase of a ticket, payment in advance or reimbursement after the
 1618 expense has been incurred. "Gift" ~~shall~~ *does not* include (i) any offer of a ticket, *coupon*, or other
 1619 admission or pass unless the ticket, *coupon*, admission, or pass is used; "Gift" ~~shall not include~~; (ii)
 1620 honorary degrees ~~and presents~~; (iii) *any athletic, merit, or need-based scholarship or any other financial*
 1621 *aid awarded by a public or private school, institution of higher education, or other educational program*
 1622 *pursuant to such school, institution, or program's financial aid standards and procedures applicable to*
 1623 *the general public*; (iv) *a campaign contribution properly received and reported pursuant to Chapter 9.3*
 1624 *(§ 24.2-945 et seq.) of Title 24.2*; (v) *any gift related to the private profession or occupation of a*
 1625 *legislator or of a member of his immediate family*; or (vi) gifts from relatives or personal friends.
 1626 "Relative" means the donee's spouse, child, uncle, aunt, niece, or nephew; a person to whom the donee
 1627 is engaged to be married; the donee's or his spouse's parent, grandparent, grandchild, brother, or sister;
 1628 or the donee's brother's or sister's spouse. "Personal friend" *does not include any person that the filer*
 1629 *knows or has reason to know is (a) a lobbyist registered pursuant to Article 3 (§ 2.2-418 et seq.) of*
 1630 *Chapter 4 of Title 2.2; (b) a lobbyist's principal as defined in § 2.2-419; or (c) a person, organization,*
 1631 *or business who is a party to or is seeking to become a party to a contract with the Commonwealth.*
 1632 "Person, organization, or business" *includes individuals who are officers, directors, or owners of or who*
 1633 *have a controlling ownership interest in such organization or business.*

1634 "Immediate family" means (i) a spouse ~~and~~, (ii) ~~any other person residing~~ *child who resides in the*
 1635 *same household as the legislator, and who is a dependent of the legislator or of whom the legislator is a*
 1636 *dependent, and (iii) any person with whom the legislator is habitually cohabiting.*

1637 "Lobbyist relationship" means (i) an engagement, agreement, or representation that relates to legal
 1638 services, consulting services, or public relations services, whether gratuitous or for compensation,
 1639 between a member or member-elect and any person who is, or has been within the prior calendar year,
 1640 registered as a lobbyist with the ~~Secretary of the Commonwealth~~ *Virginia Conflict of Interest and Ethics*
 1641 *Advisory Council*, or (ii) a greater than three percent ownership interest by a member or member-elect in
 1642 a business that employs, or engages as an independent contractor, any person who is, or has been within
 1643 the prior calendar year, registered as a lobbyist with the ~~Secretary of the Commonwealth~~ *Council*. The
 1644 disclosure of a lobbyist relationship shall not ~~(i)~~ (a) constitute a waiver of any attorney-client or other
 1645 privilege, ~~(ii)~~ (b) require a waiver of any attorney-client or other privilege for a third party, or ~~(iii)~~ (c)
 1646 be required where a member or member-elect is employed or engaged by a person and such person also
 1647 employs or engages a person in a lobbyist relationship so long as the member or member-elect has no
 1648 financial interest in the lobbyist relationship.

1649 TRUST. If you or your immediate family, separately or together, are the only beneficiaries of a trust,
 1650 treat the trust's assets as if you own them directly. If you or your immediate family has a proportional
 1651 interest in a trust, treat that proportion of the trust's assets as if you own them directly. For example, if
 1652 you and your immediate family have a one-third interest in a trust, complete your Statement as if you
 1653 own one-third of each of the trust's assets. If you or a member of your immediate family created a trust
 1654 and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

1655 REPORT TO THE BEST OF INFORMATION AND BELIEF. Information required on this
 1656 Statement must be provided on the basis of the best knowledge, information and belief of the individual
 1657 filing the Statement as of the date of this report unless otherwise stated.

1658 COMPLETE ITEMS 1 THROUGH 11. REFER TO SCHEDULES ONLY IF DIRECTED.

1659 You may attach additional explanatory information.

1660 1. Offices and Directorships.

1661 Are you or a member of your immediate family a paid officer or paid director of a business?

1662 EITHER check NO / / OR check YES / / and complete Schedule A.

1663 2. Personal Liabilities.

1664 Do you or a member of your immediate family owe more than ~~\$10,000~~ \$5,000 to any one creditor
 1665 including contingent liabilities? (Exclude debts to any government and loans secured by recorded liens
 1666 on property at least equal in value to the loan.)

1667 EITHER check NO / / OR check YES / / and complete Schedule B.

1668 3. Securities.

1669 Do you or a member of your immediate family, directly or indirectly, separately or together, own
 1670 securities valued in excess of ~~\$10,000~~ *invested* \$5,000 in one ~~business investment or, during the past six~~
 1671 *months, did you or a member of your immediate family, directly or indirectly, separately or together,*
 1672 *sell or otherwise transfer any securities from a single investment and the aggregate proceeds from all*
 1673 *such sales or transfers of securities from such investment exceeded \$5,000? Account for mutual funds,*
 1674 *limited partnerships and trusts.*

1675 EITHER check NO / / OR check YES / / and complete Schedule C.

1676 4. Payments for Talks, Meetings, and Publications.

1677 During the past ~~12~~ six months did you receive *in your capacity as a legislator* lodging,
 1678 transportation, money, or anything else of value with a combined value exceeding ~~\$200~~ \$50 (i) for a
 1679 single talk, meeting, or published work ~~in your capacity as a legislator~~ or (ii) for a meeting, conference,
 1680 or event where your attendance at the meeting, conference, or event was designed to (a) educate you on
 1681 issues relevant to your duties as a legislator, including issues faced by your constituents, or (b) enhance
 1682 your knowledge and skills relative to your duties as a legislator? Do not include payments and
 1683 reimbursements from the Commonwealth for meetings attended in your capacity as a legislator; see
 1684 Question 11 and Schedule D2 to report such meetings.

1685 EITHER check NO / / OR check YES / / and complete Schedule D.

1686 5. Gifts.

1687 During the past ~~12~~ six months did a business, government, or individual other than a relative or
 1688 personal friend (i) furnish you *or a member of your immediate family* with any gift or entertainment at a
 1689 single event, and the value received ~~by you~~ exceeded \$50 ~~in value~~ or (ii) furnish you *or a member of*
 1690 *your immediate family* with gifts or entertainment in any combination and the total value received ~~by~~
 1691 ~~you~~ exceeded \$100 ~~in total value~~, and for which you *or the member of your immediate family* neither
 1692 paid nor rendered services in exchange? Account for entertainment events only if the average value per
 1693 person attending the event exceeded \$50 ~~in value~~. Account for all business entertainment (except if
 1694 related to ~~your~~ the private profession or occupation of you or the member of your immediate family who
 1695 received such business entertainment) even if unrelated to your official duties.

1696 EITHER check NO / / OR check YES / / and complete Schedule E.

1697 6. Salary and Wages.

1698 List each employer that pays you or a member of your immediate family salary or wages in excess
 1699 of ~~\$10,000~~ \$5,000 annually. (Exclude any salary received as a member of the General Assembly
 1700 pursuant to § 30-19.11.)

1701 If no reportable salary or wages, check here / /.

1702

1703

1704

1705 7. Business Interests and Lobbyist Relationships.

1706 7A. Do you or a member of your immediate family, separately or together, operate your own
 1707 business, or own or control an interest in excess of ~~\$10,000~~ \$5,000 in a business?

1708 EITHER check NO / / OR check YES / / and complete Schedule F-1.

1709 7B. Do you have a lobbyist relationship as that term is defined above?

1710 EITHER check NO / / OR check YES / / and complete Schedule F-2.

1711 8. Payments for Representation and Other Services.

1712 8A. Did you represent any businesses before any state governmental agencies, excluding courts or
 1713 judges, for which you received total compensation during the past ~~12~~ six months in excess of \$1,000,
 1714 excluding compensation for other services to such businesses and representation consisting solely of the
 1715 filing of mandatory papers and subsequent representation regarding the mandatory papers?

1716 EITHER check NO / / OR check YES / / and complete Schedule G-1.

1717 8B. Subject to the same exceptions as in 8A, did persons with whom you have a close financial
 1718 association (partners, associates or others) represent any businesses before any state governmental agency
 1719 for which total compensation was received during the past ~~12~~ six months in excess of \$1,000?

1720 EITHER check NO / / OR check YES / / and complete Schedule G-2.

1721 8C. Did you or persons with whom you have a close financial association furnish services to
 1722 businesses operating in Virginia, pursuant to an agreement between you and such businesses, or between
 1723 persons with whom you have a close financial association and such businesses for which total
 1724 compensation in excess of \$1,000 was received during the past ~~12~~ six months? Services reported under
 1725 this provision shall not include services involving the representation of businesses that are reported
 1726 under question 8A or 8B above.

1727 EITHER check NO / / OR check YES / / and complete Schedule G-3.

1728 9. Real Estate.

1729 Do you or a member of your immediate family hold an interest, including a partnership interest,
 1730 valued at ~~\$10,000~~ or more than \$5,000 in real property (other than your principal residence) for which
 1731 you have not already listed the full address on Schedule F? Account for real estate held in trust.

1732 EITHER check NO / / OR check YES / / and complete Schedule H.

1733 10. Real Estate Contracts with State Governmental Agencies.

1734 Do you or a member of your immediate family hold an interest valued at more than ~~\$10,000~~ \$5,000
 1735 in real estate, including a corporate, partnership, or trust interest, option, easement, or land contract,
 1736 which real estate is the subject of a contract, whether pending or completed within the past ~~12~~ six
 1737 months, with a state governmental agency?

H O U S E

S U B S T I T U T E

S B 6 4 9 H 1

1797 Banks _____

1798 Savings institutions _____

1799 Other loan or finance companies _____

1800 Insurance companies _____

1801 Stock, commodity or other brokerage _____

1802 companies _____

1803 Other businesses: _____

1804 (State principal business activity for each _____

1805 creditor *and its name.*) _____

1806 _____

1807 _____

1808 _____

1809 Individual creditors: _____

1810 (State principal business or occupation of _____

1811 each creditor *and its name.*) _____

1812 _____

1813 _____

1814 _____

2. The personal debts of the members of my immediate family are as follows:

1817 _____

1818 _____

1819 _____

	Check one		
1820	Check	\$10,001	
1821	appropriate	\$5,001 to	More than
1822	categories	\$50,000	\$50,000

1823 Banks _____

1824 Savings institutions _____

1825 Other loan or finance companies _____

1826 Insurance companies _____

1827 Stock, commodity or other brokerage _____

1828 companies _____

1829 Other businesses: _____

1830 (State principal business activity for each _____

1831 creditor *and its name.*) _____

1832 _____

1833 _____

1834 _____

1835 Individual creditors: _____

1836 (State principal business or occupation of _____

1837 each creditor *and its name.*) _____

1838 _____

1839 _____

1840 _____

RETURN TO ITEM 3

SCHEDULE C - SECURITIES.

1844	"Securities" INCLUDES stocks, bonds,	"Securities" EXCLUDES
1845	mutual funds, limited partnerships,	certificates of deposit,
1846	exchange-traded funds, and	
1847	money market funds, annuity	
1848	commodity futures contracts.	
1849	contracts, and insurance policies.	

1850 Identify each ~~business or Virginia governmental entity~~ investment in which you or a member of your
 1851 immediate family, directly or indirectly, separately or together, (i) own securities valued in excess of
 1852 \$10,000 \$5,000 as of the last date of the reporting period or (ii) owned securities in one investment that
 1853 were sold or otherwise transferred during the reporting period and the aggregate proceeds from all

1854 such sales or transfers of securities from such investment during the reporting period exceeded \$5,000.

1855 Name each entity issuer and type of security individually.

1856 Do not list U.S. Bonds or other government securities not issued by the Commonwealth of Virginia
1857 or its authorities, agencies, or local governments. Do not list organizations that do not do business in
1858 this Commonwealth, but most major businesses conduct business in Virginia. Account for securities held
1859 in trust.

1860 If no reportable securities, check here / /.

1861

1862

1863

1864

1865

1866

1867

1868

1869

1870

1871

1872

1873

Check one

\$10,001

\$5,001

\$50,001

More

Type of Security

(stocks, bonds,

mutual funds, etc.)

to

to

than

Name of Issuer

Type of

Entity

RETURN TO ITEM 4

SCHEDULE D-1 - PAYMENTS FOR TALKS, MEETINGS, AND PUBLICATIONS.

1874 List each source from which you received during the past 12 six months in your capacity as a
1875 legislator lodging, transportation, money, or any other thing of value (excluding meals or drinks
1876 coincident with a meeting) with a combined value exceeding \$200 \$50 (i) for your presentation of a
1877 single talk, participation in one meeting, or publication of a work in your capacity as a legislator or (ii)
1878 for your attendance at a meeting, conference, or event where your attendance at the meeting,
1879 conference, or event was designed to (a) educate you on issues relevant to your duties as a legislator,
1880 including issues faced by your constituents, or (b) enhance your knowledge and skills relative to your
1881 duties as a legislator. Any lodging, transportation, money, or other thing of value received by a
1882 legislator that does not satisfy the criteria of clause (i), (ii) (a), or (ii) (b) shall be listed as a gift on
1883 Schedule E. Do not list payments or reimbursements by the Commonwealth. (See Schedule D-2 for such
1884 payments or reimbursements.) List a payment even if you donated it to charity. Do not list information
1885 about a payment if you returned it within 60 days or if you received it from an employer already listed
1886 under Item 6 or from a source of income listed on Schedule F.

1887 If no payment must be listed, check here / /.

1888

1889

1890

1891

1892

1893

1894

1895

1896

1897

1898

1899

Type of Payment
(e.g., Honoraria,
Travel reimburse-
ment, etc.)

Payer

Approximate Value

Circumstances

RETURN TO ITEM 5

SCHEDULE D-2 - PAYMENTS BY THE COMMONWEALTH FOR MEETINGS.

1901 List each meeting for which the Commonwealth provided payments or reimbursements during the
1902 past 12 six months to you for lodging, transportation, money, or any other thing of value (excluding
1903 meals or drinks coincident with a meeting) with a combined value exceeding \$200 \$50 for your
1904 participation in your capacity as a legislator. Do not list payments or reimbursements by the
1905 Commonwealth for meetings or travel within the Commonwealth.

1906 If no payment must be listed, check here / /.

1907

1908

1909

1910

1911

1912

Type of Payment
(e.g., Travel
reimbursement,

1913	Payer	Approximate Value	Circumstances	etc.)
1914	_____	_____	_____	_____
1915	_____	_____	_____	_____
1916	_____	_____	_____	_____
1917	_____	_____	_____	_____

1918
1919 SCHEDULE E - GIFTS.

1920 List each business, governmental entity, or individual that, during the past ~~12~~ six months, (i)
 1921 furnished you or a member of your immediate family with any gift or entertainment at a single event,
 1922 and the value received by you exceeded \$50; ~~in value~~ or (ii) furnished you or a member of your
 1923 immediate family with gifts or entertainment in any combination and the total value received by you
 1924 exceeded \$100 ~~in total value~~; and for which you or the member of your immediate family neither paid
 1925 nor rendered services in exchange. List each such gift or event.

1926 Do not list entertainment events unless the average value per person attending the event exceeded
 1927 \$50 ~~in value~~. Do not list business entertainment related to ~~your~~ the private profession or occupation of
 1928 you or the member of your immediate family who received such business entertainment. Do not list gifts
 1929 or other things of value given by a relative or personal friend for reasons clearly unrelated to your
 1930 public position. Do not list campaign contributions publicly reported as required by Chapter 9.3
 1931 (§ 24.2-945 et seq.) of Title 24.2 of the Code of Virginia.

1932	_____			
1933	_____			
1934	Name of Business,	City or	Exact	
1935	Name of	Organization, or	County	Approximate
1936	Recipient	Individual	and State	Value
1937	_____	_____	_____	_____
1938	_____	_____	_____	_____
1939	_____	_____	_____	_____
1940	_____	_____	_____	_____
1941	_____			

1942 RETURN TO ITEM 6

1943 SCHEDULE F-1 - BUSINESS INTERESTS.

1944 Complete this Schedule for each self-owned or family-owned business (including rental property, a
 1945 farm, or consulting work), partnership, or corporation in which you or a member of your immediate
 1946 family, separately or together, own an interest having a value in excess of ~~\$10,000~~ \$5,000.

1947 If the enterprise is owned or operated under a trade, partnership, or corporate name, list that name;
 1948 otherwise, merely explain the nature of the enterprise. If rental property is owned or operated under a
 1949 trade, partnership, or corporate name, list the name only; otherwise, give the address of each property.
 1950 Account for business interests held in trust.

1951	_____				
1952	_____				
1953	Name of				
1954	Business				
1955	Corporation,				
1956	Partnership,	Nature of		Gross income	
1957	Farm;	Enterprise			
1958	Address of	City or	(farming,	\$50,001	More
1959	Rental	County	law, rental	to	than
1960	Property	and State	property, etc.)	or less	\$250,000
1961	_____	_____	_____	_____	_____
1962	_____	_____	_____	_____	_____
1963	_____	_____	_____	_____	_____
1964	_____	_____	_____	_____	_____
1965	_____				

1966 RETURN TO ITEM 8

1967 SCHEDULE F-2 - LOBBYIST RELATIONSHIPS AND PAYMENTS.

1968 Complete this Schedule for each lobbyist relationship with the following:
 1969 (i) any person who is, or has been within the prior calendar year, registered as a lobbyist with the
 1970 Secretary of the Commonwealth Virginia Conflict of Interest and Ethics Advisory Council, or

1971 (ii) any business in which you have a greater than three percent ownership interest and that business
1972 employs, or engages as an independent contractor, any person who is, or has been within the prior
1973 calendar year, registered as a lobbyist with the of the Commonwealth Council.

1974
1975
1976 Payments to
1977 Lobbyist
1978 More than
1979 List each person Describe each Dates of \$10,000 \$10,001
1980 or business relationship relationship or less \$10,000
1981
1982
1983
1984
1985
1986

1987 THE DISCLOSURE OF A LOBBYIST RELATIONSHIP SHALL NOT (I) CONSTITUTE A
1988 WAIVER OF ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE, (II) REQUIRE A WAIVER OF
1989 ANY ATTORNEY-CLIENT OR OTHER PRIVILEGE FOR A THIRD PARTY, OR (III) BE
1990 REQUIRED WHERE A MEMBER OR MEMBER-ELECT IS EMPLOYED OR ENGAGED BY A
1991 PERSON AND SUCH PERSON ALSO EMPLOYS OR ENGAGES A PERSON IN A LOBBYIST
1992 RELATIONSHIP SO LONG AS THE MEMBER OR MEMBER-ELECT HAS NO FINANCIAL
1993 INTEREST IN THE LOBBYIST RELATIONSHIP.

1994 SCHEDULE G-1 - PAYMENTS FOR REPRESENTATION BY YOU.

1995 List the businesses you represented before any state governmental agency, excluding any court or
1996 judge, for which you received total compensation during the past 12 six months in excess of \$1,000,
1997 excluding compensation for other services to such businesses and representation consisting solely of the
1998 filing of mandatory papers and subsequent representation regarding the mandatory papers filed by you.

1999 Identify each business, the nature of the representation and the amount received by dollar category
2000 from each such business. You may state the type, rather than name, of the business if you are required
2001 by law not to reveal the name of the business represented by you.

2002
2003
2004 Pur-
2005 pose Amount Received
2006 Name Type of
2007 of of Repr- Name \$1,001 \$10,001 \$50,001 \$100,001
2008 Busi- Busi- senta- of to to to to \$250,001
2009 ness ness tion Agency \$10,000 \$50,000 \$100,000 \$250,000 and over
2010
2011
2012
2013
2014

2015 If you have received \$250,001 or more from a single business within the reporting period, indicate
2016 the amount received, rounded to the nearest \$10,000. Amount Received: _____.

2017 SCHEDULE G-2 - PAYMENTS FOR REPRESENTATION BY ASSOCIATES.

2018 List the businesses that have been represented before any state governmental agency, excluding any
2019 court or judge, by persons who are your partners, associates or others with whom you have a close
2020 financial association and who received total compensation in excess of \$1,000 for such representation
2021 during the past 12 six months, excluding representation consisting solely of the filing of mandatory
2022 papers and subsequent representation regarding the mandatory papers filed by your partners, associates
2023 or others with whom you have a close financial association.

2024 Identify such businesses by type and also name the state governmental agencies before which such
2025 person appeared on behalf of such businesses.

2026
2027
2028 Type of Business Name of State Governmental Agency
2029

2030 _____
 2031 _____
 2032 _____
 2033 _____

SCHEDULE G-3 - PAYMENTS FOR OTHER SERVICES GENERALLY.

2034 Indicate below types of businesses that operate in Virginia to which services were furnished by you
 2035 or persons with whom you have a close financial association pursuant to an agreement between you and
 2036 such businesses, or between persons with whom you have a close financial association and such
 2037 businesses and for which total compensation in excess of \$1,000 was received during the past ~~12~~ six
 2038 months. Services reported in this Schedule shall not include services involving the representation of
 2039 businesses that are reported in Schedule G-1 or G-2 above.

2040 Identify opposite each category of businesses listed below (i) the type of business, (ii) the type of
 2041 service rendered and (iii) the value by dollar category of the compensation received for all businesses
 2042 falling within each category.
 2043

2044	2045	2046	2047	2048	2049	2050	2051	2052
		Check	if Type		Value of Compensation			
		ser-	of					
		vices	ser-					
		were	vice	\$1,001	\$10,001	\$50,001	\$100,001	
		ren-	ren-	to	to	to	to	\$250,001
		dered	dered	\$10,000	\$50,000	\$100,000	\$250,000	and over
2053	Electric utilities	_____	_____	_____	_____	_____	_____	_____
2054	Gas utilities	_____	_____	_____	_____	_____	_____	_____
2055	Telephone utilities	_____	_____	_____	_____	_____	_____	_____
2056	Water utilities	_____	_____	_____	_____	_____	_____	_____
2057	Cable television	_____	_____	_____	_____	_____	_____	_____
2058	companies	_____	_____	_____	_____	_____	_____	_____
2059	Interstate	_____	_____	_____	_____	_____	_____	_____
2060	transportation	_____	_____	_____	_____	_____	_____	_____
2061	companies	_____	_____	_____	_____	_____	_____	_____
2062	Intrastate	_____	_____	_____	_____	_____	_____	_____
2063	transportation	_____	_____	_____	_____	_____	_____	_____
2064	companies	_____	_____	_____	_____	_____	_____	_____
2065	Oil or gas retail	_____	_____	_____	_____	_____	_____	_____
2066	companies	_____	_____	_____	_____	_____	_____	_____
2067	Banks	_____	_____	_____	_____	_____	_____	_____
2068	Savings	_____	_____	_____	_____	_____	_____	_____
2069	institutions	_____	_____	_____	_____	_____	_____	_____
2070	Loan or finance	_____	_____	_____	_____	_____	_____	_____
2071	companies	_____	_____	_____	_____	_____	_____	_____
2072	Manufacturing	_____	_____	_____	_____	_____	_____	_____
2073	companies (state	_____	_____	_____	_____	_____	_____	_____
2074	type of product,	_____	_____	_____	_____	_____	_____	_____
2075	e.g., textile,	_____	_____	_____	_____	_____	_____	_____
2076	furniture, etc.)	_____	_____	_____	_____	_____	_____	_____
2077	Mining companies	_____	_____	_____	_____	_____	_____	_____
2078	Life insurance	_____	_____	_____	_____	_____	_____	_____
2079	companies	_____	_____	_____	_____	_____	_____	_____
2080	Casualty insurance	_____	_____	_____	_____	_____	_____	_____
2081	companies	_____	_____	_____	_____	_____	_____	_____
2082	Other insurance	_____	_____	_____	_____	_____	_____	_____
2083	companies	_____	_____	_____	_____	_____	_____	_____
2084	Retail companies	_____	_____	_____	_____	_____	_____	_____
2085	Beer, wine or	_____	_____	_____	_____	_____	_____	_____
2086	liquor companies	_____	_____	_____	_____	_____	_____	_____

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2145 _____
 2146 _____
 2147 _____
 2148 _____
 2149 _____

2150 B. Any legislator who makes a knowing misstatement of a material fact on the Statement of
 2151 Economic Interests shall be subject to disciplinary action for such violations by the house in which the
 2152 legislator sits.

2153 C. ~~In accordance with the rules of each house, the~~ *The* Statement of Economic Interests of all
 2154 members of each house shall be reviewed ~~by the Council~~. If a legislator's Statement is found to be
 2155 inadequate as filed, the legislator shall be notified in writing and directed to file an amended Statement
 2156 correcting the indicated deficiencies, and a time shall be set within which such amendment shall be
 2157 filed. If the Statement of Economic Interests, in either its original or amended form, is found to be
 2158 adequate as filed, the legislator's filing shall be deemed in full compliance with this section as to the
 2159 information disclosed thereon.

2160 D. Ten percent of the membership of a house, on the basis of newly discovered facts, may in writing
 2161 request the house in which those members sit, in accordance with the rules of that house, to review the
 2162 Statement of Economic Interests of another member of that house in order to determine the adequacy of
 2163 his filing. In accordance with the rules of each house, each Statement of Economic Interests shall be
 2164 promptly reviewed, the adequacy of the filing determined, and notice given in writing to the legislator
 2165 whose Statement is in issue. Should it be determined that the Statement requires correction,
 2166 augmentation or revision, the legislator involved shall be directed to make the changes required within
 2167 such time as shall be set under the rules of each house.

2168 If a legislator, after having been notified in writing in accordance with the rules of the house in
 2169 which he sits that his Statement is inadequate as filed, fails to amend his Statement so as to come into
 2170 compliance within the time limit set, he shall be subject to disciplinary action by the house in which he
 2171 sits. No legislator shall vote on any question relating to his own Statement.

2172 **§ 30-112. Senate and House Ethics Advisory Panels; membership; terms; quorum;**
 2173 **compensation and expenses.**

2174 A. The Senate Ethics Advisory Panel and the House Ethics Advisory Panel are established in the
 2175 legislative branch of state government. The provisions of §§ 30-112 through 30-119 shall be applicable
 2176 to each panel.

2177 B. The Senate Ethics Advisory Panel shall be composed of five nonlegislative citizen members: three
 2178 of whom shall be former members of the Senate; and two of whom shall be citizens of the
 2179 Commonwealth at large who have not previously held such office. All members of the Panel shall be
 2180 citizens of the Commonwealth. No member shall engage in activities requiring him to register as a
 2181 lobbyist under § 2.2-422 during his tenure on the Panel.

2182 The members shall be nominated by the Committee on Rules of the Senate and confirmed by the
 2183 Senate *by a majority vote of (i) the members present of the majority party and (ii) the members present*
 2184 *of the minority party*. After initial appointments, all appointments shall be for terms of four years each
 2185 except for unexpired terms. Nominations shall be made so as to assure bipartisan representation on the
 2186 Panel.

2187 C. The House Ethics Advisory Panel shall be composed of five nonlegislative citizen members: one
 2188 of whom shall be a retired justice or judge of a court of record; two of whom shall be former members
 2189 of the House of Delegates; and two of whom shall be citizens of the Commonwealth at large, at least
 2190 one of whom shall not have previously held such office. All members of the Panel shall be citizens of
 2191 the Commonwealth. No member shall engage in activities requiring him to register as a lobbyist under
 2192 § 2.2-422 during his tenure on the Panel.

2193 The members shall be nominated by the Speaker of the House of Delegates and confirmed by the
 2194 House of Delegates *by a majority vote of (i) the members present of the majority party and (ii) the*
 2195 *members present of the minority party*. After initial appointments, all appointments shall be for terms of
 2196 four years each except for unexpired terms. Nominations shall be made so as to assure bipartisan
 2197 representation on the Panel.

2198 D. Each panel shall elect its own chairman and vice-chairman from among its membership.

2199 E. No member shall serve more than three successive four-year terms. Vacancies shall be filled only
 2200 for the unexpired term. Vacancies shall be filled in the same manner as the original appointments. The
 2201 remainder of any term to which a member is appointed to fill a vacancy shall not constitute a term in
 2202 determining the member's eligibility for reappointment.

2203 F. Three members shall constitute a quorum on each panel. A vacancy shall not impair the right of
 2204 the remaining members to exercise all powers of the Panel. Meetings of each panel shall be held at the
 2205 call of the chairman or whenever the majority of the members so request.

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2206 G. The members of each panel, while serving on the business of the Panel, are performing legislative
 2207 duties and shall be entitled to the compensation and reimbursement of expenses to which members of
 2208 the General Assembly are entitled when performing legislative duties pursuant to §§ 2.2-2813, 2.2-2825,
 2209 and 30-19.12. Funding for the cost of compensation and expenses of the members of the Senate Ethics
 2210 Advisory Panel shall be provided by the Office of the Clerk of the Senate and the funding for the cost
 2211 of compensation and expenses of the House Ethics Advisory Panel shall be provided by the Office of
 2212 the Clerk of the House of Delegates.

2213 **§ 30-114. Filing of complaints; procedures; disposition.**

2214 A. In response to the signed and sworn complaint of any citizen of the Commonwealth, which is
 2215 subscribed by the maker as true under penalty of perjury, submitted to the Panel, the Panel shall inquire
 2216 into any alleged violation of Articles 2 (§ 30-102 et seq.) through 5 (§ 30-109 et seq.) of this chapter by
 2217 any member of the respective house of the General Assembly in his current term or his immediate prior
 2218 term. Complaints shall be filed with the ~~Director of the Division of Legislative Services Virginia~~
 2219 ~~Conflict of Interest and Ethics Advisory Council, who~~ which shall promptly (i) submit the complaint to
 2220 the chairman of the appropriate Panel and (ii) forward a copy of the complaint to the legislator named
 2221 in the complaint. The chairman shall promptly notify the Panel of the complaint. No complaint shall be
 2222 filed with the Panel 60 or fewer days before a primary election or other nominating event or before a
 2223 general election in which the cited legislator is running for office, and the Panel shall not accept or act
 2224 on any complaint received during this period.

2225 B. The Panel shall determine, during its preliminary investigation, whether the facts stated in the
 2226 complaint taken as true are sufficient to show a violation of Articles 2 (§ 30-102 et seq.) through 5
 2227 (§ 30-109 et seq.) of this chapter. If the facts, as stated in the complaint, fail to give rise to such a
 2228 violation, then the Panel shall dismiss the complaint. If the facts, as stated in the complaint, give rise to
 2229 such a violation, then the Panel shall request that the complainant appear and testify under oath as to the
 2230 complaint and the allegations therein. After hearing the testimony and reviewing any other evidence
 2231 provided by the complainant, the Panel shall dismiss the complaint if the Panel fails to find by a
 2232 preponderance of the evidence that such violation has occurred. If the Panel finds otherwise, it shall
 2233 proceed with the inquiry.

2234 C. If after such preliminary investigation, the Panel determines to proceed with an inquiry into the
 2235 conduct of any legislator, the Panel (i) shall immediately notify in writing the individual who filed the
 2236 complaint and the cited legislator as to the fact of the inquiry and the charges against the legislator and
 2237 (ii) shall schedule one or more hearings on the matter. The legislator shall have the right to present
 2238 evidence, cross-examine witnesses, face and examine the accuser, and be represented by counsel at any
 2239 hearings. In its discretion, the Panel may grant the legislator any other rights or privileges not
 2240 specifically enumerated in this subsection. Once the Panel has determined to proceed with an inquiry, its
 2241 meetings and hearings shall be open to the public.

2242 D. Once the Panel determines to proceed with an inquiry into the conduct of any legislator, the Panel
 2243 shall complete its investigations and dispose of the matter as provided in § 30-116 notwithstanding the
 2244 resignation of the legislator during the course of the Panel's proceedings.

2245 **§ 30-117. Confidentiality of proceedings.**

2246 All proceedings during the investigation of any complaint by the Panel shall be confidential. This
 2247 rule of confidentiality shall apply to Panel members and their staff and, the Committee on Privileges and
 2248 Elections and its staff, and the *Virginia Conflict of Interest and Ethics Advisory Council*.

2249 **§ 30-118. Staff for Panel.**

2250 The Panel may hire staff and outside counsel to assist the Panel and to conduct examinations of
 2251 witnesses, subject to the approval of the President Pro Tempore of the Senate for the Senate Ethics
 2252 Advisory Panel and subject to the approval of the Speaker of the House of Delegates for the House
 2253 Ethics Advisory Panel. The Panel may have the ~~Director of the Division of Legislative Services, and~~
 2254 ~~such additional staff as he may assign, assist the Panel during its preliminary investigation and during its~~
 2255 ~~proceedings.~~

2256 **§ 30-124. Advisory opinions.**

2257 A legislator shall not be prosecuted or disciplined for a violation of this chapter if his alleged
 2258 violation resulted from his good faith reliance on a written opinion of a committee on standards of
 2259 conduct established pursuant to § 30-120, or an opinion of the Attorney General as provided in
 2260 § 30-122, or a formal opinion of the *Virginia Conflict of Interest and Ethics Advisory Council*
 2261 established pursuant to § 30-348, and the opinion was made after his full disclosure of the facts.

2262 *Article 6.*

2263 *Ethics Orientation Sessions.*

2264 **§ 30-129.1. Orientation sessions on ethics and conflicts of interests.**

2265 *The Virginia Conflict of Interest and Ethics Advisory Council shall conduct an orientation session (i)*
 2266 *for new and returning General Assembly members preceding each even-numbered year regular session*
 2267 *and (ii) for any new General Assembly member who is elected in a special election and whose term*

2268 commences after the date of the orientation session provided for in clause (i) and at least six months
2269 before the date of the next such orientation session within three months of his election. Attendance at
2270 the full orientation session shall be mandatory for newly elected members. Attendance at a refresher
2271 session lasting at least two hours shall be mandatory for returning members and may be accomplished
2272 by online participation. There shall be no penalty for the failure of a member to attend the full or
2273 refresher orientation session, but the member must disclose his attendance pursuant to § 30-111.

2274 **§ 30-129.2. Content of orientation sessions.**

2275 The orientation session shall provide information and training for the members on ethics and
2276 conflicts of interests, on the provisions of the General Assembly Conflicts of Interests Act (§ 30-100 et
2277 seq.), on relevant federal law provisions, and on related issues involving lobbying. Refresher sessions
2278 may be offered online.

2279 **§ 30-129.3. Orientation session preparations.**

2280 Those conducting the orientation sessions may call on other agencies in the legislative or executive
2281 branches for assistance, may invite experts to assist in the sessions, and shall, upon request of a
2282 member who holds a professional license or certification, apply for continuing education credits with the
2283 appropriate licensing or certifying entity for the sessions.

2284 CHAPTER 55.

2285 VIRGINIA CONFLICT OF INTEREST AND ETHICS ADVISORY COUNCIL.

2286 **§ 30-348. Virginia Conflict of Interest and Ethics Advisory Council; membership; terms; quorum;**
2287 **expenses.**

2288 A. The Virginia Conflict of Interest and Ethics Advisory Council (the Council) is hereby created as
2289 an advisory council in the legislative branch to encourage and facilitate compliance with the State and
2290 Local Government Conflict of Interests Act (§ 2.2-3100 et seq.) and the General Assembly Conflicts of
2291 Interests Act (§ 30-100 et seq.) (hereafter the Acts) and the lobbying laws in Article 3 (§ 2.2-418 et seq.)
2292 of Chapter 4 of Title 2.2 (hereafter Article 3).

2293 B. The Council shall consist of 15 members as follows: four members appointed by the Speaker of
2294 the House of Delegates, two of whom shall be members of the House of Delegates and two of whom
2295 shall be nonlegislative citizen members; four members appointed by the Senate Committee on Rules, two
2296 of whom shall be members of the Senate and two of whom shall be nonlegislative citizen members; four
2297 members appointed by the Governor, two of whom shall be executive branch employees and two of
2298 whom shall be nonlegislative citizen members; one member designated by the Attorney General; one
2299 member appointed by the Speaker of the House of Delegates from a list of three nominees submitted by
2300 the Virginia Association of Counties; and one member appointed by the Senate Committee on Rules
2301 from a list of three nominees submitted by the Virginia Municipal League. All members of the Council
2302 are subject to confirmation by the General Assembly by a majority vote in each house of (i) the
2303 members present of the majority party and (ii) the members present of the minority party.

2304 C. All appointments following the initial staggering of terms shall be for terms of four years, except
2305 that appointments to fill vacancies shall be for the unexpired terms in the same manner as the original
2306 appointment. No nonlegislative citizen member shall be eligible to serve for more than two successive
2307 four-year terms. However, after the expiration of a term of three years or less, or after the expiration of
2308 the remainder of a term to which appointed to fill a vacancy, two additional terms may be served by
2309 such member if appointed thereto. Legislative members and other state government officials shall serve
2310 terms coincident with their terms of office. Legislative members may be reappointed for successive
2311 terms.

2312 D. The members of the Council shall elect from among their membership a chairman and a
2313 vice-chairman for two-year terms. The chairman and vice-chairman may not succeed themselves to the
2314 same position. The Council shall hold meetings quarterly or upon the call of the chairman. A majority
2315 of the Council shall constitute a quorum.

2316 E. Members of the Council shall receive no compensation for their services but shall be reimbursed
2317 for all reasonable and necessary expenses incurred in the performance of their duties as provided in
2318 §§ 2.2-2813, 2.2-2825, and 30-19.12, as appropriate. Funding for expenses of the members shall be
2319 provided from existing appropriations to the Council.

2320 **§ 30-349. Powers and duties of the Council.**

2321 The Council shall:

2322 1. Review all disclosure forms filed by lobbyists pursuant to Article 3 and by state and local
2323 government officers and employees and legislators pursuant to the Acts. The Council's review shall
2324 include the reading of all disclosure forms for completeness and accuracy and be followed by requests
2325 for amendments to assure the completeness of and correction of errors in the forms;

2326 2. Accept any disclosure forms by computer or electronic means in accordance with the standards
2327 approved by the Council and using software meeting standards approved by it. The Council shall
2328 provide software to filers without charge and may prescribe the method of execution and certification of

- 2329 *electronically filed forms and the procedures for receiving forms in the office of the Council;*
2330 *3. Beginning July 1, 2015, establish and maintain a searchable electronic database comprising*
2331 *disclosure forms filed pursuant to §§ 2.2-426, 2.2-3117, and 30-111. Such database shall be available to*
2332 *the public through the Council's official website;*
2333 *4. Furnish, upon request, formal advisory opinions or guidelines and other appropriate information,*
2334 *including informal advice, regarding ethics and conflicts issues arising under Article 3 or the Acts to*
2335 *any person or to any agency of state or local government, in an expeditious manner. Informal advice*
2336 *given by the Council is confidential, is excluded from the provisions of the Virginia Freedom of*
2337 *Information Act (§ 2.2-3700 et seq.), and shall not be disclosed except pursuant to an order from a*
2338 *court of competent jurisdiction or if the person or agency who sought the informal advice requests that*
2339 *such advice be disclosed;*
2340 *5. Conduct training seminars and educational programs for lobbyists, state and local government*
2341 *officers and employees and legislators, and other interested persons on the requirements of Article 3*
2342 *and the Acts and provide ethics orientation sessions for legislators in compliance with Article 6*
2343 *(§ 30-129.1 et seq.) of Chapter 13;*
2344 *6. Approve orientation courses conducted pursuant to § 2.2-3128 and, upon request, review the*
2345 *educational materials and approve any training or course on the requirements of Article 3 and the Acts*
2346 *conducted for state and local government officers and employees;*
2347 *7. Publish such educational materials as it deems appropriate on the provisions of Article 3 and the*
2348 *Acts;*
2349 *8. Review actions taken in the General Assembly with respect to the discipline of its members for the*
2350 *purpose of offering nonbinding advice;*
2351 *9. Request from any agency of state or local government such assistance, services, and information*
2352 *as will enable the Council to effectively carry out its responsibilities. Information provided to the*
2353 *Council by an agency of state or local government shall not be released to any other party unless*
2354 *authorized by such agency; and*
2355 *10. Report on or before December 1 of each year on its activities and findings regarding Article 3*
2356 *and the Acts, including recommendations for changes in the laws, to the General Assembly and the*
2357 *Governor. The annual report shall be submitted by the chairman as provided in the procedures of the*
2358 *Division of Legislative Automated Systems for the processing of legislative documents and reports and*
2359 *shall be published as a state document.*
2360 **§ 30-350. Staff.**
2361 *Staff assistance to the Council shall be provided by the Division of Legislative Services. Staff shall*
2362 *perform those duties assigned to it by the Council, including those duties enumerated in § 30-349.*
2363 **§ 30-351. Cooperation of agencies of state and local government.**
2364 *Every department, division, board, bureau, commission, authority, or political subdivision of the*
2365 *Commonwealth shall cooperate with, and provide such assistance to, the Council as the Council may*
2366 *request.*
2367 **2. That the initial terms of the nonlegislative citizen members of the Virginia Conflict of Interest**
2368 **and Ethics Advisory Council appointed pursuant to this act shall be staggered as follows: (i) two**
2369 **members, one appointed by the Speaker of the House of Delegates and one appointed by the**
2370 **Senate Committee on Rules, for a term of two years; (ii) two members, one appointed by the**
2371 **Speaker of the House of Delegates and one appointed by the Governor, for a term of three years;**
2372 **(iii) two members, one member appointed by the Senate Committee on Rules and one appointed**
2373 **by the Governor, for a term of four years; and (iv) the designee of the Attorney General and the**
2374 **appointed representatives of the Virginia Association of Counties and Virginia Municipal League**
2375 **for a term of one year. Thereafter, the terms of members shall be for four years.**
2376 **3. That the Virginia Conflict of Interest and Ethics Advisory Council shall review the current**
2377 **statutory disclosure forms located at §§ 2.2-426, 2.2-3117, and 30-111 of the Code of Virginia and**
2378 **promulgate revised forms consistent with the provisions of this act. The Council shall submit its**
2379 **proposed revised forms to the General Assembly on or before November 15, 2015.**
2380 **4. That the provisions of this act do not affect the requirement that each lobbyist required to file a**
2381 **report of expenditures pursuant to § 2.2-426 of the Code of Virginia shall file such report by July**
2382 **1, 2014, for the preceding 12-month period complete through the last day of April and shall**
2383 **thereafter follow the semiannual reporting schedule set forth in § 2.2-426.**
2384 **5. That the provisions of this act may result in a net increase in periods of imprisonment or**
2385 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation is \$0**
2386 **for periods of imprisonment in state adult correctional facilities and is \$0 for periods of**
2387 **commitment to the custody of the Department of Juvenile Justice.**